



# STATE OF WISCONSIN

# Assembly Journal

## Ninety–Third Regular Session

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TUESDAY, November 11, 1997

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

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### AMENDMENTS OFFERED

Assembly substitute amendment 1 to **Assembly Joint Resolution 39** offered by Representative Robson.

Assembly amendment 1 to **Assembly Joint Resolution 67** offered by Representative Underheim.

Assembly substitute amendment 2 to **Assembly Bill 215** offered by Representative Underheim.

Assembly amendment 1 to Assembly amendment 1 to Assembly substitute amendment 1 to **Assembly Bill 463** offered by Representative Ladwig.

Assembly amendment 2 to Assembly amendment 1 to Assembly substitute amendment 1 to **Assembly Bill 463** offered by Representative Ladwig.

Assembly amendment 4 to Assembly substitute amendment 1 to **Assembly Bill 463** offered by Representative Ladwig.

Assembly amendment 5 to Assembly substitute amendment 1 to **Assembly Bill 463** offered by Representative Ladwig.

Assembly amendment 1 to **Assembly Bill 482** offered by Representative Underheim.

Assembly amendment 2 to **Assembly Bill 493** offered by Representative Steinbrink.

Assembly amendment 1 to **Assembly Bill 541** offered by Representative Goetsch.

Assembly amendment 2 to **Assembly Bill 564** offered by Representative Goetsch.

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### ADMINISTRATIVE RULES

#### **Assembly Clearinghouse Rule 97–101**

Relating to the employment of personal assistants by real estate salespersons and broker–employees.

Submitted by Department of Regulation and Licensing.  
Report received from Agency, October 29, 1997.

To committee on **Consumer Affairs**.  
Referred on November 7, 1997.

#### **Assembly Clearinghouse Rule 97–110**

Relating to the regulation of certified and licensed appraisers.

Submitted by Department of Regulation and Licensing.  
Report received from Agency, October 29, 1997.  
To committee on **Consumer Affairs**.  
Referred on November 7, 1997.

#### **Assembly Clearinghouse Rule 97–111**

Relating to the academic excellence higher education scholarships.

Submitted by Higher Education Aids Board.  
Report received from Agency, October 29, 1997.  
To committee on **Colleges and Universities**.  
Referred on November 7, 1997.

#### **Assembly Clearinghouse Rule 97–136**

Relating to regulation of metallic mineral mining [covered in report on **Clearinghouse Rule 97–057**].

Submitted by Department of Natural Resources.  
Report received from Agency, October 31, 1997.  
To committee on **Environment**.  
Referred on November 11, 1997.

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### INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

#### **Assembly Joint Resolution 79**

Relating to: the distribution of the net proceeds of the state lottery and certain moneys received by the state that are attributable to pari–mutuel on–track betting and bingo (first consideration).

By Representatives M. Lehman, Goetsch, Walker, Black, Schafer, Musser, Baumgart, Olsen and Owens; cosponsored by Senator Roessler.

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

#### **Assembly Joint Resolution 80**

Relating to: the distribution of the net proceeds of the state lottery and certain moneys received by the state that are attributable to pari–mutuel on–track betting and bingo (first consideration).

By Representatives M. Lehman, Walker, Goetsch, Wood, Harsdorf, Travis, Kaufert, Black, Ladwig, Huebsch,

Hasenohrl, Schafer, Ainsworth, Ryba, Dobyms, Musser, Albers, Sykora, Skindrud and Hahn; cosponsored by Senators Ellis and Panzer.

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

#### **Assembly Bill 592**

Relating to: exempting vehicles that are used to deliver household goods or pump septic or holding tanks from special or seasonal weight limitations.

By Representatives Ourada, Gard, Linton, Musser, Seratti, Sykora, Owens, Ainsworth, Gunderson, Boyle, Ryba, Hahn, Huebsch, Hasenohrl and Otte; cosponsored by Senators Breske, Farrow, Zien and Drzewiecki.

To committee on **Highways and Transportation**.

#### **Assembly Bill 593**

Relating to: prohibiting the use of certain latex products by health care providers and granting rule-making authority.

