



STATE OF WISCONSIN Assembly Journal

Ninety-Ninth Regular Session

WEDNESDAY, February 17, 2010

The Chief Clerk makes the following entries under the above date:

AMENDMENTS OFFERED

Assembly amendment 1 to **Senate Bill 375** offered by committee on **Children and Families**.

REFERRAL OF VETOES

Assembly Bill 138

Relating to: the appointment and term of service of the secretary of natural resources and vacancies on the Natural Resources Board.

To committee on **Rules**.

INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

Assembly Bill 755

Relating to: allowing certain utilities to administer investment programs for energy efficiency improvements and renewable energy applications, creating requirements for political subdivision loans for similar improvements and applications, providing an exemption from emergency rule procedures, and granting rule-making authority.

By Representatives Mason, Soletski, Zigmunt, Grigsby, Molepske Jr., Fields, Young, Roys, Colon, Berceau, A. Williams, Zepnick and Toles; cosponsored by Senator Holperin.

To committee on **Jobs, the Economy and Small Business**.

Assembly Bill 756

Relating to: the dairy and livestock investment tax credits.

By Representatives Vruwink, Smith, Ripp, A. Ott, Jorgensen, Radcliffe, Danou, Molepske Jr., Garthwaite, Kestell, Davis, Berceau, Hebl, Brooks, Spanbauer, Ballweg, Strachota, Black, Zepnick, Turner, Petersen, Townsend,

Zigmunt, Sinicki, Bies, Benedict, Hixson, LeMahieu, Nerison and Hraychuck; cosponsored by Senators Vinehout, Harsdorf, Taylor and Schultz.

To committee on **Agriculture**.

Assembly Bill 757

Relating to: a food processing plant and food warehouse investment tax credit, requiring the exercise of rule-making authority, and making an appropriation.

By Representatives Vruwink, Hilgenberg, Molepske Jr., Hebl, Garthwaite, Jorgensen, Danou, A. Ott, Black, Sinicki, Turner, Bies, Zepnick, Ripp, Nerison and Berceau; cosponsored by Senators Lassa, Schultz, Harsdorf and Taylor.

To committee on **Agriculture**.

COMMITTEE REPORTS

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

Assembly Bill 35

Relating to: the use of race-based names, nicknames, logos, and mascots by school boards, requiring the exercise of rule-making authority, and providing a penalty.

Assembly Amendment 1 adoption:

Ayes: 13 – Representatives Pope–Roberts, Dexter, Hilgenberg, Sinicki, Hixson, Smith, Krusick, Radcliffe, Davis, Nass, Townsend, Vukmir and Nygren.

Noes: 0.

Passage as amended:

Ayes: 8 – Representatives Pope–Roberts, Dexter, Hilgenberg, Sinicki, Hixson, Smith, Krusick and Radcliffe.

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

To committee on **Rules**.

SONDY POPE–ROBERTS

Chairperson

Committee on Education

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

Assembly Bill 296

Relating to: children and their families who are involved in two or more systems of care and making an appropriation.

Assembly Amendment 2 adoption:

Ayes: 16 – Representatives Pocan, Colon, Mason, Shilling, Sherman, Grigsby, Vos and Montgomery; Senators Miller, Hansen, Taylor, Lehman, Robson, Lassa, Darling and Olsen.

Noes: 0.

Assembly Amendment 3 adoption:

Ayes: 16 – Representatives Pocan, Colon, Mason, Shilling, Sherman, Grigsby, Vos and Montgomery; Senators Miller, Hansen, Taylor, Lehman, Robson, Lassa, Darling and Olsen.

Noes: 0.

Passage as amended:

Ayes: 16 – Representatives Pocan, Colon, Mason, Shilling, Sherman, Grigsby, Vos and Montgomery; Senators Miller, Hansen, Taylor, Lehman, Robson, Lassa, Darling and Olsen.

Noes: 0.

To committee on **Rules**.

Assembly Bill 343

Relating to: expanding the secretary of revenue's authority to waive or reduce interest or penalties.

Passage:

Ayes: 16 – Representatives Pocan, Colon, Mason, Shilling, Sherman, Grigsby, Vos and Montgomery; Senators Miller, Hansen, Taylor, Lehman, Robson, Lassa, Darling and Olsen.

Noes: 0.

To committee on **Rules**.

Assembly Bill 531

Relating to: the exception to the assessment of withdrawal taxes and fees against a landowner who transfers ownership of managed forest land for siting a public safety communications tower.

