



STATE OF WISCONSIN Assembly Journal

Ninety-Ninth Regular Session

4:33 P.M.

TUESDAY, November 3, 2009

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

Speaker Pro Tempore Staskunas in the chair.

Representative Nelson asked unanimous consent for a quorum call. Granted.

A quorum was present.

The prayer was offered by Representative LeMahieu.

Representative Turner led the membership in reciting the pledge of allegiance to the flag of the United States of America.

The roll was taken.

The result follows:

Present – Representatives Ballweg, Barca, Benedict, Berceau, Bernard Schaber, Bies, Black, Brooks, Clark, Colon, Cullen, Danou, Davis, Dexter, Fields, J. Fitzgerald, Friske, Garthwaite, Gottlieb, Grigsby, Gunderson, Gundrum, Hebl, Hilgenberg, Hintz, Hixson, Honadel, Hrachuck, Hubler, Huebsch, Jorgensen, Kaufert, Kerkman, Kessler, Kestell, Knodl, Kramer, Krusick, LeMahieu, Lothian, Mason, Meyer, Milroy, Molepske Jr., Montgomery, Mursau, Murtha, Nass, Nelson, Newcomer, Nygren, A. Ott, J. Ott, Parisi, Pasch, Petersen, Petrowski, Pocan, Pope–Roberts, Pridemore, Radcliffe, Rhoades, Richards, Ripp, Roys, Schneider, Seidel, Sherman, Shilling, Sinicki, Smith, Soletski, Spanbauer, Staskunas, Steinbrink, Stone, Strachota, Tauchen, Toles, Townsend, Turner, Van Akkeren, Van Roy, Vos, Vruwink, A. Williams, M. Williams, Young, Zepnick, Ziegelbauer, Zigmunt, Zipperer and Speaker Sheridan – 93.

Absent with leave – Representatives Kleefisch, Nerison, Roth, Suder and Vukmir – 5.

Absent due to illness – Representative Wood – 1.

Vacancies – None.

LEAVES OF ABSENCE

Representative Gottlieb asked unanimous consent for a leave of absence for today's session for Representatives Kleefisch, Nerison, Roth, Suder and Vukmir. Granted.

AMENDMENTS OFFERED

Assembly amendment 1 to **Assembly Bill 65** offered by joint committee on **Finance**.

Assembly amendment 2 to **Assembly Bill 65** offered by joint committee on **Finance**.

Assembly amendment 3 to **Assembly Bill 65** offered by joint committee on **Finance**.

Assembly amendment 4 to **Assembly Bill 65** offered by joint committee on **Finance**.

Assembly substitute amendment 1 to **Assembly Bill 371** offered by Representative Hrachuck.

Assembly amendment 1 to **Assembly Bill 390** offered by Representative A. Ott.

Assembly substitute amendment 1 to **Assembly Bill 403** offered by Representative Barca.

Assembly amendment 1 to **Assembly Bill 429** offered by Representative Smith.

Assembly amendment 3 to **Assembly Bill 462** offered by joint committee on **Finance**.

Assembly amendment 4 to **Assembly Bill 462** offered by joint committee on **Finance**.

Assembly amendment 1 to Assembly amendment 3 to **Assembly Bill 462** offered by joint committee on **Finance**.

Assembly amendment 1 to **Assembly Bill 496** offered by committee on **Transportation**.

Assembly amendment 1 to **Assembly Bill 533** offered by Representative Davis.

Assembly amendment 2 to **Assembly Bill 533** offered by Representative Davis.

Assembly amendment 1 to **Assembly Bill 534** offered by Representative Davis.

ADMINISTRATIVE RULES

Assembly Clearinghouse Rule 09–055

Relating to supervision and direction.

Submitted by Insurance Commissioner.

Report received from Agency, October 21, 2009.

To committee on **Insurance**.
Referred on November 3, 2009.

INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

Assembly Joint Resolution 93

Relating to: recognizing November as National Adoption Month.

By Representatives Vruwink, Pasch, Zigmunt, Zepnick, Hebl, Kerkman, Townsend, A. Ott, Turner, Pope–Roberts, Ballweg, Hintz, Berceau, Strachota, Mason, Molepske Jr., Zipperer and Gunderson; cosponsored by Senators Holperin, Lassa, Lazich, Darling and Hopper.

To committee on **Rules**.

Assembly Joint Resolution 94

Relating to: extending a state of public health emergency.

By Representative Shilling.

To committee on **Rules**.

Assembly Joint Resolution 95

Relating to: commemorating the City of Racine's Demisemiseptcentennial (175th Anniversary).

By Representatives Mason, Turner, Vos, Kerkman, Barca, Hintz, Sherman and Zepnick; cosponsored by Senators Lehman, Miller, Taylor and Lassa.

To committee on **Rules**.

Assembly Bill 541

Relating to: substitute address for a victim of domestic abuse.

By Representatives Vruwink, Sinicki, Brooks, Parisi, Cullen, Pope–Roberts, Turner, Shilling, Pasch, Bernard Schaber, Zepnick and Smith; cosponsored by Senators Carpenter, Holperin, Hansen and Coggs.

To committee on **State Affairs and Homeland Security**.

Assembly Bill 542

Relating to: treatment of abandoned employee retirement accounts under a retirement system of a 1st class city.

By Representatives Fields, Ballweg, Cullen, Gottlieb, Kestell, Sinicki, Toles, Zepnick and Pasch; cosponsored by Senators Taylor, Darling, Sullivan and Coggs.

To committee on **Urban and Local Affairs**.

To joint survey committee on **Retirement Systems**.

Assembly Bill 543

Relating to: barring landlords from requiring certain payments and from making certain claims against estates.

By Representative Black.

To committee on **Housing**.

Assembly Bill 544

Relating to: prohibiting the installation, sale, and distribution of wheel weights and other wheel balancing products that contain lead.

By Representatives Black, Danou, Clark, Mason, Roys and Pope–Roberts; cosponsored by Senators Coggs, Carpenter, Hansen, Miller, Taylor and Risser.

To committee on **Natural Resources**.

Assembly Bill 545

Relating to: residency of election officials.

By Representatives Smith, Hilgenberg, Pope–Roberts, Parisi, Berceau, Mason, Bies and Sinicki; cosponsored by Senators Lehman, Taylor and Schultz.

To committee on **Elections and Campaign Reform**.

Assembly Bill 546

Relating to: requiring governmental bodies of certain political subdivisions to post meeting notices and minutes on their Web sites.

By Representatives Roys, Pasch, Berceau, Bies and Grigsby; cosponsored by Senators Kreitlow and Plale.

To committee on **Urban and Local Affairs**.

