



STATE OF WISCONSIN

Assembly Journal

One-Hundred and Second Regular Session

2:45 P.M.

THURSDAY, May 7, 2015

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

Speaker Pro Tempore August in the Chair.

The Assembly dispensed with the call of the roll.

AMENDMENTS OFFERED

Assembly Amendment 2 to **Assembly Bill 139** offered by committee on Judiciary.

Assembly Substitute Amendment 1 to **Assembly Bill 170** offered by Representative Kleefisch.

Assembly Amendment 1 to Assembly Amendment 7 to **Assembly Bill 177** offered by committee on Public Benefit Reform.

ADMINISTRATIVE RULES

Assembly Clearinghouse Rule 14-075

Relating to disclosure requirements for life insurance and annuity contracts.

Submitted by Office of the Commissioner of Insurance.

Report received from Agency, April 23, 2015.

To committee on **Insurance**.

Referred on May 7, 2015.

Assembly Clearinghouse Rule 14-076

Relating to 2012 Individual Annuity Reserving Mortality table and affecting small business.

Submitted by Office of the Commissioner of Insurance.

Report received from Agency, April 23, 2015.

To committee on **Insurance**.

Referred on May 7, 2015.

INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

Assembly Joint Resolution 34

Relating to: declaring May 14 to be Apraxia Awareness Day.

By Representatives Horlacher, Ballweg, E. Brooks, Heaton, Jarchow, Katsma, Kerkman, Kremer, Murphy, Novak, Petryk, Quinn, Rohrkaste, Spiros, Spreitzer, Steffen, Subeck, Tittl, VanderMeer and Vorpapel; cosponsored by Senators Nass and Lassa.

To committee on **Rules**.

Assembly Joint Resolution 35

Relating to: designating May as Older Americans Month in Wisconsin.

By Representatives Milroy, Berceau, Brostoff, Danou, Doyle, Goyke, Hebl, Hesselbein, Hintz, Jorgensen, Kahl, Kolste, Mason, Meyers, Murphy, Murtha, Novak, Ohnstad, A. Ott, Petryk, Pope, Rohrkaste, Sargent, Shankland, Sinicki, Spiros, Spreitzer, Subeck, C. Taylor, Wachs, Zamarripa and Zepnick; cosponsored by Senators Bewley, Carpenter, Erpenbach, Hansen, Lassa, L. Taylor, Vinehout and Wirch.

To committee on **Rules**.

Assembly Joint Resolution 36

Relating to: designating June 2015 as Myasthenia Gravis Awareness Month.

By Representative Sinicki; cosponsored by Senator C. Larson.

To committee on **Rules**.

Assembly Joint Resolution 37

Relating to: congratulating the Wisconsin Motor Carriers Association on its 75th Anniversary.

By Representatives Ripp, Allen, E. Brooks, Hutton, Kahl, Kitchens, Knodl, Krug, T. Larson, Murphy, Murtha, A. Ott, Petryk, Sinicki, Spiros, Spreitzer, Subeck and Tittl; cosponsored by Senators Petrowski, Cowles, Marklein, Nass, Olsen and Vinehout.

To committee on **Rules**.

Assembly Bill 204

Relating to: repealing an air pollution rule promulgated by the Department of Natural Resources.

By Representatives Kremer, Jarchow, Allen, Ballweg, Born, E. Brooks, Czaja, Edming, Horlacher, Jacque, Kleefisch, Knodl, Murphy, Ripp, Rohrkaste, Sanfelippo, Tauchen and Tittl; cosponsored by Senators Moulton, Lassa, Marklein, Farrow and Stroebel.

To committee on **Environment and Forestry**.

Assembly Bill 205

Relating to: flashing yellow arrow traffic control signals.

By Representatives Vorpapel, Ripp, Ballweg, Kitchens, Mursau, A. Ott, Steffen and Kahl; cosponsored by Senators Petrowski, Gudex, Marklein, Olsen, Harris Dodd, Miller and Lassa.

To committee on **Transportation**.

Assembly Bill 206

Relating to: pedestrian traffic control signals.

By Representatives Vorpapel, Ripp, Ballweg, Kitchens, Mursau, A. Ott, Steffen and Subeck; cosponsored by

Senators Petrowski, Gudex, Marklein, Olsen, Harris Dodd, Miller, Lassa and Nass.

