



# STATE OF WISCONSIN

# Assembly Journal

## Ninety-Fourth Regular Session

10:52 A.M.

THURSDAY, November 4, 1999

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

Speaker Pro Tempore Freese in the chair.

The prayer was offered by Representative Klusman.

Representative Schneider 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 Ainsworth, Albers, Balow, Berceau, Black, Bock, Boyle, Brandemuehl, Carpenter, Colon, Cullen, Duff, Foti, Freese, Gard, Goetsch, Gronemus, Grothman, Gunderson, Gundrum, Hahn, Handrick, Hasenohrl, Hebl, Hoven, Huber, Hubler, Huebsch, Hundertmark, Hutchison, Jeskewitz, Johnsrud, Kaufert, Kedzie, Kelso, Kestell, Klusman, Kreibich, Kreuser, Krug, Krusick, La Fave, Ladwig, F. Lasee, Lassa, J. Lehman, M. Lehman, Leibham, Meyer, Meyerhofer, Miller, Montgomery, Morris–Tatum, Musser, Nass, Olsen, Ott, Owens, Petrowski, Pettis, Plale, Plouff, Pocan, Porter, Powers, Reynolds, Rhoades, Richards, Riley, Ryba, Schneider, Schooff, Seratti, Sherman, Sinicki, Skindrud, Spillner, Staskunas, Steinbrink, Stone, Suder, Sykora, Townsend, Travis, Turner, Underheim, Urban, Vrakas, Walker, Ward, Wasserman, Waukau, Wieckert, Williams, Wood, Young, Ziegelbauer and Speaker Jensen – 98.

Absent with leave – Representative Coggs – 1.

Vacancies – None.

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### LEAVES OF ABSENCE

Representative Bock asked unanimous consent for a leave of absence for today's session for Representative Coggs. Granted.

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### AMENDMENTS OFFERED

Assembly amendment 2 to Assembly substitute amendment 1 to **Assembly Bill 474** offered by Representatives Miller and Sinicki.

Assembly amendment 3 to Assembly substitute amendment 1 to **Assembly Bill 474** offered by Representatives Miller and Sinicki.

Assembly amendment 4 to Assembly substitute amendment 1 to **Assembly Bill 474** offered by Representatives Miller and Sinicki.

Assembly amendment 5 to Assembly substitute amendment 1 to **Assembly Bill 474** offered by Representative Miller.

Assembly amendment 6 to Assembly substitute amendment 1 to **Assembly Bill 474** offered by Representatives Miller and Sinicki.

Assembly amendment 7 to Assembly substitute amendment 1 to **Assembly Bill 474** offered by Representatives Miller and Sinicki.

Assembly substitute amendment 1 to **Assembly Bill 506** offered by Representatives Sykora and Gronemus.

Assembly amendment 1 to **Assembly Bill 533** offered by committee on **Corrections and the Courts**.

Assembly amendment 2 to **Assembly Bill 533** offered by committee on **Corrections and the Courts**.

Assembly amendment 3 to **Assembly Bill 533** offered by committee on **Corrections and the Courts**.

Assembly amendment 4 to **Assembly Bill 533** offered by committee on **Corrections and the Courts**.

Assembly amendment 1 to **Assembly Bill 551** offered by committee on **Insurance**.

Assembly amendment 2 to **Assembly Bill 551** offered by committee on **Insurance**.

Assembly amendment 1 to **Assembly Bill 558** offered by committee on **Corrections and the Courts**.

Assembly amendment 1 to **Assembly Bill 561** offered by committee on **Natural Resources**.

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### ADMINISTRATIVE RULES

#### **Assembly Clearinghouse Rule 98–190**

Relating to referral of patients to other health care practitioners.

Submitted by Department of Regulation and Licensing.

Report received from Agency, October 28, 1999.  
To committee on **Health**.  
Referred on November 4, 1999.

**Assembly Clearinghouse Rule 99-128**

Relating to computer-based examinations.  
Submitted by Department of Regulation and Licensing.  
Report received from Agency, October 29, 1999.  
To committee on **Health**.  
Referred on November 4, 1999.