COMMITTEE REPORTS

The committee on **Colleges and Universities** reports and recommends:

Assembly Bill 509

Relating to: exempting certain capital expenditures made by a technical college district from the requirement for a referendum.

Passage:

Ayes: 9 – Representatives Hixson, Smith, Black, Cullen, Soletski, Hintz, Berceau, Nass and Townsend.

Noes: 3 – Representatives Rhoades, Gottlieb and Ballweg.

To committee on **Rules**.

KIM HIXSON

Chairperson

Committee on Colleges and Universities

The committee on **Education** reports and recommends:

Assembly Bill 533

Relating to: using the results of standardized examinations to evaluate teachers and requiring the development of a teacher evaluation plan to be a mandatory subject of collective bargaining.

Passage:

Ayes: 7 – Representatives Pope–Roberts, Dexter, Hilgenberg, Sinicki, Hixson, Smith and Krusick.

Noes: 5 – Representatives Radcliffe, Davis, Nass, Townsend and Nygren.

To committee on **Rules**.

Assembly Bill 534

Relating to: authorizing the state superintendent of public instruction to direct a school district to implement a new

curriculum or instructional design, make personnel changes, or adopt accountability measures, and requiring the exercise of rule-making authority.

Passage:

Ayes: 9 – Representatives Pope–Roberts, Dexter, Hilgenberg, Sinicki, Hixson, Smith, Krusick, Davis and Townsend.

Noes: 3 – Representatives Radcliffe, Nass and Nygren.

To committee on **Rules**.

Assembly Bill 535

Relating to: establishing or contracting for the establishment of a charter school.

Passage:

Ayes: 11 – Representatives Pope–Roberts, Dexter, Hilgenberg, Sinicki, Hixson, Smith, Krusick, Radcliffe, Davis, Townsend and Nygren.

Noes: 1 – Representative Nass.

To committee on **Rules**.

Assembly Bill 536

Relating to: authorizing the Department of Public Instruction, the University of Wisconsin System, the Technical College System, and the Wisconsin Association of Independent Colleges and Universities to study each other's education programs, requiring a written agreement concerning such studies, and requiring the establishment of a longitudinal data system of student data.

Assembly Amendment 1 adoption:

Ayes: 9 – Representatives Pope–Roberts, Dexter, Hilgenberg, Sinicki, Hixson, Davis, Nass, Townsend and Nygren.

Noes: 3 – Representatives Smith, Krusick and Radcliffe.

Passage as amended:

Ayes: 11 – Representatives Pope–Roberts, Dexter, Hilgenberg, Sinicki, Hixson, Smith, Krusick, Radcliffe, Davis, Townsend and Nygren.

Noes: 1 – Representative Nass.

To committee on **Rules**.

Assembly Bill 537

Relating to: grants for improving academic achievement.

Passage:

Ayes: 11 – Representatives Pope–Roberts, Dexter, Hilgenberg, Sinicki, Hixson, Smith, Krusick, Radcliffe, Davis, Townsend and Nygren.

Noes: 1 – Representative Nass.

To committee on **Rules**.

SONDY POPE–ROBERTS
Chairperson
Committee on Education

The joint committee on **Finance** reports and recommends:

Assembly Bill 65

Relating to: public financing of campaigns for the office of justice of the supreme court, making appropriations, and providing penalties.

Assembly Amendment 1 adoption:

Ayes: 15 – Representatives Pocan, Colon, Mason, Shilling, Sherman, Grigsby, Vos and Montgomery; Senators Miller, Hansen, Taylor, Lehman, Lassa, Darling and Olsen.

Noes: 0.

Assembly Amendment 2 adoption:

Ayes: 15 – Representatives Pocan, Colon, Mason, Shilling, Sherman, Grigsby, Vos and Montgomery; Senators Miller, Hansen, Taylor, Lehman, Lassa, Darling and Olsen.

Noes: 0.

Assembly Amendment 3 adoption:

Ayes: 11 – Representatives Pocan, Colon, Mason, Shilling, Sherman and Grigsby; Senators Miller, Hansen, Taylor, Lehman and Lassa.

Noes: 4 – Representatives Vos and Montgomery; Senators Darling and Olsen.

Assembly Amendment 4 adoption:

Ayes: 11 – Representatives Pocan, Colon, Mason, Shilling, Sherman and Grigsby; Senators Miller, Hansen, Taylor, Lehman and Lassa.

Noes: 4 – Representatives Vos and Montgomery; Senators Darling and Olsen.

Passage as amended:

Ayes: 11 – Representatives Pocan, Colon, Mason, Shilling, Sherman and Grigsby; Senators Miller, Hansen, Taylor, Lehman and Lassa.

Noes: 4 – Representatives Vos and Montgomery; Senators Darling and Olsen.

To committee on **Rules**.

Assembly Bill 462

Relating to: prohibiting a person who has been convicted or adjudicated delinquent for committing certain serious crimes or who is the subject of a pending criminal charge or delinquency petition for committing a serious crime from being licensed, certified, or contracted with to provide child care, from being employed or contracted as a caregiver of a child care provider, or from being permitted to reside at a premises where child care is provided and making an appropriation.

Assembly Amendment 1 to Assembly Amendment 3 adoption:

Ayes: 15 – Representatives Pocan, Colon, Mason, Shilling, Sherman, Grigsby, Vos and Montgomery; Senators Miller, Hansen, Taylor, Lehman, Lassa, Darling and Olsen.

Noes: 0.

Assembly Amendment 3 adoption:

Ayes: 15 – Representatives Pocan, Colon, Mason, Shilling, Sherman, Grigsby, Vos and Montgomery; Senators Miller, Hansen, Taylor, Lehman, Lassa, Darling and Olsen.

Noes: 0.

Passage as amended:

Ayes: 15 – Representatives Pocan, Colon, Mason, Shilling, Sherman, Grigsby, Vos and Montgomery; Senators Miller, Hansen, Taylor, Lehman, Lassa, Darling and Olsen.
Noes: 0.

To committee on **Rules**.

MARK POCAN
Assembly Chairperson
Joint Committee on Finance

The committee on **Judiciary and Ethics** reports and recommends:

Assembly Bill 395

Relating to: criteria for determining indigency for purposes of representation by the State Public Defender and requiring the exercise of rule-making authority.

Assembly Amendment 1 adoption:

Ayes: 10 – Representatives Hebl, Colon, Kessler, Cullen, Richards, Turner, Gundrum, Kerkman, Kramer and Zipperer.
Noes: 0.

Passage as amended:

Ayes: 8 – Representatives Hebl, Colon, Kessler, Cullen, Richards, Turner, Kerkman and Kramer.
Noes: 2 – Representatives Gundrum and Zipperer.

To joint committee on **Finance**.