By Representatives Wasserman, Sykora, F. Lasee, M. Lehman, Schafer, Williams, R. Young, L. Young, Ainsworth and Hanson; cosponsored by Senator Burke.

To committee on **Health**.

#### **Assembly Bill 594**

Relating to: disclosure by the victim-witness coordinator to the victim of a juvenile's act or alleged act of the name and address of the juvenile and the juvenile's parents.

By Representatives Hebl, Krug, Ladwig, Ainsworth, Underheim, Ourada, Porter, Musser, La Fave, M. Lehman, Lazich, Dobyms, Ryba, Olsen, Seratti, Powers, Ziegelbauer, Boyle, Brandemuehl, Gard, Goetsch, Gronemus, Nass, F. Lasee, Grothman, Green and Huber; cosponsored by Senators Panzer, C. Potter, Huelsman, Rosenzweig and Weeden.

To committee on **Judiciary**.

#### **Assembly Bill 595**

Relating to: the college tuition prepayment program.

By Representatives Kreibich, Hasenohrl, Schafer, Brandemuehl, Cullen, Freese, Gard, Green, Grothman, Hahn, Huber, Hutchison, Kelso, F. Lasee, Meyer, Musser, Olsen, Plouff, Porter, Powers, Seratti, Underheim, Ward, L. Young and Sykora; cosponsored by Senators Darling, Drzewiecki, Farrow, Roessler, Rosenzweig, Weeden and Zien.

To committee on **Colleges and Universities**.

#### **Assembly Bill 596**

Relating to: the amount of a death benefit for participating employes under the Wisconsin retirement system.

By Representative Black.

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

#### **Assembly Bill 597**

Relating to: the prevention and treatment of compulsive gambling, creating a compulsive gambling board and making appropriations.

By Representative Black.

To committee on **State Affairs**.

#### **Assembly Bill 598**

Relating to: treatment of contributions of money made by individuals or organizations acting as conduits.

By Representative Black.

To committee on **Campaign Finance Reform**.

#### **Assembly Bill 599**

Relating to: zoning of shorelands by counties and zoning of wetlands in shorelands by cities and villages.

By Representative Black.

To committee on **Land Use**.

#### **Assembly Bill 600**

Relating to: the placement of a child with a relative for adoption and application of the interstate compact on the placement of children; the time by which a juvenile court must hold a hearing on a petition for adoptive placement of a child with a nonrelative and a petition to terminate parental rights that is filed with a petition for adoptive placement; removal of a child from a foster home, treatment foster home or group home for the purpose of placing the child by an agency for adoption; education about adoption and school age parents programs; who may be adopted; the documentation required in a permanency plan for preadoptive placement of a child in foster care or treatment foster care under a voluntary agreement; payments by an adoptive or proposed adoptive parent for the expenses of a birth parent or child; the release of identifying information by an agency that placed a child for adoption or that was appointed guardian of a child who was adopted; advertising related to adoption; the time by which a petition for a rehearing on the ground of new evidence must be filed in a juvenile court proceeding; and providing a penalty.

By Joint Legislative Council.

To committee on **Children and Families**.

#### **Assembly Bill 601**

Relating to: adoption assistance, granting rule-making authority and making appropriations.

By Joint Legislative Council.

To committee on **Children and Families**.

#### **Assembly Bill 602**

Relating to: kinship care, creating a long-term kinship care program and making appropriations.

By Joint Legislative Council.

To committee on **Children and Families**.

#### **Assembly Bill 603**

Relating to: eliminating the Wisconsin School for the Visually Handicapped and making an appropriation.

By committee on Education.

To committee on **Education**.

#### **Assembly Bill 604**

Relating to: various changes to the Minnesota-Wisconsin student reciprocity agreement.

By Representative Gard; cosponsored by Senator Burke.

To joint committee on **Finance**.

#### **Assembly Bill 605**

Relating to: sexual intercourse or sexual contact with a child and providing a penalty.