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**COMMITTEE REPORTS**

The committee on **Corrections and the Courts** reports and recommends:

**Assembly Bill 533**

Relating to: authorizing the appointment of assistant district attorneys to provide restorative justice services; authorizing counties and the department of corrections to contract with religious organizations for the provision of services relating to delinquency and crime prevention and the rehabilitation of offenders; inmate rehabilitation; creating the office of government-sectarian facilitation; establishing a grant program for a neighborhood organization incubator; distributing funding for alcohol and other drug abuse services; and making appropriations.

Assembly amendment 1 adoption:

Ayes: 10 – Representatives Walker, Goetsch, Suder, Owens, Hoven, Hahn, Gundrum, Balow, Pocan and Staskunas.  
Noes: 0.

Assembly amendment 2 adoption:

Ayes: 11 – Representatives Walker, Goetsch, Suder, Owens, Hoven, Hahn, Gundrum, Balow, Pocan, Staskunas and Travis.  
Noes: 0.

Assembly amendment 3 adoption:

Ayes: 11 – Representatives Walker, Goetsch, Suder, Owens, Hoven, Hahn, Gundrum, Balow, Pocan, Staskunas and Travis.  
Noes: 0.

Assembly amendment 4 adoption:

Ayes: 11 – Representatives Walker, Goetsch, Suder, Owens, Hoven, Hahn, Gundrum, Balow, Pocan, Staskunas and Travis.  
Noes: 0.

Passage as amended:

Ayes: 8 – Representatives Walker, Goetsch, Suder, Owens, Hoven, Hahn, Gundrum and Staskunas.  
Noes: 3 – Representatives Balow, Pocan and Travis.

To committee on **Rules**.

**Assembly Bill 558**

Relating to: grants to law enforcement agencies for the purchase of photographic equipment and making an appropriation.

Assembly amendment 1 adoption:

Ayes: 11 – Representatives Walker, Goetsch, Suder, Owens, Hoven, Hahn, Gundrum, Balow, Pocan, Staskunas and Travis.

Noes: 0.

Passage as amended:

Ayes: 10 – Representatives Walker, Goetsch, Suder, Owens, Hoven, Hahn, Gundrum, Balow, Pocan and Staskunas.

Noes: 1 – Representative Travis.

To committee on **Rules**.

*SCOTT WALKER*

Chairperson

Committee on Corrections and the Courts

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

**Assembly Bill 562**

Relating to: creating a southeast Wisconsin crime abatement task force.

Assembly amendment 2 to Assembly substitute amendment 1 adoption:

Ayes: 14 – Representatives Goetsch, Walker, Stone, Owens, F. Lasee, Jeskewitz, Gundrum, Gunderson, Colon, Berceau, Huber, Richards, Wood and Young.

Noes: 0.

Assembly substitute amendment 1 adoption:

Ayes: 14 – Representatives Goetsch, Walker, Stone, Owens, F. Lasee, Jeskewitz, Gundrum, Gunderson, Colon, Berceau, Huber, Richards, Wood and Young.

Noes: 0.

Passage as amended:

Ayes: 14 – Representatives Goetsch, Walker, Stone, Owens, F. Lasee, Jeskewitz, Gundrum, Gunderson, Colon, Berceau, Huber, Richards, Wood and Young.

Noes: 0.

To committee on **Rules**.

**Assembly Bill 568**

Relating to: classification of jail prisoners for the purpose of determining prisoner housing assignments, the type of prisoner supervision and the delivery of services and programs to prisoners.

Assembly substitute amendment 1 adoption:

Ayes: 14 – Representatives Goetsch, Walker, Stone, Owens, F. Lasee, Jeskewitz, Gundrum, Gunderson, Colon, Berceau, Huber, Richards, Wood and Young.

Noes: 0.

Passage as amended:

Ayes: 14 – Representatives Goetsch, Walker, Stone, Owens, F. Lasee, Jeskewitz, Gundrum, Gunderson, Colon, Berceau, Huber, Richards, Wood and Young.

Noes: 0.

To committee on **Rules**.

*ROBERT GOETSCH*  
Chairperson  
Committee on Criminal Justice

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The committee on **Highway Safety** reports and recommends:

**Assembly Bill 507**

Relating to: exempting certain police vehicles exceeding the speed limit from the requirement of giving visual and audible signals.

Passage:

Ayes: 8 – Representatives Stone, Townsend, Brandemuehl, Urban, Suder, Hasenohrl, Ryba and Young.

Noes: 0.

To committee on **Rules**.