GARY HEBL
Chairperson
Committee on Judiciary and Ethics

The committee on **Tourism, Recreation and State Properties** reports and recommends:

Senate Bill 215

Relating to: a personal property tax exemption for snowmobile clubs.

Concurrence:

Ayes: 8 – Representatives Van Akkeren, Clark, Schneider, Hraychuck, Hilgenberg, Kaufert, Bies and M. Williams.
Noes: 0.

To committee on **Rules**.

TERRY VAN AKKEREN
Chairperson
Committee on Tourism, Recreation and State Properties

The committee on **Urban and Local Affairs** reports and recommends:

Assembly Bill 403

Relating to: local government property insurance fund premiums.

Assembly Substitute Amendment 1 adoption:

Ayes: 9 – Representatives Berceau, Van Akkeren, Ziegelbauer, Hintz, Parisi, Roys, LeMahieu, Gottlieb and Spanbauer.
Noes: 0.

Passage as amended:

Ayes: 9 – Representatives Berceau, Van Akkeren, Ziegelbauer, Hintz, Parisi, Roys, LeMahieu, Gottlieb and Spanbauer.
Noes: 0.

To committee on **Rules**.

TERESE BERCEAU
Chairperson
Committee on Urban and Local Affairs

CALENDAR OF TUESDAY, NOVEMBER 3

Assembly Joint Resolution 83

Relating to: the life and public service of Tommy T. Tradewell.

Representative Hilgenberg asked unanimous consent to be made a coauthor of **Assembly Joint Resolution 83**.
Granted.

The question was: Shall **Assembly Joint Resolution 83** be adopted?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 83** be immediately messaged to the Senate. Granted.

Assembly Joint Resolution 84

Relating to: the life and public service of Velma Hamilton.

The question was: Shall **Assembly Joint Resolution 84** be adopted?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 84** be immediately messaged to the Senate. Granted.

Assembly Joint Resolution 92

Relating to: recognizing the 20th anniversary of the fall of the Berlin Wall and the symbolic end of the Cold War.

The question was: Shall **Assembly Joint Resolution 92** be adopted?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 92** be immediately messaged to the Senate. Granted.

Assembly Resolution 15

Relating to: requesting the participation of the attorney general as amicus curiae in certain cases before the United States Supreme Court.

The question was: Shall **Assembly Resolution 15** be adopted?

The roll was taken.

The result follows:

Ayes – Representatives Ballweg, Barca, Benedict, Berceau, Bernard Schaber, Bies, Black, Brooks, Clark, Colon, Cullen, Danou, Davis, Dexter, Fields, J. Fitzgerald, Friske, Garthwaite, Gottlieb, Grigsby, Gunderson, Gundrum, Hebl, Hilgenberg, Hintz, Hixson, Honadel, Hraychuck, Hubler, Huebsch, Jorgensen, Kaufert, Kerkman, Kessler, Kestell, Knodl, Kramer, Krusick, LeMahieu, Lothian, Mason, Meyer, Milroy, Molepske Jr., Montgomery, Mursau, Murtha, Nass, Nelson, Newcomer, Nygren, A. Ott, J. Ott, Parisi, Pasch, Petersen, Petrowski, Pocan, Pope–Roberts, Pridemore, Radcliffe, Rhoades, Richards, Ripp, Schneider, Seidel, Sherman, Shilling, Sinicki, Smith, Soletski, Spanbauer, Staskunas, Steinbrink, Stone, Strachota, Tauchen, Toles, Townsend, Turner, Van Akkeren, Van Roy, Vos, Vruwink, A. Williams, M. Williams, Young, Zepnick, Ziegelbauer, Zigmunt, Zipperer and Speaker Sheridan – 92.

Noes – None.

Absent or not voting – Representatives Kleefisch, Nerison, Roth, Roys, Suder, Vukmir and Wood – 7.

Motion carried.

Representative Kessler asked unanimous consent that **Assembly Resolution 15** be reconsidered.

Representative Gottlieb objected.

Representative Kessler withdrew his motion for reconsideration of **Assembly Resolution 15**.

Representatives Berceau, Cullen, Dexter, Grigsby, Hebl, Kessler, Parisi, Pasch, Richards, Toles, A. Williams and Young asked unanimous consent to be recorded as voting “No” on the previous question. Granted.

Assembly Bill 110

Relating to: access to employment records of candidates for law enforcement positions.

Representative Nelson asked unanimous consent that **Assembly Bill 110** be placed at the foot of today’s calendar. Granted.

Assembly Bill 159

Relating to: the charge–back of refunded or rescinded taxes and of personal property taxes and sharing certain collected taxes.

The question was: Shall Assembly substitute amendment 2 to **Assembly Bill 159** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 159** be ordered engrossed and read a third time?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Assembly Bill 159** be given a third reading. Granted.

The question was: **Assembly Bill 159** having been read three times, shall the bill be passed?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Assembly Bill 159** be immediately messaged to the Senate. Granted.

Assembly Bill 198

Relating to: highway maps published by the Department of Transportation.

The question was: Shall **Assembly Bill 198** be ordered engrossed and read a third time?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Assembly Bill 198** be given a third reading. Granted.

The question was: **Assembly Bill 198** having been read three times, shall the bill be passed?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Assembly Bill 198** be immediately messaged to the Senate. Granted.

Assembly Bill 230

Relating to: electronic access by law enforcement agencies to photographs on motor vehicle operators licenses and identification cards.

The question was: Shall Assembly amendment 1 to **Assembly Bill 230** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 230** be ordered engrossed and read a third time?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Assembly Bill 230** be given a third reading. Granted.

The question was: **Assembly Bill 230** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes – Representatives Ballweg, Barca, Benedict, Berceau, Bernard Schaber, Bies, Black, Brooks, Clark, Colon, Cullen, Danou, Davis, Dexter, Fields, J. Fitzgerald, Friske, Garthwaite, Gottlieb, Grigsby, Gunderson, Gundrum,

Hebl, Hilgenberg, Hintz, Hixson, Honadel, Hraychuck, Hubler, Huebsch, Jorgensen, Kaufert, Kerkman, Kessler, Kestell, Knodl, Kramer, Krusick, LeMahieu, Lothian, Mason, Meyer, Milroy, Molepske Jr., Montgomery, Mursau, Murtha, Nass, Nelson, Newcomer, Nygren, A. Ott, J. Ott, Parisi, Pasch, Petersen, Petrowski, Pocan, Pope–Roberts, Pridemore, Radcliffe, Rhoades, Richards, Ripp, Roys, Seidel, Sherman, Shilling, Sinicki, Smith, Soletski, Spanbauer, Staskunas, Steinbrink, Stone, Strachota, Tauchen, Toles, Townsend, Turner, Van Akkeren, Van Roy, Vos, Vruwink, M. Williams, Young, Zepnick, Ziegelbauer, Zigmunt, Zipperer and Speaker Sheridan – 91.