Assembly Amendment 1 adoption:

Ayes: 16 – Representatives Pocan, Colon, Mason, Shilling, Sherman, Grigsby, Vos and Montgomery; Senators Miller, Hansen, Taylor, Lehman, Robson, Lassa, Darling and Olsen.

Noes: 0.

Assembly Amendment 2 adoption:

Ayes: 16 – Representatives Pocan, Colon, Mason, Shilling, Sherman, Grigsby, Vos and Montgomery; Senators Miller, Hansen, Taylor, Lehman, Robson, Lassa, Darling and Olsen.

Noes: 0.

Passage as amended:

Ayes: 16 – Representatives Pocan, Colon, Mason, Shilling, Sherman, Grigsby, Vos and Montgomery; Senators Miller, Hansen, Taylor, Lehman, Robson, Lassa, Darling and Olsen.

Noes: 0.

To committee on **Rules**.

Assembly Bill 648

Relating to: adopting Internal Revenue Code provisions related to individual retirement accounts and adopting provisions of the Heroes Earnings Assistance and Relief Tax Act of 2008 for state income and franchise tax purposes.

Assembly Amendment 1 adoption:

Ayes: 16 – Representatives Pocan, Colon, Mason, Shilling, Sherman, Grigsby, Vos and Montgomery; Senators Miller, Hansen, Taylor, Lehman, Robson, Lassa, Darling and Olsen.

Noes: 0.

Assembly Amendment 2 adoption:

Ayes: 16 – Representatives Pocan, Colon, Mason, Shilling, Sherman, Grigsby, Vos and Montgomery; Senators Miller, Hansen, Taylor, Lehman, Robson, Lassa, Darling and Olsen.

Noes: 0.

Assembly Amendment 3 adoption:

Ayes: 16 – Representatives Pocan, Colon, Mason, Shilling, Sherman, Grigsby, Vos and Montgomery; Senators Miller, Hansen, Taylor, Lehman, Robson, Lassa, Darling and Olsen.

Noes: 0.

Passage as amended:

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

Noes: 1 – Representative Colon.

To committee on **Rules**.

Assembly Bill 689

Relating to: Public Service Commission intervenor grants and making an appropriation.

Passage:

Ayes: 12 – Representatives Pocan, Colon, Mason, Shilling, Sherman and Grigsby; Senators Miller, Hansen, Taylor, Lehman, Robson and Lassa.

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

To committee on **Rules**.

MARK POCAN
Assembly Chairperson
Joint Committee on Finance

The Joint Survey Committee on **Tax Exemptions** reports and recommends:

Assembly Bill 135

Relating to: allowing an individual income tax deduction for certain amounts contributed by a divorced or legally separated parent to his or her child's college savings account or college tuition and expenses program and limiting the deduction that may be claimed by a married person who files separately.

Adoption of report:

Ayes: 9 – Representatives Hubler, Cullen and Zipperer; Senators Erpenbach, Decker and Ellis; DOR Secretary Ervin; Ms. Dunn; Special Assist to the Attorney General St. John.
Noes: 0.

To committee on **Rules**.

Assembly Bill 648

Relating to: adopting Internal Revenue Code provisions related to individual retirement accounts and adopting provisions of the heroes Earnings Assistance and Relief Tax Act of 2008 for state income and franchise tax purposes.

Adoption of report:

Ayes: 9 – Representatives Hubler, Cullen and Zipperer; Senators Erpenbach, Decker and Ellis; DOR Secretary Ervin; Ms. Dunn; Special Assist to the Attorney General St. John.
Noes: 0.

MARY HUBLER
Co-Chair
Joint Survey Committee on Tax Exemptions

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

Assembly Bill 552

Relating to: following snowplows and providing a penalty.

Passage:

Ayes: 12 – Representatives Steinbrink, Zigmunt, Vruwink, Garthwaite, Fields, Bernard Schaber, Sinicki, Petrowski, A. Ott, Stone, Bies and Ripp.
Noes: 0.

To committee on **Rules**.

Assembly Bill 592

Relating to: registration of former military vehicles.

Passage:

Ayes: 12 – Representatives Steinbrink, Zigmunt, Vruwink, Garthwaite, Fields, Bernard Schaber, Sinicki, Petrowski, A. Ott, Stone, Bies and Ripp.
Noes: 0.

To committee on **Rules**.

Assembly Bill 629

Relating to: designating and marking a portion of I 43 in the city of Milwaukee as the Jeannetta Simpson–Robinson Memorial Highway.