**Assembly Bill 543**

Relating to: the duty of a motor vehicle operator who is involved in an accident with a person or an attended or occupied vehicle.

Passage:

Ayes: 8 – Representatives Stone, Townsend, Brandemuehl, Urban, Suder, Hasenohrl, Ryba and Young.

Noes: 0.

To committee on **Rules**.

*JEFF STONE*  
Chairperson  
Committee on Highway Safety

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

**Assembly Bill 551**

Relating to: priority of claims for distribution in insurance liquidations, the insurance security fund, conforming the mutual insurance holding company provisions to changes made in the nonstock corporation provisions, the certified capital investment credit for insurers and miscellaneous changes to insurance statutes.

Assembly amendment 1 adoption:

Ayes: 11 – Representatives F. Lasee, Klusman, Underheim, Kreibich, Pettis, Wieckert, Skindrud, Morris–Tatum, Plale, Wasserman and Ziegelbauer.

Noes: 0.

Assembly amendment 2 adoption:

Ayes: 11 – Representatives F. Lasee, Klusman, Underheim, Kreibich, Pettis, Wieckert, Skindrud, Morris–Tatum, Plale, Wasserman and Ziegelbauer.

Noes: 0.

Passage as amended:

Ayes: 11 – Representatives F. Lasee, Klusman, Underheim, Kreibich, Pettis, Wieckert, Skindrud, Morris–Tatum, Plale, Wasserman and Ziegelbauer.

Noes: 0.

To committee on **Rules**.

*FRANK LASEE*  
Chairperson  
Committee on Insurance

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The committee on **Natural Resources** reports and recommends:

**Assembly Bill 422**

Relating to: bag and possession limits for panfish in the boundary waters between Iowa and this state.

Passage:

Ayes: 10 – Representatives Johnsrud, Gunderson, Kedzie, Ott, Powers, Brandemuehl, Boyle, Hubler, J. Lehman and Steinbrink.

Noes: 1 – Representative Gronemus.

To committee on **Rules**.

**Assembly Bill 490**

Relating to: the designation and duties of chief warden, deputy chief warden, internal affairs officer and complaint officer within the department of natural resources.

Passage:

Ayes: 11 – Representatives Johnsrud, Gunderson, Kedzie, Ott, Powers, Brandemuehl, Boyle, Hubler, Gronemus, J. Lehman and Steinbrink.

Noes: 0.

To committee on **Rules**.

**Assembly Bill 491**

Relating to: authorizing conservation wardens to enforce the trespass law and prohibitions on shooting at caged or staked wild animals and to make arrests under warrants issued for felonies or misdemeanors.

Passage:

Ayes: 11 – Representatives Johnsrud, Gunderson, Kedzie, Ott, Powers, Brandemuehl, Boyle, Hubler, Gronemus, J. Lehman and Steinbrink.

Noes: 0.

To committee on **Rules**.

**Assembly Bill 560**

Relating to: prohibiting nudity on certain land and providing a penalty.

Passage:

Ayes: 6 – Representatives Johnsrud, Gunderson, Kedzie, Ott, Powers and Brandemuehl.

Noes: 5 – Representatives Boyle, Hubler, Gronemus, J. Lehman and Steinbrink.

To committee on **Rules**.

### **Assembly Bill 561**

Relating to: the possession of barbed hooks while fishing.

Assembly amendment 1 adoption:

Ayes: 12 – Representatives Johnsrud, Gunderson, Handrick, Kedzie, Ott, Powers, Brandemuehl, Boyle, Hubler, Gronemus, J. Lehman and Steinbrink.

Noes: 0.

Passage as amended:

Ayes: 11 – Representatives Johnsrud, Gunderson, Handrick, Kedzie, Ott, Powers, Brandemuehl, Hubler, Gronemus, J. Lehman and Steinbrink.

Noes: 1 – Representative Boyle.

To committee on **Rules**.

*DUWAYNE JOHNSRUD*  
Chairperson  
Committee on Natural Resources

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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

Amended and concurred in as amended:

**Assembly Bill 144** (Senate Amendment 1 Adopted)

Adopted and asks concurrence in:

**Senate Joint Resolution 17**

**Senate Joint Resolution 22**

Passed and asks concurrence in:

**Senate Bill 4**

**Senate Bill 27**

**Senate Bill 69**

**Senate Bill 120**

**Senate Bill 148**

**Senate Bill 155**

**Senate Bill 163**

**Senate Bill 176**

**Senate Bill 187**

**Senate Bill 193**

**Senate Bill 195**

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## **ACTION ON THE SENATE MESSAGE**

### **Assembly Bill 144**

Relating to: disclosure of child abuse and neglect reports for the purpose of investigating an alleged violation of a correctional community placement.