Noes – Representatives Schneider and A. Williams – 2.

Absent or not voting – Representatives Kleefisch, Nerison, Roth, Suder, Vukmir and Wood – 6.

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Assembly Bill 230** be immediately messaged to the Senate. Granted.

Assembly Bill 241

Relating to: retail theft, proof of ownership for flea market sales, and providing penalties.

Assembly amendment 1 to **Assembly Bill 241** offered by Representative Young.

Representative Nelson moved that Assembly amendment 1 to **Assembly Bill 241** be laid on the table.

The question was: Shall Assembly amendment 1 to **Assembly Bill 241** be laid on the table?

The roll was taken.

The result follows:

Ayes – Representatives Ballweg, Barca, Benedict, Bernard Schaber, Bies, Brooks, Clark, Colon, Cullen, Danou, Davis, Dexter, Fields, J. Fitzgerald, Friske, Gottlieb, Grigsby, Gunderson, Gundrum, Hebl, Hintz, Hixson, Honadel, Hraychuck, Hubler, Huebsch, Jorgensen, Kaufert, Kerkman, Kestell, Knodl, Kramer, Krusick, LeMahieu, Lothian, Mason, Meyer, Milroy, Molepske Jr., Montgomery, Mursau, Murtha, Nass, Nelson, Newcomer, Nygren, A. Ott, J. Ott, Pasch, Petrowski, Pocan, Pridemore, Radcliffe, Rhoades, Richards, Ripp, Seidel, Shilling, Sinicki, Smith, Soletski, Spanbauer, Staskunas, Steinbrink, Stone, Strachota, Tauchen, Townsend, Turner, Van Akkeren, Van Roy, Vos, Vruwink, M. Williams, Zepnick, Ziegelbauer, Zigmunt, Zipperer and Speaker Sheridan – 79.

Noes – Representatives Berceau, Black, Garthwaite, Hilgenberg, Kessler, Parisi, Pope–Roberts, Roys, Schneider, Sherman, Toles, A. Williams and Young – 13.

Absent or not voting – Representatives Kleefisch, Nerison, Petersen, Roth, Suder, Vukmir and Wood – 7.

Motion carried.

Assembly amendment 2 to **Assembly Bill 241** offered by Representatives Danou and Molepske Jr.

The question was: Shall Assembly amendment 2 to **Assembly Bill 241** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 241** be ordered engrossed and read a third time?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Assembly Bill 241** be given a third reading.

Representative Young objected.

Assembly Bill 266

Relating to: the provision of support services information to employees who are affected by a business closing or mass layoff and providing a penalty.

Representatives Hilgenberg and Spanbauer asked unanimous consent to be made a coauthors of **Assembly Bill 266**. Granted.

The question was: Shall Assembly amendment 1 to **Assembly Bill 266** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 266** be ordered engrossed and read a third time?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Assembly Bill 266** be given a third reading. Granted.

The question was: **Assembly Bill 266** having been read three times, shall the bill be passed?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Assembly Bill 266** be immediately messaged to the Senate. Granted.

Assembly Bill 267

Relating to: licenses and limited X–ray machine operator permits to engage in the practice of radiography, creating a radiography examining board, granting rule–making authority, and requiring the exercise of rule–making authority.

The question was: Shall **Assembly Bill 267** be ordered engrossed and read a third time?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Assembly Bill 267** be given a third reading. Granted.

The question was: **Assembly Bill 267** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes – Representatives Ballweg, Barca, Benedict, Berceau, Bernard Schaber, Bies, Black, Brooks, Clark, Colon, Cullen, Danou, Dexter, Fields, Friske, Garthwaite, Grigsby, Hebl, Hilgenberg, Hintz, Hixson, Honadel, Hraychuck, Hubler, Huebsch, Jorgensen, Kaufert, Kerkman, Kessler, Kestell, Knodl, Kramer, Krusick, LeMahieu, Lothian, Mason, Milroy, Molepske Jr., Montgomery, Murtha, Nelson, Newcomer, Nygren, A. Ott, J. Ott, Parisi, Pasch, Petersen, Petrowski, Pocan, Pope–Roberts, Pridemore, Radcliffe, Rhoades, Richards, Ripp, Roys, Schneider, Seidel, Sherman, Shilling, Sinicki, Smith, Soletski, Spanbauer, Staskunas, Steinbrink, Strachota, Tauchen, Toles, Townsend, Turner, Van Akkeren, Van Roy, Vruwink, A. Williams, M. Williams, Young, Zepnick, Ziegelbauer, Zigmunt and Speaker Sheridan – 82.

Noes – Representatives Davis, J. Fitzgerald, Gottlieb, Gunderson, Gundrum, Meyer, Mursau, Nass, Stone, Vos and Zipperer – 11.

Absent or not voting – Representatives Kleefisch, Nerison, Roth, Suder, Vukmir and Wood – 6.

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Assembly Bill 267** be immediately messaged to the Senate. Granted.

Assembly Bill 269

Relating to: causing injury to a law enforcement officer while resisting or obstructing an officer or while attempting to flee and providing a penalty.

Assembly substitute amendment 1 to **Assembly Bill 269** offered by Representatives Danou, Milroy, Turner and Van Akkeren.

The question was: Shall Assembly substitute amendment 1 to **Assembly Bill 269** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 269** be ordered engrossed and read a third time?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Assembly Bill 269** be given a third reading. Granted.

The question was: **Assembly Bill 269** having been read three times, shall the bill be passed?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Assembly Bill 269** be immediately messaged to the Senate. Granted.

Assembly Bill 280

Relating to: seizure of a computer used to commit a crime and providing a penalty.

The question was: Shall Assembly substitute amendment 1 to **Assembly Bill 280** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 280** be ordered engrossed and read a third time?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Assembly Bill 280** be given a third reading. Granted.

The question was: **Assembly Bill 280** having been read three times, shall the bill be passed?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Assembly Bill 280** be immediately messaged to the Senate. Granted.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 251** be withdrawn from today's calendar and taken up at this time. Granted.

Senate Bill 251

Relating to: costs of transporting by ferry an arrested person.

Representative Bies asked unanimous consent to be added as a cosponsor of **Senate Bill 251**. Granted.

The question was: Shall **Senate Bill 251** be ordered to a third reading?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 251** be given a third reading. Granted.

The question was: **Senate Bill 251** having been read three times, shall the bill be concurred in?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 251** be immediately messaged to the Senate. Granted.

Assembly Bill 344

Relating to: costs of transporting by ferry an arrested person.