Assembly Amendment 1 adoption:

Ayes: 12 – Representatives Steinbrink, Zigmunt, Vruwink, Garthwaite, Fields, Bernard Schaber, Sinicki, Petrowski, A. Ott, Stone, Bies and Ripp.
Noes: 0.

Passage as amended:

Ayes: 12 – Representatives Steinbrink, Zigmunt, Vruwink, Garthwaite, Fields, Bernard Schaber, Sinicki, Petrowski, A. Ott, Stone, Bies and Ripp.
Noes: 0.

To committee on **Rules**.

JOHN STEINBRINK
Chairperson
Committee on Transportation

MESSAGE FROM THE SENATE

From: Robert J. Marchant, Senate Chief Clerk.

Mr. Speaker:

I am directed to inform you that the Senate has

Passed and asks concurrence in:

Senate Bill 127
Senate Bill 293
Senate Bill 348
Senate Bill 396
Senate Bill 410
Senate Bill 427
Senate Bill 439

ACTION ON THE SENATE MESSAGE

Senate Bill 127

Relating to: notification to the state and certain public agencies regarding a medical malpractice claim and limits on liability.

By Senators Risser, Lehman, Robson and Kreitlow; cosponsored by Representatives Cullen, Staskunas, Montgomery, Richards, Smith and Berceau.

To committee on **Insurance**.

Senate Bill 293

Relating to: directing the governor to annually proclaim March 25 as Medal of Honor Day.

By Senators Lassa, Hansen, Darling, Schultz, Taylor, Lehman, Cogg, Cowles and Kapanke; cosponsored by Representatives Molepske Jr., Turner, Brooks, Berceau, Townsend, Nerison, Strachota, A. Ott, Knodl, Grigsby, Hebl, Schneider, Roth, Jorgensen, Mursau, Lothian, Ripp, Sinicki, Mason, M. Williams and Hintz.

To committee on **Rules**.

Senate Bill 348

Relating to: declarations creating marina condominiums and technical corrections to the laws governing marina condominiums.

By Senators Jauch and Taylor; cosponsored by Representatives Sherman, Ballweg and Zepnick.

To committee on **Natural Resources**.

Senate Bill 396

Relating to: fishing and trolling in boats with electric motors.

By Senators Decker, Holperin, Grothman, Taylor, Lehman and Schultz; cosponsored by Representatives Danou, Hebl, Turner, Zigmunt, Sinicki, Gunderson, Petrowski, A. Ott, Staskunas and Montgomery.

To committee on **Fish and Wildlife**.

Senate Bill 410

Relating to: designating and marking a portion of I 43 in the city of Milwaukee as the Jeannetta Simpson–Robinson Memorial Highway.

By Senators Coggs and Taylor; cosponsored by Representatives Young, Turner, Berceau, A. Williams, Barca, Pasch and Fields.

To committee on **Rules**.

Senate Bill 427

Relating to: expanding the types of governmental units that may participate in a joint local governmental self–insured health insurance plan.

By Senators Kreitlow, Coggs and Taylor; cosponsored by Representatives Dexter, Hilgenberg, Ballweg and Petrowski.

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

Senate Bill 439

Relating to: adopting Internal Revenue Code provisions related to individual retirement accounts and adopting provisions of the Heroes Earnings Assistance and Relief Tax Act of 2008 for state income and franchise tax purposes.

By Senators Sullivan, Kreitlow, Holperin, Lehman, Leibham, Wirch, Plale, Miller, Lassa, Schultz, Darling, Vinehout and Taylor; cosponsored by Representatives Molepske Jr., Dexter, Roys, Turner, Pope–Roberts, Ziegelbauer, Kerkman, Staskunas, Clark, Zepnick, Bernard Schaber, Strachota, Lothian, Bies, Fields, Gunderson, Vos and Zigmunt.

To committee on **Rules**.

ENROLLED BILLS

The following Assembly proposals, which have been approved by both the Assembly and Senate, have been enrolled by the Legislative Reference Bureau:

Assembly Bill 186

Assembly Bill 419

PATRICK E. FULLER
Assembly Chief Clerk

COMMUNICATIONS

February 17, 2010

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

Dear Chief Clerk Fuller:

Please remove my name as a co-author of Assembly Bill 751, relating to entering into an agreement among the states to elect the president of the United States by means of a national popular vote.

Sincerely,
SCOTT NEWCOMER
State Representative
33rd Assembly District

February 17, 2010

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

Dear Chief Clerk Fuller:

I am writing to request that my name be removed as a co-author of Assembly Bill 751. If you have any questions please contact my office at 266-5719.

Sincerely,
DEAN KAUFERT
State Representative
55th Assembly District