By Representatives Huber, Goetsch, R. Young, Underheim, Ziegelbauer, Powers, Staskunas, Harsdorf,

Plouff, Gronemus, Turner, Springer, Hanson, Bock, Kunicki, Boyle and Murat; cosponsored by Senators Darling and Wineke.

To committee on **Judiciary**.

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## COMMITTEE REPORTS

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

### Assembly Bill 53

Relating to: disclosure of identifying information about birth siblings, granting rule-making authority and making an appropriation.

Assembly substitute amendment 1 adoption:

Ayes: 8 – Representatives Huebsch, Dobyms, Goetsch, Ainsworth, Ladwig, R. Young, Notestein and Krug.

Noes: 0.

Passage as amended:

Ayes: 8 – Representatives Huebsch, Dobyms, Goetsch, Ainsworth, Ladwig, R. Young, Notestein and Krug.

Noes: 0.

To committee on **Rules**.

### Assembly Bill 65

Relating to: a grant for community programs for a fathers initiative and making an appropriation.

Assembly amendment 1 adoption:

Ayes: 8 – Representatives Huebsch, Dobyms, Goetsch, Ainsworth, Ladwig, R. Young, Notestein and Krug.

Noes: 0.

Assembly amendment 2 adoption:

Ayes: 7 – Representatives Huebsch, Dobyms, Goetsch, Ainsworth, Ladwig, R. Young and Krug.

Noes: 1 – Representative Notestein.

Assembly amendment 3 adoption:

Ayes: 8 – Representatives Huebsch, Dobyms, Goetsch, Ainsworth, Ladwig, R. Young, Notestein and Krug.

Noes: 0.

Passage as amended:

Ayes: 6 – Representatives Huebsch, Dobyms, Goetsch, Ainsworth, Ladwig and Krug.

Noes: 2 – Representatives R. Young and Notestein.

To joint committee on **Finance**.

### Assembly Bill 275

Relating to: access by a child's substitute care provider to medical information concerning the child, the child's religious affiliation or belief and information relating to any involvement of the child in any sexual abuse, in any cult or group that promotes criminal activity or in any activities that are harmful to the child.

Passage:

Ayes: 5 – Representatives Huebsch, Dobyms, Goetsch, Ainsworth and Ladwig.

Noes: 3 – Representatives R. Young, Notestein and Krug.

To committee on **Rules**.

### Assembly Bill 410

Relating to: original adult court jurisdiction over a juvenile who is alleged to have attempted or committed a violation of any state criminal law if that violation may be joined with an alleged assault, battery, homicide or attempted homicide over which the adult court has original jurisdiction, the elimination of reverse waiver for a juvenile who is once waived always waived, the imposition of a juvenile adjudication and disposition by an adult court on a juvenile who has been found to have committed a lesser offense, the financial ability of a juvenile, either alone or with the assistance of a parent with custody of the juvenile, to make restitution for any damage or injury resulting from the juvenile's act or to pay a forfeiture imposed on the juvenile, sanctions for a juvenile in need of protection or services based on habitual truancy or being a school dropout who violates a condition of his or her dispositional order and sanctions for contempt of court by a juvenile who violates a condition of his or her dispositional order, the rules of evidence at postdispositional hearings under the juvenile justice code and the disclosure of juvenile court records to other juvenile courts for the purposes of preparing a presentence investigation, determining custody of a juvenile, setting bail, impeaching a witness and determining whether a juvenile who would otherwise be an heir has intentionally killed the decedent.

Assembly amendment 1 to Assembly substitute amendment 1 adoption:

Ayes: 9 – Representatives Huebsch, Dobyms, Goetsch, Ainsworth, Ladwig, R. Young, Notestein, Krug and Hebl.

Noes: 0.

Assembly substitute amendment 1 adoption:

Ayes: 9 – Representatives Huebsch, Dobyms, Goetsch, Ainsworth, Ladwig, R. Young, Notestein, Krug and Hebl.

Noes: 0.

Passage as amended:

Ayes: 9 – Representatives Huebsch, Dobyms, Goetsch, Ainsworth, Ladwig, R. Young, Notestein, Krug and Hebl.

Noes: 0.