Representative Bies asked unanimous consent to be made a coauthor of **Assembly Bill 344**. Granted.

Representative Nelson asked unanimous consent that **Assembly Bill 344** be laid on the table. Granted.

Assembly Bill 348

Relating to: the applicability of rules of the road to private roads located in manufactured and mobile home communities.

The question was: Shall Assembly substitute amendment 1 to **Assembly Bill 348** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 348** be ordered engrossed and read a third time?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Assembly Bill 348** be given a third reading. Granted.

The question was: **Assembly Bill 348** having been read three times, shall the bill be passed?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Assembly Bill 348** be immediately messaged to the Senate. Granted.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 253** be withdrawn from today's calendar and taken up at this time. Granted.

Senate Bill 253

Relating to: traffic control devices used by school safety patrols.

The question was: Shall **Senate Bill 253** be ordered to a third reading?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 253** be given a third reading. Granted.

The question was: **Senate Bill 253** having been read three times, shall the bill be concurred in?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 253** be immediately messaged to the Senate. Granted.

Assembly Bill 378

Relating to: traffic control devices used by school safety patrols.

Representative Nelson asked unanimous consent that **Assembly Bill 378** be laid on the table. Granted.

Assembly Bill 382

Relating to: fishing licenses issued to disabled veterans.

The question was: Shall **Assembly Bill 382** be ordered engrossed and read a third time?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Assembly Bill 382** be given a third reading. Granted.

The question was: **Assembly Bill 382** having been read three times, shall the bill be passed?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Assembly Bill 382** be immediately messaged to the Senate. Granted.

Speaker Pro Tempore Staskunas asked unanimous consent that the Assembly stand informal. Granted.

The Assembly stood informal.

5:26 P.M.

INFORMAL

5:40 P.M.

The Assembly reconvened.

Representative Black in the chair.

Assembly Bill 455

Relating to: the testing of portable scales used for the enforcement of vehicle weight limitations.

The question was: Shall **Assembly Bill 455** be ordered engrossed and read a third time?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Assembly Bill 455** be given a third reading. Granted.

The question was: **Assembly Bill 455** having been read three times, shall the bill be passed?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Assembly Bill 455** be immediately messaged to the Senate. Granted.

Assembly Bill 456

Relating to: self-authentication by electronic certification of certain Department of Transportation records.

The question was: Shall **Assembly Bill 456** be ordered engrossed and read a third time?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Assembly Bill 456** be given a third reading. Granted.

The question was: **Assembly Bill 456** having been read three times, shall the bill be passed?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Assembly Bill 456** be immediately messaged to the Senate. Granted.

Assembly Bill 458

Relating to: providing instruction in human growth and development.

The question was: Shall Assembly amendment 1 to **Assembly Bill 458** be adopted?

Motion carried.

The question was: Shall Assembly amendment 2 to **Assembly Bill 458** be adopted?

Motion carried.

Assembly amendment 3 to **Assembly Bill 458** offered by Representatives Gottlieb and Ballweg.

The question was: Shall Assembly amendment 3 to **Assembly Bill 458** be adopted?

Motion carried.

Assembly amendment 4 to **Assembly Bill 458** offered by Representative Ballweg.

Representative Nelson moved that Assembly amendment 4 to **Assembly Bill 458** be laid on the table.

The question was: Shall Assembly amendment 4 to **Assembly Bill 458** be laid on the table?

The roll was taken.

The result follows:

Ayes – Representatives Barca, Benedict, Berceau, Bernard Schaber, Black, Clark, Colon, Cullen, Danou, Dexter, Fields, Garthwaite, Grigsby, Hebl, Hilgenberg, Hintz, Hixson, Hraychuck, Hubler, Jorgensen, Kaufert, Kessler, Krusick, Mason, Milroy, Molepske Jr., Nelson, Parisi, Pasch, Pocan, Pope–Roberts, Radcliffe, Richards, Roys, Schneider, Seidel, Sherman, Shilling, Sinicki, Smith, Soletski, Staskunas, Steinbrink, Toles, Turner, Van Akkeren, Vruwink, A. Williams, Young, Zepnick, Zigmunt and Speaker Sheridan – 52.

Noes – Representatives Ballweg, Bies, Brooks, Davis, J. Fitzgerald, Friske, Gottlieb, Gunderson, Gundrum, Honadel, Huebsch, Kerkman, Kestell, Knodl, Kramer, LeMahieu, Lothian, Meyer, Montgomery, Mursau, Murtha, Nass, Newcomer, Nygren, A. Ott, J. Ott, Petersen, Petrowski, Pridemore, Rhoades, Ripp, Spanbauer, Stone, Strachota, Tauchen, Townsend, Van Roy, Vos, M. Williams, Ziegelbauer and Zipperer – 41.

Absent or not voting – Representatives Kleefisch, Nerison, Roth, Suder, Vukmir and Wood – 6.

Motion carried.

Assembly amendment 5 to **Assembly Bill 458** offered by Representative Ballweg.

Representative Nelson moved that Assembly amendment 5 to **Assembly Bill 458** be laid on the table.

The question was: Shall Assembly amendment 5 to **Assembly Bill 458** be laid on the table?

The roll was taken.

The result follows:

Ayes – Representatives Barca, Benedict, Berceau, Bernard Schaber, Black, Clark, Colon, Cullen, Danou, Dexter, Fields, Garthwaite, Grigsby, Hebl, Hilgenberg, Hintz, Hixson, Hraychuck, Hubler, Jorgensen, Kessler, Mason, Milroy, Molepske Jr., Nelson, Parisi, Pasch, Pocan,

Pope–Roberts, Radcliffe, Richards, Roys, Schneider, Seidel, Sherman, Shilling, Sinicki, Smith, Soletski, Staskunas, Steinbrink, Toles, Turner, Van Akkeren, Vruwink, A. Williams, Young, Zepnick, Zigmunt and Speaker Sheridan – 50.

Noes – Representatives Ballweg, Bies, Brooks, Davis, J. Fitzgerald, Friske, Gottlieb, Gunderson, Gundrum, Honadel, Huebsch, Kaufert, Kerkman, Kestell, Knodl, Kramer, Krusick, LeMahieu, Lothian, Meyer, Montgomery, Mursau, Murtha, Nass, Newcomer, Nygren, A. Ott, J. Ott, Petersen, Petrowski, Pridemore, Rhoades, Ripp, Spanbauer, Stone, Strachota, Tauchen, Townsend, Van Roy, Vos, M. Williams, Ziegelbauer and Zipperer – 43.

Absent or not voting – Representatives Kleefisch, Nerison, Roth, Suder, Vukmir and Wood – 6.

Motion carried.