To committee on **Transportation**.

COMMITTEE REPORTS

The committee on **Children and Families** reports and recommends:

Assembly Bill 193

Relating to: the notification of relatives when a child is removed from the custody of the child's parent and placement of a child with a parent of a sibling of the child who has custody of the sibling.

Passage:

Ayes: 12 - Representatives Rodriguez, Gannon, R. Brooks, Vorpagel, Kerkman, Brandtjen, Heaton, Neylon, Johnson, Billings, Kahl and Subeck.

Noes: 0.

To committee on **Rules**.

JESSIE RODRIGUEZ
Chairperson
Committee on Children and Families

The committee on **Criminal Justice and Public Safety** reports and recommends:

Assembly Bill 49

Relating to: waiting period for handgun purchases.

Assembly Amendment 7 adoption:

Ayes: 12 - Representatives Kleefisch, Kremer, Spiros, J. Ott, Rodriguez, Horlacher, Novak, Born, Goyke, Kessler, Zamarripa and Johnson.

Noes: 0.

Passage as amended:

Ayes: 8 - Representatives Kleefisch, Kremer, Spiros, J. Ott, Rodriguez, Horlacher, Novak and Born.

Noes: 4 - Representatives Goyke, Kessler, Zamarripa and Johnson.

To committee on **Rules**.

JOEL KLEEFISCH
Chairperson
Committee on Criminal Justice and Public Safety

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

Assembly Bill 78

Relating to: pupil assessments, evaluation of educator effectiveness, and school accountability reports.

Assembly Amendment 1 adoption:

Ayes: 14 - Representatives Thiesfeldt, Kitchens, Jagler, Knudson, Rodriguez, R. Brooks, Horlacher, Murphy, Quinn, Hutton, Pope, Genrich, Barnes and Considine.

Noes: 0.

Passage as amended:

Ayes: 14 - Representatives Thiesfeldt, Kitchens, Jagler, Knudson, Rodriguez, R. Brooks, Horlacher, Murphy, Quinn, Hutton, Pope, Genrich, Barnes and Considine.

Noes: 0.

To committee on **Rules**.

Senate Bill 67

Relating to: pupil assessments, evaluation of educator effectiveness, and school accountability reports.

Concurrence:

Ayes: 14 - Representatives Thiesfeldt, Kitchens, Jagler, Knudson, Rodriguez, R. Brooks, Horlacher, Murphy, Quinn, Hutton, Pope, Genrich, Barnes and Considine.

Noes: 0.

To committee on **Rules**.

JEREMY THIESFELDT
Chairperson
Committee on Education

The committee on **Housing and Real Estate** reports and recommends:

Assembly Bill 33

Relating to: cooperative agreements for out-of-state real estate brokers, salespersons, and time-share salespersons.

Passage:

Ayes: 8 - Representatives Jagler, Allen, R. Brooks, Murphy, Murtha, Young, Genrich and Stuck.

Noes: 0.

To committee on **Rules**.

Assembly Bill 121

Relating to: standards for the construction and inspection of camping units; for installing, repairing, and maintaining electrical wiring in camping units; and for plumbing in camping units; providing an exemption from emergency rule procedures; and granting rule-making authority.

Assembly Amendment 1 adoption:

Ayes: 8 - Representatives Jagler, Allen, R. Brooks, Murphy, Murtha, Young, Genrich and Stuck.

Noes: 0.

Passage as amended:

Ayes: 7 - Representatives Jagler, Allen, R. Brooks, Murphy, Murtha, Young and Stuck.

Noes: 1 - Representative Genrich.

To committee on **Rules**.

JOHN JAGLER
Chairperson
Committee on Housing and Real Estate

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

Assembly Bill 129

Relating to: structured settlement factoring transactions.

Assembly Amendment 1 adoption:

Ayes: 9 - Representatives J. Ott, Horlacher, Thiesfeldt, Heaton, T. Larson, Kerkman, Wachs, Hebl and Goyke.

Noes: 0.

Passage as amended:

Ayes: 9 - Representatives J. Ott, Horlacher, Thiesfeldt, Heaton, T. Larson, Kerkman, Wachs, Hebl and Goyke.