By Representatives Huber, Ladwig, Ziegelbauer, Walker, Goetsch, Staskunas, Musser, Turner, Spillner, Kelso, La Fave, Albers, Plouff, M. Lehman, Sykora, Lassa, Hasenohrl, Seratti, Bock, J. Lehman, F. Lasee, Boyle, Travis and Riley; cosponsored by Senators Robson, Huelsman, Plache, Roessler, Breske, Darling, Decker, Schultz and Erpenbach.

To committee on **Rules**.

### **Senate Joint Resolution 17**

Relating to: requesting Congress to meet its fiscal responsibility for the education of children with disabilities.

By Senators Robson, Chvala, Clausing, Cowles, Drzewiecki, Grobschmidt, Huelsman, Jauch, Lazich, Plache, Roessler, Rosenzweig and Wirch; cosponsored by Representatives Ott, Albers, Black, Bock, Coggs, Goetsch, Hahn, Hasenohrl, Ladwig, La Fave, Lassa, J. Lehman, Miller, Musser, Nass, Olsen, Owens, Plouff, Pohan, Ryba, Seratti, Sinicki, Spillner, Staskunas, Sykora, Turner, Wasserman and Young.

To committee on **Education**.

### **Senate Joint Resolution 22**

Relating to: designating the week of November 7 to 13, 1999, as "Hire a Veteran Week" in Wisconsin.

By Senators Moen, Breske, Erpenbach, Drzewiecki, Fitzgerald, Wirch, Darling, Plache, Burke, A. Lasee, Welch, Cowles, Grobschmidt, Rosenzweig and Schultz; cosponsored by Representatives Musser, Sherman, Schneider, Walker, Ryba, Porter, Turner, Ladwig, Townsend, J. Lehman, Hahn, Underheim, Kelso, Suder, Kestell, Boyle, Schooff, Goetsch, Plale, Young, Plouff, Kreuser, Hasenohrl, Ziegelbauer, Staskunas, Olsen, Travis, Gunderson, Gronemus, Vrakas and Nass.

To committee on **Rules**.

### **Senate Bill 4**

Relating to: requiring headlights and other required lamps on vehicles to be lighted while windshield wipers are being used.

By Senators Baumgart, Risser and Burke; cosponsored by Representatives Ainsworth, Huber, Gunderson, La Fave, Powers, Kreuser, Ladwig, Ryba, F. Lasee, J. Lehman and Kelso.

To committee on **Highway Safety**.

### **Senate Bill 27**

Relating to: the appointment of the secretary of natural resources.

By Senators Risser, Shibilski, Grobschmidt, Erpenbach, Plache, Moen, Breske, Burke, Decker, Clausing, Wirch and Baumgart; cosponsored by Representatives Black, Krug, La Fave, Pohan, Miller, Handrick, Turner, Meyer, Plouff, J. Lehman, Huber, Ryba, Lassa, Cullen, Bock, Seratti, Boyle,

Reynolds, Powers, Hebl, Hasenohrl, Berceau, Sherman, Schooff, Balow, Wasserman, Meyerhofer, Hutchison, Carpenter, Morris–Tatum, Travis, Staskunas and Kreuser.

To committee on **Natural Resources**.

#### **Senate Bill 69**

Relating to: requiring cemetery authorities to provide for burials during each season.

By Senators Moen and Rude; cosponsored by Representatives Montgomery, Musser, Albers, Gronemus and Sykora.

To committee on **Small Business and Economic Development**.

#### **Senate Bill 120**

Relating to: prison impact assessments.

By Senators Risser, Decker, Moore, Roessler, Robson, Plache and Cowles; cosponsored by Representatives Pocan, Berceau, Black, Johnsrud, Boyle, Travis, Miller, Colon, Gronemus, Bock, Huber, Richards, Musser, Carpenter, Riley, Cogg, Lassa and Grothman.

To committee on **Corrections and the Courts**.