Assembly amendment 6 to **Assembly Bill 458** offered by Representative LeMahieu.

POINT OF ORDER

Representative Staskunas raised a point of order that Assembly amendment 6 to **Assembly Bill 458** was not germane under Assembly Rule 54.

The Chair (Representative Black) ruled the point of order **well taken**.

Representative Gottlieb appealed the ruling of the Chair.

The question was: Shall the ruling of the Chair stand as the ruling of the Assembly?

The roll was taken.

The result follows:

Ayes – Representatives Barca, Benedict, Berceau, Bernard Schaber, Black, Clark, Colon, Cullen, Danou, Dexter, Fields, Garthwaite, Grigsby, Hebl, Hilgenberg, Hintz, Hixson, Hraychuck, Hubler, Jorgensen, Kessler, Mason, Milroy, Molepske Jr., Nelson, A. Ott, Parisi, Pasch, Pocan, Pope–Roberts, Radcliffe, Richards, Roys, Schneider, Seidel, Sherman, Shilling, Sinicki, Smith, Soletski, Staskunas, Steinbrink, Toles, Turner, Van Akkeren, Vruwink, A. Williams, Young, Zepnick, Zigmunt and Speaker Sheridan – 51.

Noes – Representatives Ballweg, Bies, Brooks, Davis, J. Fitzgerald, Friske, Gottlieb, Gunderson, Gundrum, Honadel, Huebsch, Kaufert, Kerkman, Kestell, Kramer, Krusick, LeMahieu, Lothian, Meyer, Montgomery, Mursau, Murtha, Nass, Newcomer, Nygren, J. Ott, Petersen, Petrowski, Pridemore, Rhoades, Ripp, Spanbauer, Stone, Strachota, Townsend, Van Roy, Vos, M. Williams, Ziegelbauer and Zipperer – 40.

Absent or not voting – Representatives Kleefisch, Knodl, Nerison, Roth, Suder, Tauchen, Vukmir and Wood – 8.

Motion carried.

Representatives Knodl, A. Ott and Tauchen asked unanimous consent to be recorded as voting “**No**” on the previous question. Granted.

Assembly amendment 7 to **Assembly Bill 458** offered by Representatives Vukmir, Davis and Ballweg.

Representative Nelson moved that Assembly amendment 7 to **Assembly Bill 458** be laid on the table.

The question was: Shall Assembly amendment 7 to **Assembly Bill 458** be laid on the table?

The roll was taken.

The result follows:

Ayes – Representatives Barca, Benedict, Berceau, Bernard Schaber, Black, Clark, Colon, Cullen, Danou, Dexter, Fields, Garthwaite, Grigsby, Hebl, Hilgenberg, Hintz, Hixson, Hraychuck, Hubler, Jorgensen, Kessler, Mason, Milroy, Molepske Jr., Nelson, Parisi, Pasch, Poca, Pope–Roberts, Radcliffe, Richards, Roys, Schneider, Seidel, Sherman, Shilling, Sinicki, Smith, Soletski, Staskunas, Steinbrink, Toles, Turner, Van Akkeren, Vruwink, A. Williams, Young, Zepnick, Zigmunt and Speaker Sheridan – 50.

Noes – Representatives Ballweg, Bies, Brooks, Davis, J. Fitzgerald, Friske, Gottlieb, Gunderson, Gundrum, Honadel, Huebsch, Kaufert, Kerkman, Kestell, Knodl, Kramer, Krusick, LeMahieu, Lothian, Meyer, Montgomery, Mursau, Murtha, Nass, Newcomer, Nygren, A. Ott, J. Ott, Petersen, Petrowski, Pridemore, Rhoades, Ripp, Spanbauer, Stone, Strachota, Tauchen, Townsend, Van Roy, Vos, M. Williams, Ziegelbauer and Zipperer – 43.

Absent or not voting – Representatives Kleefisch, Nerison, Roth, Suder, Vukmir and Wood – 6.

Motion carried.

Assembly amendment 8 to **Assembly Bill 458** offered by Representative LeMahieu.

POINT OF ORDER

Representative Staskunas raised a point of order that Assembly amendment 8 to **Assembly Bill 458** was not germane under Assembly Rule 54.

The Chair (Representative Black) ruled the point of order **well taken**.

Representative Gottlieb appealed the ruling of the Chair.

The question was: Shall the ruling of the Chair stand as the ruling of the Assembly?

The roll was taken.

The result follows:

Ayes – Representatives Barca, Benedict, Berceau, Bernard Schaber, Black, Clark, Colon, Cullen, Danou, Dexter, Fields, Garthwaite, Grigsby, Hebl, Hilgenberg, Hintz, Hixson, Hraychuck, Hubler, Jorgensen, Kessler, Krusick, Mason, Milroy, Molepske Jr., Nelson, Parisi, Pasch, Poca, Pope–Roberts, Radcliffe, Richards, Roys, Schneider, Seidel, Sherman, Shilling, Sinicki, Smith, Soletski, Staskunas,

Steinbrink, Toles, Turner, Van Akkeren, Vruwink, A. Williams, Young, Zepnick, Zigmunt and Speaker Sheridan – 51.

Noes – Representatives Ballweg, Bies, Brooks, Davis, J. Fitzgerald, Friske, Gottlieb, Gunderson, Gundrum, Honadel, Huebsch, Kaufert, Kerkman, Kestell, Knodl, Kramer, LeMahieu, Lothian, Meyer, Montgomery, Mursau, Murtha, Nass, Newcomer, Nygren, A. Ott, J. Ott, Petersen, Petrowski, Pridemore, Rhoades, Ripp, Spanbauer, Stone, Strachota, Tauchen, Townsend, Van Roy, Vos, M. Williams, Ziegelbauer and Zipperer – 42.

Absent or not voting – Representatives Kleefisch, Nerison, Roth, Suder, Vukmir and Wood – 6.

Motion carried.

Representative Nelson asked unanimous consent that **Assembly Bill 458** be placed at the foot of today's calendar. Granted.

Assembly Bill 485

Relating to: required judicial findings and orders when a child is placed outside the home, termination of parental rights warnings, mandatory child abuse or neglect reporters, the confidentiality of social services records, changing from day care to child care the term used to describe care and supervision for children for less than 24 hours a day, and renumbering the definition of neglect.

The question was: Shall **Assembly Bill 485** be ordered engrossed and read a third time?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Assembly Bill 485** be given a third reading. Granted.

The question was: **Assembly Bill 485** having been read three times, shall the bill be passed?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Assembly Bill 485** be immediately messaged to the Senate. Granted.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 347** be withdrawn from today's calendar and taken up at this time. Granted.

