



STATE OF WISCONSIN Assembly Journal

Ninety-Eighth Regular Session

11:55 A.M.

TUESDAY, October 2, 2007

The Assembly met in the Assembly Chamber located in the State Capitol.

Representative Honadel in the chair.

The Assembly dispensed with the call of the roll.

ADMINISTRATIVE RULES

Assembly Clearinghouse Rule 07-006

Relating to safe production, processing, distribution, and sale of milk and dairy products.

Submitted by Department of Agriculture, Trade and Consumer Protection.

Report received from Agency, September 17, 2007.

To committee on **Agriculture**.

Referred on October 1, 2007.

Assembly Clearinghouse Rule 07-026

Relating to use of department properties.

Submitted by Department of Natural Resources.

Report received from Agency, September 17, 2007.

To committee on **Natural Resources**.

Referred on October 1, 2007.

INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

Assembly Joint Resolution 69

Relating to: appointment of an arbitrator to resolve the differences between the 2 houses in the committee on conference on 2007 Senate Bill 40, the executive budget bill of the 2007 legislature.

By Representatives Boyle and Staskunas.

To committee on **Assembly Organization**.

Assembly Joint Resolution 70

Relating to: appointment of a new committee of conference on 2007 Senate Bill 40, the executive budget bill of the 2007 legislature.

By Representatives Boyle and Staskunas.

To committee on **Assembly Organization**.

Assembly Bill 516

Relating to: disclosing income and franchise tax settlements and audits.

By Representatives Black, Musser, Jorgensen, Zepnick, Pocan, Seidel, Berceau and A. Williams; cosponsored by Senators Jauch, Sullivan, Lehman and Hansen.

To committee on **Ways and Means**.

Assembly Bill 517

Relating to: eliminating racial balance as a basis for rejecting a pupil under the Open Enrollment Program.

By Representatives Nass, Suder, Tauchen, Nygren, Bies, Vos, Hahn, Owens, LeMahieu, Mursau, Pridemore, A. Ott, Jeskewitz and Albers; cosponsored by Senator Lazich.

To committee on **Education Reform**.

Assembly Bill 518

Relating to: the design of special distinguishing registration plates for groups that are military in nature.

By Representatives Musser, Turner, Bies, M. Williams, Ziegelbauer, Tauchen, Boyle, Gronemus, Nass, A. Ott, Townsend and Ballweg; cosponsored by Senators Sullivan, Leibham, Cowles, Roessler and Schultz.

To committee on **Transportation**.

Assembly Bill 519

Relating to: acceptance of certain political contributions by certain members of the legislature and committees.

By Representatives Wasserman, Jorgensen, Berceau, Boyle, Hraychuck, Seidel, Sinicki, Soletski, Van Akkeren and Vruwink; cosponsored by Senators Lehman and Sullivan.

To committee on **Elections and Constitutional Law**.

SPEAKER'S COMMUNICATIONS

September 28, 2007

Patrick Fuller
Assembly Chief Clerk
17 West Main Street, Suite 401
Madison, WI 53708

Dear Chief Clerk Fuller:

This letter is to inform you of a change on the Joint Committee for Review of Administrative Rules. Per the request I received from Minority Leader Jim Kreuser, please remove Representative Thomas Nelson and replace him temporarily with Representative Jim Kreuser until a permanent replacement is found.

Thank you for your assistance. Please let me know if you should have any questions or concerns.

Sincerely,
MIKE HUEBSCH
Assembly Speaker

COMMUNICATIONS

September 27, 2007

Patrick Fuller
Assembly Chief Clerk
17 West Main Street, Suite 401
Madison, WI 53708

Dear Speaker Huebsch:

Please remove Representative Thomas Nelson from the Joint Committee for Review of Administrative Rules. I will be serving as a temporary replacement on that committee until a permanent replacement is selected.

Sincerely,
JIM KREUSER
Assembly Democratic Leader

October 1, 2007

Patrick Fuller
Assembly Chief Clerk
17 West Main Street, Suite 401
Madison, WI 53708

Dear Patrick:

I am pleased to transmit to you the following reports to the 2007 Legislature on legislation introduced by the Joint Legislative Council:

RL 2007-19 Special Committee on Affirmative Action
[2007 Senate Bill 265 and 2007 Assembly Bill 510]

I would appreciate your including this letter in the Journal for the information of the membership. Additional copies of these reports are available at the Legislative Council Staff offices, One East Main, Suite 401, or from our web page at <http://www.legis.state.wi.us/lc>.

Sincerely,
TERRY C. ANDERSON
Joint Legislative Council
Director

REFERRAL OF AGENCY REPORTS

State of Wisconsin
Groundwater Coordinating Council
Madison

August 2007

To the Honorable, the Legislature:

The Groundwater Coordinating Council (GCC) is pleased to release its 2007 Report to the Legislature. The GCC was formed in 1984 to help state agencies coordinate non-regulatory activities and exchange information on groundwater. For the past 23 years, the GCC has served as a model for interagency coordination and cooperation among state agencies, the Governor, local and federal government, and the university. It is one of the few groups in the nation to effectively coordinate groundwater activities in its state from an advisory position.