To committee on **Rules**.

*MICHAEL HUEBSCH*

Chairperson

Committee on Children and Families

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The committee on **Elections and Constitutional Law** reports and recommends:

### Assembly Bill 150

Relating to: electronic filing of certain campaign finance reports with the elections board and making an appropriation.

Assembly substitute amendment 1 adoption:

Ayes: 8 – Representatives Walker, Handrick, Klusman, Freese, Baldwin, Huber, Meyer and Kreuser.  
Noes: 0.

Passage as amended:

Ayes: 8 – Representatives Walker, Handrick, Klusman, Freese, Baldwin, Huber, Meyer and Kreuser.  
Noes: 0.

To committee on **Rules**.

### **Assembly Bill 394**

Relating to: the composition of county boards of canvassers.

Passage:

Ayes: 8 – Representatives Walker, Handrick, Klusman, Freese, Baldwin, Huber, Meyer and Kreuser.  
Noes: 0.

To committee on **Rules**.

### **Assembly Bill 427**

Relating to: elimination of the separate ballot for the offices of president and vice president.

Passage:

Ayes: 7 – Representatives Walker, Handrick, Klusman, Baldwin, Huber, Meyer and Kreuser.  
Noes: 1 – Representative Freese.

To committee on **Rules**.

*SCOTT WALKER*  
Chairperson  
Committee on Elections and Constitutional Law

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

### **Senate Bill 156**

Relating to: regulation of physician assistants and the authority of physician assistants to prescribe drugs and devices.

Assembly amendment 1 adoption:

Ayes: 15 – Representatives Underheim, Urban, Johnsrud, Walker, Lazich, Handrick, F. Lasee, Olsen, Wieckert, Robson, Bock, Springer, Meyer, La Fave and Wasserman.  
Noes: 0.

Assembly amendment 2 adoption:

Ayes: 15 – Representatives Underheim, Urban, Johnsrud, Walker, Lazich, Handrick, F. Lasee, Olsen, Wieckert, Robson, Bock, Springer, Meyer, La Fave and Wasserman.  
Noes: 0.

Concurrence as amended:

Ayes: 15 – Representatives Underheim, Urban, Johnsrud, Walker, Lazich, Handrick, F. Lasee, Olsen, Wieckert, Robson, Bock, Springer, Meyer, La Fave and Wasserman.  
Noes: 0.

To committee on **Rules**.

*GREGG UNDERHEIM*  
Chairperson  
Committee on Health

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The committee on **Tourism and Recreation** reports and recommends:

### **Assembly Bill 50**

Relating to: the operation of all-terrain vehicles by minors.

Assembly substitute amendment 1 adoption:

Ayes: 9 – Representatives Hahn, Handrick, Musser, Skindrud, Hutchison, Vander Loop, Baumgart, Dueholm and Steinbrink.  
Noes: 0.

Passage as amended:

Ayes: 8 – Representatives Hahn, Handrick, Musser, Skindrud, Hutchison, Vander Loop, Baumgart and Steinbrink.  
Noes: 1 – Representative Dueholm.

To committee on **Rules**.

### **Assembly Bill 323**

Relating to: immunity of providers and supervisors of, and participants in, recreational activities.

Passage:

Ayes: 8 – Representatives Hahn, Handrick, Musser, Skindrud, Hutchison, Vander Loop, Baumgart and Steinbrink.  
Noes: 1 – Representative Dueholm.

To committee on **Judiciary**.

### **Assembly Bill 408**

Relating to: voluntary registration for kayaks and canoes, the youth conservation education program, the youth conservation fish and game education program and making appropriations.

Assembly amendment 1 adoption:

Ayes: 9 – Representatives Hahn, Handrick, Musser, Skindrud, Hutchison, Vander Loop, Baumgart, Dueholm and Steinbrink.  
Noes: 0.

Passage as amended:

Ayes: 5 – Representatives Hahn, Musser, Vander Loop, Baumgart and Dueholm.  
Noes: 4 – Representatives Handrick, Skindrud, Hutchison and Steinbrink.

To joint committee on **Finance**.