Senate Bill 347

Relating to: requiring consultation with a child in determining and reviewing his or her permanency plan; requiring agencies, in making reasonable efforts to place a child in a permanent placement, to include efforts to place the child outside this state; requiring juvenile courts to take certain actions to expedite the interstate placement of children; requiring juvenile courts to give a child's out-of-home care provider the right to be heard in proceedings involving the child; requiring notice to relatives when a child is removed from the home; requiring reasonable efforts to place siblings together or to provide for visitation between siblings; requiring agencies to assist children in developing a plan for transition to independent living;

requiring health care providers to report cases of infants with controlled substances in their bodily fluids to the agency responsible for investigating suspected child abuse or neglect; authorizing circuit court commissioners to conduct permanency plan reviews and hearings; specifying certain placements for purposes of calculating how long a child has been placed outside the home for purposes of filing a termination of parental rights petition; and permitting disclosure of information to a relative of a child for purposes of facilitating placement of the child with the relative or to a public or private agency in this state or any other state for purposes of investigating a proposed foster or adoptive placement.

The question was: Shall **Senate Bill 347** be ordered to a third reading?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 347** be given a third reading. Granted.

The question was: **Senate Bill 347** having been read three times, shall the bill be concurred in?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 347** be immediately messaged to the Senate. Granted.

Assembly Bill 486

Relating to: requiring consultation with a child in determining and reviewing his or her permanency plan; requiring agencies, in making reasonable efforts to place a child in a permanent placement, to include efforts to place the child outside this state; requiring juvenile courts to take certain actions to expedite the interstate placement of children; requiring juvenile courts to give a child's out-of-home care provider the right to be heard in proceedings involving the child; requiring notice to relatives when a child is removed from the home; requiring reasonable efforts to place siblings together or to provide for visitation between siblings; requiring agencies to assist children in developing a plan for transition to independent living; requiring health care providers to report cases of infants with controlled substances in their bodily fluids to the agency responsible for investigating suspected child abuse or neglect; authorizing circuit court commissioners to conduct permanency plan reviews and hearings; specifying certain placements for purposes of calculating how long a child has been placed outside the home for purposes of filing a termination of parental rights petition; and permitting disclosure of information to a relative of a child for purposes of facilitating placement of the child with the relative or to a public or private agency in this state or any other state for purposes of investigating a proposed foster or adoptive placement.

Representative Nelson asked unanimous consent that **Assembly Bill 486** be laid on the table. Granted.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 361** be withdrawn from today's calendar and taken up at this time. Granted.

Senate Bill 361

Relating to: the monthly rates that are paid for foster care; the levels of care that a foster home may provide; licensing of kinship care relatives to operate foster homes and, subject to certain exceptions, time limits on the receipt of kinship care payments; and licensing of foster homes across county lines.

The question was: Shall **Senate Bill 361** be ordered to a third reading?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 361** be given a third reading. Granted.

The question was: **Senate Bill 361** having been read three times, shall the bill be concurred in?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 361** be immediately messaged to the Senate. Granted.

Assembly Bill 510

Relating to: the monthly rates that are paid for foster care; the levels of care that a foster home may provide; licensing of kinship care relatives to operate foster homes and, subject to certain exceptions, time limits on the receipt of kinship care payments; and licensing of foster homes across county lines.

Representative Nelson asked unanimous consent that **Assembly Bill 510** be laid on the table. Granted.

Assembly Bill 110

Relating to: access to employment records of candidates for law enforcement positions.

Assembly amendment 1 to **Assembly Bill 110** offered by Representative Hraychuck.

The question was: Shall Assembly amendment 1 to **Assembly Bill 110** be adopted?

Motion carried.

Assembly amendment 2 to **Assembly Bill 110** offered by Representatives Radcliffe, Hraychuck and Barca.

The question was: Shall Assembly amendment 2 to **Assembly Bill 110** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 110** be ordered engrossed and read a third time?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Assembly Bill 110** be given a third reading.

Representative Schneider objected.

Assembly Bill 458

Relating to: providing instruction in human growth and development.

Assembly amendment 9 to **Assembly Bill 458** offered by Representative Strachota.

Representative Nelson moved that Assembly amendment 9 to **Assembly Bill 458** be laid on the table.

The question was: Shall Assembly amendment 9 to **Assembly Bill 458** be laid on the table?

The roll was taken.

The result follows:

Ayes – Representatives Barca, Benedict, Berceau, Bernard Schaber, Black, Clark, Colon, Cullen, Danou, Dexter, Fields, Garthwaite, Grigsby, Hebl, Hilgenberg, Hintz, Hixson, Hraychuck, Hubler, Jorgensen, Kessler, Mason, Milroy, Molepske Jr., Nelson, Parisi, Pasch, Pocan, Pope–Roberts, Radcliffe, Richards, Roys, Schneider, Seidel, Sherman, Shilling, Sinicki, Smith, Soletski, Staskunas, Steinbrink, Toles, Turner, Van Akkeren, Vruwink, A. Williams, Young, Zepnick, Zigmunt and Speaker Sheridan – 50.

Noes – Representatives Ballweg, Bies, Brooks, Davis, J. Fitzgerald, Friske, Gottlieb, Gunderson, Gundrum, Honadel, Huebsch, Kaufert, Kerkman, Kestell, Knodl, Kramer, Krusick, LeMahieu, Lothian, Meyer, Montgomery, Mursau, Murtha, Nass, Newcomer, Nygren, A. Ott, J. Ott, Petersen, Petrowski, Pridemore, Rhoades, Ripp, Spanbauer, Stone, Strachota, Tauchen, Townsend, Van Roy, Vos, M. Williams, Ziegelbauer and Zipperer – 43.

Absent or not voting – Representatives Kleefisch, Nerison, Roth, Suder, Vukmir and Wood – 6.

Motion carried.

**CALENDAR OF THURSDAY,
SEPTEMBER 17**

Senate Bill 157

Relating to: driver education instruction.

The question was: Shall **Senate Bill 157** be ordered to a third reading?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 157** be given a third reading. Granted.

The question was: **Senate Bill 157** having been read three times, shall the bill be concurred in?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 157** be immediately messaged to the Senate. Granted.

Senate Bill 158

Relating to: vehicle stops at railroad crossings.

The question was: Shall **Senate Bill 158** be ordered to a third reading?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 158** be given a third reading. Granted.

The question was: **Senate Bill 158** having been read three times, shall the bill be concurred in?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 158** be immediately messaged to the Senate. Granted.

Representative Black asked unanimous consent that the Assembly stand informal. Granted.

The Assembly stood informal.

6:27 P.M.

INFORMAL

6:43 P.M.

The Assembly reconvened.

Representative Black in the chair.