#### **Senate Bill 148**

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

By Senators Breske, Grobschmidt, Decker, Drzewiecki, Schultz, Roessler, Clausung and Zien; cosponsored by Representatives Handrick, Hasenohrl, Ainsworth, Gronemus, Ryba, Plouff, Bock, Reynolds, Musser, Turner, Hahn, Albers, Sykora, Grothman and Gunderson.

To committee on **Natural Resources**.

#### **Senate Bill 155**

Relating to: elimination of requirements concerning information about physicians who voluntarily accept assignment for payment of Medicare claims and authorizing release of certain information by the designated representative of the long–term care ombudsman (suggested as remedial legislation by the board on aging and long–term care).

By Law Revision Committee.

To committee on **Health**.

#### **Senate Bill 163**

Relating to: changing certain terminology in laws affecting the state civil service system (suggested as remedial legislation by the department of employment relations).

By Law Revision Committee.

To committee on **Labor and Employment**.

#### **Senate Bill 176**

Relating to: interstate emergency management assistance compact.

By Senators Moen, Breske, Roessler, Clausung, Darling, Moore, Panzer and Rude; cosponsored by Representatives Plouff, Musser, Brandemuehl, Bock, Seratti, Hasenohrl, Sykora, J. Lehman, La Fave and Nass, by request of Governor

Tommy G. Thompson and Major General James G. Blaney, the Adjutant General..

To committee on **Veterans and Military Affairs**.

#### **Senate Bill 187**

Relating to: eliminating the time period in which state employes must use accumulated sick leave credits to purchase state group health insurance.

By Senators Risser, Burke, Schultz, Rude and Erpenbach; cosponsored by Representatives Freese, Miller, Travis, Boyle, Musser, Turner, Black, Plouff, Powers, Berceau, Young and Seratti.

To committee on **Government Operations**.

#### **Senate Bill 193**

Relating to: a state minimum wage, providing an exemption from emergency rule procedures, providing an exemption from rule–making procedures, granting rule–making authority and providing a penalty.

By Senators Chvala, Moen, Baumgart, George, Risser and Jauch; cosponsored by Representatives Balow, Hasenohrl, Carpenter, Black, Boyle, Krug, Bock, La Fave, Miller, Young, J. Lehman, Ryba, Pocan, Kreuser, Morris–Tatum, Plouff and Richards.

To committee on **Labor and Employment**.

#### **Senate Bill 195**

Relating to: uniform fees chargeable for certified duplicate health care records and granting rule–making authority.

By Senators Decker, Burke, Robson, Moen, Plache, Baumgart, Erpenbach, Schultz, Huelsman, Wirch, Rude, George and Panzer; cosponsored by Representatives Staskunas, Hebl, Colon, Boyle, La Fave, Pocan, Musser, Reynolds, Huber, Plouff, Gronemus, Kreuser, Cullen, Urban, Bock, Wasserman, J. Lehman, Ziegelbauer, F. Lasee, M. Lehman, Vrakas, Seratti, Grothman, Waukau and Albers.

To committee on **Insurance**.

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### **REFERRAL OF PARTIALLY VETOED BILLS**

#### **Assembly Bill 133**

Relating to: state finances and appropriations, constituting the executive budget act of the 1999 legislature.

By Joint committee on Finance by request of Governor Tommy G. Thompson.

To committee on **Assembly Organization**.

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### **SPECIAL GUEST**

Representative Black introduced Hometown Hero recipient Ms. Jackie Millar from Madison, who addressed the members from the rostrum.

Representative Plale asked unanimous consent to be made a coauthor of **Assembly Bill 272**. Granted.

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

The Assembly stood recessed.

11:10 A.M.

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## RECESS

1:43 P.M.

The Assembly reconvened.

Speaker Pro Tempore Freese in the chair.

### Assembly Bill 111

Relating to: committing theft against certain persons and providing a penalty.

The question was: Shall Assembly substitute amendment 1 to **Assembly Bill 111** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 111** be ordered engrossed and read a third time?

Motion carried.

Representative Ladwig asked unanimous consent that the rules be suspended and that **Assembly Bill 111** be given a third reading. Granted.