*EUGENE HAHN*  
Chairperson  
Committee on Tourism and Recreation

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**MESSAGE FROM THE SENATE**

By Donald J. Schneider, Senate Chief Clerk.

Mr. Speaker:

I am directed to inform you that the Senate has

Adopted and asks concurrence in:

**Senate Joint Resolution 18**  
**Senate Joint Resolution 28**  
**Senate Joint Resolution 29**  
**Senate Joint Resolution 30**

Passed and asks concurrence in:

**Senate Bill 15**  
**Senate Bill 123**  
**Senate Bill 127**  
**Senate Bill 206**  
**Senate Bill 235**  
**Senate Bill 273**  
**Senate Bill 288**  
**Senate Bill 322**  
**Senate Bill 324**  
**Senate Bill 331**

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**ACTION ON THE SENATE MESSAGE**

**Senate Joint Resolution 18**

Relating to: proclaiming Blue, White Sunday.

By Senators Drzewiecki, C. Potter, Welch, Breske, Cowles, Zien, Huelsman, A. Lasee, Rosenzweig, Fitzgerald, Buettner, Schultz; cosponsored by Representatives Gard, Turner, Krusick, Dobyns, Otte, Bock, Lazich, Zukowski, Ladwig, Hasenohrl, M. Lehman, Handrick, Ryba, Musser, Walker, Plouff, Green, Porter, Goetsch, Harsdorf, Hahn, Huebsch, Plale, Robson, Sykora, R. Potter, Seratti, Kedzie, Riley.

To committee on **Rules**.

**Senate Joint Resolution 28**

Relating to: commending Don Hutson for revolutionizing pro football's passing game to become the premier football player for the NFL, the Green Bay Packers.

By Senators Cowles, Drzewiecki, A. Lasee; cosponsored by Representatives Gard, Green, Kelso, Ainsworth.

To committee on **Rules**.

**Senate Joint Resolution 29**

Relating to: the life, public service of Arthur Lenroot.

By Senator Jauch; cosponsored by Representative Boyle.

To committee on **Rules**.

**Senate Joint Resolution 30**

Relating to: proclaiming Statehood Day Weekend.

By Senators Risser, C. Potter, Zien, Moen, Burke, Grobschmidt, Breske, Rude, Plache, Jauch, Rosenzweig, Drzewiecki, Huelsman, Wineke, Roessler, Schultz, Fitzgerald and Weeden; cosponsored by Representatives

Freese, Hasenohrl, Hanson, R. Potter, Hahn, Dobyns, Goetsch, Green, Vrakas, Gronemus, Harsdorf, J. Lehman, Musser, Notestein, Porter, Ladwig, Gard, Boyle, Bock, Huber, Murat, Sykora, Walker, Staskunas, Otte, Urban, Plouff, Seratti and Albers.

To committee on **Rules**.

**Senate Bill 15**

Relating to: issuing crossbow hunting permits to persons who are physically unable to use a bow and arrow.

By Senators Breske, Decker, Clausing, Grobschmidt and Zien; cosponsored by Representatives Handrick, Ryba, Springer, Ourada, Grothman, Vrakas, Turner, Zukowski, Boyle, Kreuser, Seratti and Powers.

To committee on **Natural Resources**.

**Senate Bill 123**

Relating to: notification of a juvenile's school if a juvenile delinquency proceeding is terminated without a finding that the juvenile has committed a delinquent act.

By Senators Breske, Rude, Jauch, A. Lasee, Grobschmidt, Buettner, Weeden and Plache; cosponsored by Representatives Musser, Ziegelbauer, Ryba, Lorge, Hasenohrl, R. Young, Reynolds, Lazich, Plouff, Gronemus, Grothman and Springer.

To committee on **Education**.

**Senate Bill 127**

Relating to: tourist-oriented directional signs.

By Senator Breske; cosponsored by Representatives Handrick, Freese, Hasenohrl, Seratti, Kaufert, Gronemus, Ryba, Vrakas, Skindrud, Grothman and Musser.

To committee on **Tourism and Recreation**.