Assembly Bill 458

Relating to: providing instruction in human growth and development.

Assembly amendment 10 to **Assembly Bill 458** offered by Representative LeMahieu.

Representative Nelson moved that Assembly amendment 10 to **Assembly Bill 458** be laid on the table.

The question was: Shall Assembly amendment 10 to **Assembly Bill 458** be laid on the table?

The roll was taken.

The result follows:

Ayes – Representatives Barca, Benedict, Berceau, Bernard Schaber, Black, Clark, Colon, Cullen, Danou, Dexter, Fields, Garthwaite, Grigsby, Hebl, Hilgenberg, Hintz, Hixson, Hraychuck, Hubler, Jorgensen, Kessler, Krusick, Mason, Milroy, Molepske Jr., Nelson, Parisi, Pasch, Pocan, Pope–Roberts, Radcliffe, Richards, Roys, Seidel, Sherman, Shilling, Sinicki, Smith, Soletski, Steinbrink, Toles, Turner, Van Akkeren, Vruwink, A. Williams, Young, Zepnick, Zigmunt and Speaker Sheridan – 49.

Noes – Representatives Ballweg, Bies, Brooks, Davis, J. Fitzgerald, Friske, Gottlieb, Gunderson, Gundrum, Honadel, Huebsch, Kaufert, Kerkman, Kestell, Knodl, Kramer, LeMahieu, Lothian, Meyer, Montgomery, Mursau, Murtha,

Nass, Newcomer, Nygren, A. Ott, J. Ott, Petersen, Petrowski, Pridemore, Rhoades, Ripp, Schneider, Spanbauer, Staskunas, Stone, Strachota, Tauchen, Townsend, Van Roy, Vos, M. Williams, Ziegelbauer and Zipperer – 44.

Absent or not voting – Representatives Kleefisch, Nerison, Roth, Suder, Vukmir and Wood – 6.

Motion carried.

Assembly amendment 11 to **Assembly Bill 458** offered by Representative Ballweg.

The question was: Shall Assembly amendment 11 to **Assembly Bill 458** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 458** be ordered engrossed and read a third time?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Assembly Bill 458** be given a third reading.

Representative Gottlieb objected.

Representative Black asked unanimous consent that the Assembly stand informal. Granted.

The Assembly stood informal.

6:48 P.M.

INFORMAL

6:58 P.M.

The Assembly reconvened.

Representative Black in the chair.

Representative Black asked unanimous consent that the Assembly stand recessed. Granted.

The Assembly stood recessed.

6:59 P.M.

RECESS

7:07 P.M.

The Assembly reconvened.

Representative Black in the chair.

Representative Brooks asked unanimous consent to be withdrawn as a coauthor of **Assembly Bill 453**. Granted.

Representative Pasch asked unanimous consent to be made a coauthor of **Assembly Bill 461**. Granted.

CALL OF THE ASSEMBLY

Representative Kaufert requested a call of the Assembly. There were sufficient seconds.

The Sergeant-at-Arms was directed to close the doors and the Chief Clerk to call the roll.

COMMUNICATIONS

November 3, 2009

Patrick Fuller
Assembly Chief Clerk
17 West Main Street, Suite 401
Madison, WI 53703

Dear Chief Clerk Fuller:

I am formally requesting that all Senate Republicans, Senator Tim Carpenter and Representative Bob Ziegelbauer be added to Assembly Bill 525 as co-sponsors. A formal listing of the requested additions is listed below. If you have any questions, please contact my office.

- | | |
|----------------------------|-------------------|
| Senator Ellis | Senator Kapanke |
| Senator Fitzgerald | Senator Kedzie |
| Senator Cowles | Senator Lasee |
| Senator Darling | Senator Lazich |
| Senator Grothman | Senator Leibham |
| Senator Harsdorf | Senator Olsen |
| Senator Hopper | Senator Schultz |
| Senator Kanavas | Senator Carpenter |
| Representative Ziegelbauer | |

Sincerely,
JOHN NYGREN
State Representative
89th Assembly District

November 3, 2009

Patrick Fuller
Assembly Chief Clerk
17 West Main Street, Suite 401
Madison, WI 53703

Dear Chief Clerk Fuller:

Please add my name as a co-sponsor of Assembly Joint Resolution 93, relating to recognizing November as National Adoption Month.

Sincerely,
LUTHER OLSEN
State Senator
14th Senate District

November 3, 2009

Patrick Fuller
Assembly Chief Clerk
17 West Main Street, Suite 401
Madison, WI 53703

Dear Chief Clerk Fuller:

In my absence, please enter the following information into the Assembly Journal as how I would have voted were I to have been present on the following items:

2009 Assembly Resolution 15
requesting the participation of the attorney general as amicus curiae in certain cases before the United States Supreme Court.

Vote: AYE

2009 Assembly Bill 230
relating to: electronic access by law enforcement agencies to photographs on motor vehicle operators licenses and identification cards.

Vote: AYE

2009 Assembly Bill 267
relating to: licenses and limited X-ray machine operator permits to engage in the practice of radiography, creating a radiography examining board, granting rule-making authority, and requiring the exercise of rule-making authority.

Vote: NAY

Please contact me with any questions.

Sincerely,
JOEL KLEEFISCH
State Representative
38th Assembly District

ANNOUNCEMENTS

Representatives Kerkman and Vos asked unanimous consent that the Assembly adjourn in memory of Martin Itzin,

former mayor of Burlington, who passed away on October 21 at the age of 92. Granted.

Representative Hixson asked unanimous consent that the Assembly adjourn in honor of Allyssa Ferrell, a senior at Edgerton High School, who was recently named the 2009 Player of the Year by the Wisconsin High School Golf Coaches Association. Granted.

Representative Ripp asked unanimous consent that the Assembly adjourn in honor of the Lodi High School Football Team, who won the Capitol North Conference Title. Granted.

Representative M. Williams asked unanimous consent that the Assembly adjourn in honor of her husband, Allen R. Williams, on the occasion of his 61st birthday today. Granted.

Representative Petersen asked unanimous consent that the Assembly adjourn in honor of his wife, Michelle Petersen, on the occasion of their 19th anniversary today. Granted.

Representative Barca asked unanimous consent that the Assembly adjourn in honor of the Bradford Red Devils Football Team and Coach Kennedy for an outstanding season. Granted.

Representative Barca asked unanimous consent that the Assembly adjourn in honor of his neighbor, Bradford Red Devils Quarterback Gino DeBartolo. Granted.

ADJOURNMENT

Representative Nelson moved that the Assembly stand adjourned until 10:00 A.M. on Thursday, November 5.

The question was: Shall the Assembly stand adjourned?

Motion carried.

The Assembly stood adjourned.

7:18 P.M.