This report summarizes GCC and agency activities related to groundwater protection and management in FY 07 (July 1, 2006 to June 30, 2007) and provides an overview of the condition of the groundwater resource. See the Executive Summary for highlights and the GCC's recommendations in Future Directions for Groundwater Protection. The full report will be made available online at <http://dnr.wi.gov/org/water/dwg/gcc/rtl/gccreport.htm>.

We hope you will find this report to be a useful reference in protecting Wisconsin's valuable groundwater resource.

Sincerely,
TODD AMBS, CHAIR
Groundwater Coordinating Council

Referred to committee on **Natural Resources**.

State of Wisconsin
Department of Administration
Madison

September 28, 2007

To the Honorable, the Legislature:

This report is transmitted as required by s. 20.002(11)(f), Wisconsin Statutes, (for distribution to the appropriate standing committees under s. 13.172(3), Wisconsin Statutes) and confirms that the Department of Administration has found it necessary to exercise the "temporary reallocation of balances" authority provided by this section in order to meet payment responsibilities and cover resulting negative cash balances during the month of August 2007.

On August 8, 2007, the General Fund cash balance closed at a negative \$441 thousand. This negative balance continued through August 9, 2007, when the fund's cash balance closed at a positive \$21.4 million. The negative balance was due to the difference in the timing of revenues and expenditures.

On August 1, 2007, the Dry Cleaner Environmental Response Fund cash balance closed at a negative \$30 thousand. This negative balance continued through August 2, 2007, when the fund's cash balance closed at a positive \$38 thousand. The negative balance was due to the difference in the timing of revenues and expenditures.

On August 1, 2007, the Wisconsin Health Education Loan Repayment Fund cash balance closed at a negative \$2 thousand. This negative balance continued through August 31, 2007, when the fund's cash balance closed at a negative

\$2 thousand. The negative balance was due to the difference in the timing of revenues and expenditures.

The General Fund, Dry Cleaner Environmental Response Fund and Wisconsin Health Education Loan Repayment Fund shortfalls were not in excess of the statutory interfund borrowing limitations and did not exceed the balances of the funds available for interfund borrowing.

The distribution of interest earnings to investment pool participants is based on the average daily balance in the pool and each fund's share. Therefore, the monthly calculation by the State Controller's Office will automatically reflect the use of these temporary reallocations of balance authority, and as a result, the funds requiring the use of the authority will effectively bear the interest cost.

Sincerely,
MICHAEL L. MORGAN
Secretary

Referred to committee on **Ways and Means**.

State of Wisconsin
Department of Veterans Affairs
Madison

September 28, 2007

To the Honorable, the Legislature:

In accordance with Wis. Stats. s. [45.35\(3d\)\(b\)](#), the Wisconsin Department of Veterans Affairs and the Wisconsin Council on Veterans Programs jointly submit the biennial report to the Chief Clerk of each house of the Legislature for distribution to the Legislature under s. [13.172\(2\)](#). The reports include a general summary of the activities and membership over the past two years of the Council on Veterans Programs and from each organization represented on the Council.

Please do not hesitate to contact me at (608) 266-1315 for further information or assistance.

Sincerely,
WILLIAM J. KLOSTER
Acting Secretary

Referred to committee on **Veterans and Military Affairs**.

State of Wisconsin
University of Wisconsin Hospital and Clinics
Madison

September 30, 2007

To the Honorable, the Legislature:

Pursuant to Chapter 233.04 of the legislation governing the operations of the University of Wisconsin Hospitals and Clinics Authority, enclosed is our 2006-2007 annual report on the patient care, education, research and community service activities and accomplishments of the authority, and an audited financial statement for the year.

For questions, or to receive additional copies, please contact Beth Fultz, UWHC Director of Corporate Communication, at 263-5967.

Referred to committee on **Health**.

State of Wisconsin
Supreme Court of Wisconsin
Madison

October 1, 2007

To the Honorable, the Legislature:

Pursuant to s. [758.19\(5\)\(i\)](#), Wis. Stats., the information reported to the Director of State Courts under ss. [758.19\(5\)\(e\)](#) and [758.19\(6\)\(d\)](#), Wis. Stats., by Wisconsin's counties has been compiled and is herein submitted. Under ss. [758.19\(5\)\(e\)](#) and [758.19\(6\)\(d\)](#), Wis. Stats., each county is required to submit an annual report to the Director of State Courts which provides information on the actual amount expended in the previous calendar year for court costs relating to the circuit court support and the guardian ad litem payment programs. Statutes prohibit the Director of State Courts from requiring counties to submit audited annual reports to ensure accurate, uniform information. As a result, due to the differing and inconsistent accounting practices among and within counties, the following reported expenditures are not comparable among counties.

Sincerely,
A. JOHN VOELKER
Director of State Courts

Referred to committee on **Children and Family Law**.

ADJOURNMENT

Representative Petersen moved that the Assembly stand adjourned until 10:00 A.M. on Thursday, October 4.

The question was: Shall the Assembly stand adjourned?

Motion carried.

The Assembly stood adjourned.

11:56 A.M.