**Senate Bill 206**

Relating to: requiring insurance coverage of certain immunizations for children.

By Senators Plache, Moen, Clausing, Wineke, Rude, Breske and Rosenzweig; cosponsored by Representatives Huebsch, Handrick, Kelso, Hanson, Musser, R. Young, Seratti, Cullen, Turner, Black, Baumgart, Bock, La Fave, Gronemus, Morris-Tatum, Staskunas, Notestein, Wasserman, Coggs, Murat, J. Lehman, Plouff, Hasenohrl and Baldwin.

To committee on **Children and Families**.

**Senate Bill 235**

Relating to: revocation or suspension of the privilege to engage in a fish or game activity and providing a penalty.

By Senators Clausing, Shibilski and Zien; cosponsored by Representatives Johnsrud, Baumgart, Musser, Hahn, Bock, Plouff, Ainsworth, Kelso, Green, Ladwig, Sykora and Hoven.

To committee on **Natural Resources**.

**Senate Bill 273**

Relating to: truancy planning committees and school district truancy plans.

By Senators C. Potter, Roessler, Grobschmidt and Rosenzweig; cosponsored by Representatives Krusick, Ladwig and Murat.

To committee on **Education**.

**Senate Bill 288**

Relating to: changing the name of the 2-year campuses in the University of Wisconsin System.

By Senators C. Potter, Huelsman, Roessler, Decker, Panzer, Ellis, Drzewiecki, Schultz, Darling, Weeden and Jauch; cosponsored by Representatives Kreibich, Albers, Hubler, Vrakas, Kaufert, Ziegelbauer, Gard, Otte, Ott, M. Lehman, Baumgart, Grothman, Jeskewitz, Dobyms and Springer.

To committee on **Colleges and Universities**.

**Senate Bill 322**

Relating to: certification requirements for dietitians.

By Senators Moen, Roessler, Breske, Rosenzweig, Burke, Farrow and Huelsman; cosponsored by Representatives Urban, Robson, Handrick, Carpenter, Bock, M. Lehman, Meyer, Ott, La Fave, Porter, Duff, Seratti, Kreibich, Plale, Notestein, Kelso and Springer.

To committee on **Consumer Affairs**.

**Senate Bill 324**

Relating to: allowing audiologists to engage in the practice of fitting and selling hearing aids without obtaining a hearing instrument specialist license, continuing education for hearing instrument specialists, audiologists and speech-language pathologists and granting rule-making authority.

By Senators Moen, Burke, Fitzgerald, Breske and Grobschmidt; cosponsored by Representatives Underheim, Bock, Kaufert, Kunicki, La Fave, Johnsrud, Lorge, Olsen.

To committee on **Health**.

**Senate Bill 331**

Relating to: defining the practice of nursing to include acting under the direction of optometrists.

By Senators Moen, Rosenzweig, Breske, Burke, Roessler, Rude, Farrow, Welch; cosponsored by Representatives Underheim, Robson, Goetsch, La Fave, Notestein, Hanson, Green, Ainsworth, Bock, Plouff.

To committee on **Health**.

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**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 Joint Resolution 53**
- Assembly Joint Resolution 63**
- Assembly Joint Resolution 71**
- Assembly Bill 35**
- Assembly Bill 179**
- Assembly Bill 283**

*CHARLES R. SANDERS*  
Assembly Chief Clerk

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**SPEAKER'S COMMUNICATIONS**

November 7, 1997

Charlie Sanders  
Assembly Chief Clerk  
1 East Main  
Room 402  
Madison, WI 53708

Dear Mr. Sanders:

On November 3, 1997, **Assembly Bill 587** regarding utilities and small businesses was referred to the Assembly Committee on **Utilities Oversight**. Pursuant to Assembly Rule 42 (3)(c), I hereby withdraw **Assembly Bill 587** from the Assembly Committee on **Utilities Oversight** and re-refer that bill to the Assembly Committee on **Small Business and Economic Development**.

Representative Tim Hoven has consented to the re-referral.

Sincerely,  
*SCOTT R. JENSEN*  
Assembly Speaker