Noes: 0.

To committee on **Rules**.

JIM OTT

Chairperson

Committee on Judiciary

The committee on **Public Benefit Reform** reports and recommends:

Assembly Bill 177

Relating to: limiting the foods that may be purchased under FoodShare; requiring a report on the cost to implement and comply with the food limitations; requiring review, updating, and publication of the list of authorized foods; providing an exemption from rule-making procedures; and making an appropriation.

Assembly Amendment 1 to Assembly Amendment 7 adoption:

Ayes: 14 - Representatives Born, Kapenga, Brandtjen, Vorpapel, Schraa, Kremer, Neylon, Krug, Tauchen, Jorgensen, Goyke, Kolste, Spreitzer and Subeck.

Noes: 0.

Assembly Amendment 2 adoption:

Ayes: 13 - Representatives Born, Kapenga, Brandtjen, Vorpapel, Schraa, Kremer, Krug, Tauchen, Jorgensen, Goyke, Kolste, Spreitzer and Subeck.

Noes: 1 - Representative Neylon.

Assembly Amendment 4 adoption:

Ayes: 14 - Representatives Born, Kapenga, Brandtjen, Vorpapel, Schraa, Kremer, Neylon, Krug, Tauchen, Jorgensen, Goyke, Kolste, Spreitzer and Subeck.

Noes: 0.

Assembly Amendment 5 adoption:

Ayes: 14 - Representatives Born, Kapenga, Brandtjen, Vorpapel, Schraa, Kremer, Neylon, Krug, Tauchen, Jorgensen, Goyke, Kolste, Spreitzer and Subeck.

Noes: 0.

Assembly Amendment 7 adoption:

Ayes: 14 - Representatives Born, Kapenga, Brandtjen, Vorpapel, Schraa, Kremer, Neylon, Krug, Tauchen, Jorgensen, Goyke, Kolste, Spreitzer and Subeck.

Noes: 0.

Assembly Amendment 17 adoption:

Ayes: 14 - Representatives Born, Kapenga, Brandtjen, Vorpapel, Schraa, Kremer, Neylon, Krug, Tauchen, Jorgensen, Goyke, Kolste, Spreitzer and Subeck.

Noes: 0.

Passage as amended:

Ayes: 8 - Representatives Born, Kapenga, Brandtjen, Vorpapel, Schraa, Kremer, Krug and Tauchen.

Noes: 6 - Representatives Neylon, Jorgensen, Goyke, Kolste, Spreitzer and Subeck.

To committee on **Rules**.

Assembly Bill 191

Relating to: requiring drug testing and treatment for eligibility for certain work experience programs; requiring the Department of Health Services to request a waiver to screen and, if indicated, test and provide treatment to FoodShare employment and training participants for illegal use of a controlled substance; and making an appropriation.

Passage:

Ayes: 8 - Representatives Born, Kapenga, Brandtjen, Vorpapel, Schraa, Kremer, Krug and Tauchen.

Noes: 6 - Representatives Neylon, Jorgensen, Goyke, Kolste, Spreitzer and Subeck.

To committee on **Rules**.

Assembly Bill 192

Relating to: requiring certain unemployment insurance claimants to submit to drug tests, eligibility for unemployment insurance benefits following a drug test, granting rule-making authority, and making an appropriation.

Assembly Amendment 13 adoption:

Ayes: 13 - Representatives Born, Kapenga, Brandtjen, Vorpapel, Schraa, Kremer, Neylon, Krug, Tauchen, Jorgensen, Kolste, Spreitzer and Subeck.

Noes: 0.

Assembly Amendment 14 adoption:

Ayes: 9 - Representatives Born, Kapenga, Brandtjen, Vorpapel, Schraa, Kremer, Neylon, Krug and Tauchen.

Noes: 4 - Representatives Jorgensen, Kolste, Spreitzer and Subeck.

Passage as amended:

Ayes: 8 - Representatives Born, Kapenga, Brandtjen, Vorpapel, Schraa, Kremer, Krug and Tauchen.

Noes: 6 - Representatives Neylon, Jorgensen, Goyke, Kolste, Spreitzer and Subeck.

To committee on **Rules**.

MARK BORN

Chairperson

Committee on Public Benefit Reform

The committee on **State Affairs and Government Operations** reports and recommends:

Assembly Bill 120

Relating to: creating a Corrections System Formulary Board in the Department of Corrections, therapeutic alternate

drug selections in the state correctional system, and granting rule-making authority.

Passage:

Ayes: 14 - Representatives Swearingen, Jagler, Brandtjen, Kleefisch, Gannon, Ripp, Kulp, Tauchen, Vorpapel, Zamarripa, Sinicki, Kahl, Ohnstad and Brostoff.

Noes: 0.

To committee on **Rules**.

Assembly Bill 165

Relating to: town zoning ordinances affecting shorelands.

Passage:

Ayes: 14 - Representatives Swearingen, Jagler, Brandtjen, Kleefisch, Gannon, Ripp, Kulp, Tauchen, Vorpapel, Zamarripa, Sinicki, Kahl, Ohnstad and Brostoff.

Noes: 0.

To committee on **Rules**.

ROB SWEARINGEN

Chairperson

Committee on State Affairs and
Government Operations

ACTION ON THE SENATE MESSAGE

Senate Joint Resolution 33

Relating to: congratulating the University of Wisconsin-Madison men's basketball team on its outstanding 2014-15 basketball season and reaching the NCAA championship game.

By Senators Risser, Erpenbach, Miller, C. Larson, Wanggaard, Vinehout, L. Taylor, Nass, Hansen, Bewley, Wirch, Lassa, Ringhand and Lazich; cosponsored by Representatives C. Taylor, Berceau, Hebl, Nygren, Milroy, Goyke, Hesselbein, Sargent, Shankland, Kolste, Kleefisch, Bowen, Kitchens, Danou, Mason, A. Ott, Zepnick, Jorgensen, Spreitzer, Thiesfeldt, Subeck, Knodl, Considine, Riemer, Petryk, Murphy, Ohnstad, Hintz and Quinn.

To committee on **Rules**.

Senate Joint Resolution 35

Relating to: proclaiming May 2015 as Motorcycle Awareness Month.

By Senators L. Taylor, Petrowski, Erpenbach, Wirch, Hansen, Harris Dodd, Olsen, Vinehout, Marklein, Bewley and Lassa; cosponsored by Representatives A. Ott, Danou,

Milroy, Kolste, Goyke, Berceau, Steffen, Jorgensen, Spreitzer, E. Brooks, Bowen, Weatherston, Sinicki, Considine, Barnes, Knodl and Allen.

To committee on **Rules**.

Senate Bill 40

Relating to: setoffs against tax refunds for debts related to providing ambulance services.

By Senators Harsdorf, Roth and LeMahieu; cosponsored by Representatives Tittl, Rohrkaste, Born, Ballweg, E. Brooks, Kremer, Murphy, A. Ott, Quinn, Spiros and Weatherston.

To committee on **Rules**.

Senate Bill 84

Relating to: creating a Corrections System Formulary Board in the Department of Corrections, therapeutic alternate drug selections in the state correctional system, and granting rule-making authority.

By Senators Gudex, Marklein, Nass, Olsen, Wanggaard and Vukmir; cosponsored by Representatives Hutton, E. Brooks, Kooyenga, Ballweg, Czaja, Murphy, Edming, Quinn, Hintz and Thiesfeldt.

To committee on **Rules**.

Senate Bill 94

Relating to: standards for the construction and inspection of camping units; for installing, repairing, and maintaining electrical wiring in camping units; and for plumbing in camping units; providing an exemption from emergency rule procedures; and granting rule-making authority.

By Senators Olsen, Cowles, Harsdorf, Marklein, Tiffany and Bewley; cosponsored by Representatives Ripp, Ballweg, Bernier, Czaja, Edming, Hutton, Jacque, Kitchens, Kleefisch, Krug, Murphy, Mursau and Thiesfeldt.

To committee on **Rules**.

ADJOURNMENT

Representative Steineke moved that the Assembly stand adjourned until 10:00 A.M. on Tuesday, May 12.

The question was: Shall the Assembly stand adjourned?

Motion carried.

The Assembly stood adjourned.

2:46 P.M.