The question was: **Assembly Bill 111** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Balow, Berceau, Black, Bock, Boyle, Brandemuehl, Carpenter, Colon, Cullen, Duff, Foti, Freese, Gard, Goetsch, Gronemus, Grothman, Gunderson, Gundrum, Hahn, Handrick, Hasenohrl, Hebl, Hoven, Huber, Hubler, Huebsch, Hundertmark, Hutchison, Jeskewitz, Johnsrud, Kaufert, Kedzie, Kelso, Kestell, Klusman, Kreibich, Kreuser, Krug, Krusick, La Fave, Ladwig, F. Lasee, Lassa, J. Lehman, M. Lehman, Leibham, Meyer, Meyerhofer, Miller, Montgomery, Morris–Tatum, Musser, Nass, Olsen, Ott, Owens, Petrowski, Pettis, Plale, Plouff, Pocan, Porter, Powers, Reynolds, Rhoades, Richards, Riley, Ryba, Schneider, Schooff, Seratti, Sherman, Sinicki, Skindrud, Spillner, Staskunas, Steinbrink, Stone, Suder, Sykora, Townsend, Travis, Turner, Underheim, Urban, Vrakas, Walker, Ward, Wasserman, Waukau, Wieckert, Williams, Wood, Young, Ziegelbauer and Speaker Jensen – 98.

Noes – None.

Absent or not voting – Representative Coggs – 1.

Motion carried.

Representative Ladwig asked unanimous consent that the rules be suspended and that **Assembly Bill 111** be immediately messaged to the Senate. Granted.

### Assembly Bill 325

Relating to: liability of cities, villages, towns and counties for damages caused by an insufficiency or want of repair of a highway.

Assembly amendment 1 to Assembly amendment 1 to Assembly substitute amendment 1 to **Assembly Bill 325** offered by Representative Albers.

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## POINT OF ORDER

Representative Krug rose to the point of order that Assembly amendment 1 to Assembly amendment 1 to Assembly substitute amendment 1 to **Assembly Bill 325** was not germane under Assembly Rule 54 (3) (d) (1).

Speaker pro tempore Freese ruled the point of order **not well taken**.

The question was: Shall Assembly amendment 1 to Assembly amendment 1 to Assembly substitute amendment 1 to **Assembly Bill 325** be adopted?

Motion carried.

The question was: Shall Assembly amendment 1 to Assembly substitute amendment 1 to **Assembly Bill 325** be adopted?

Motion carried.

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## POINT OF ORDER

Representative Krug rose to the point of order that Assembly substitute amendment 1 to **Assembly Bill 325** was not germane under Assembly Rule 54 (3) (d) (1).

Speaker pro tempore Freese ruled the point of order **well taken**.

Representative Krug asked unanimous consent that **Assembly Bill 325** be rereferred to the committee on **Urban and Local Affairs**. Granted.

### Assembly Bill 385

Relating to: time limits on the service of process on the commissioner of insurance (suggested as remedial legislation by the office of the commissioner of insurance).

The question was: Shall **Assembly Bill 385** be ordered engrossed and read a third time?

Motion carried.

Representative Ladwig asked unanimous consent that the rules be suspended and that **Assembly Bill 385** be given a third reading. Granted.

The question was: **Assembly Bill 385** having been read three times, shall the bill be passed?

Motion carried.

Representative Ladwig asked unanimous consent that the rules be suspended and that **Assembly Bill 385** be immediately messaged to the Senate. Granted.

#### **Assembly Bill 409**

Relating to: the coverage of the prevailing wage and hours of labor law, the definition of prevailing hours of labor, the determination of prevailing wage rates and granting rule-making authority.

The question was: Shall **Assembly Bill 409** be ordered engrossed and read a third time?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 409** be given a third reading. Granted.

The question was: **Assembly Bill 409** having been read three times, shall the bill be passed?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 409** be immediately messaged to the Senate. Granted.

#### **Assembly Bill 444**

Relating to: the term "station wagon"; requests for personalized vehicle registration plates; the contents of certificates of vehicle title; motor vehicle financial responsibility laws; temporary operation plates for leased vehicles; the location of vehicle identification numbers; the expiration date of trailer fleet registration; credit and plate transfer provisions associated with the registration of automobiles; the elimination of certain replacement plate fees; registering semitrailers under the international registration plan; motor vehicles passing within 100 feet of an intersection located outside of a business or residential district; the renumbering of statutory provisions prohibiting individuals from making false statements to the department of transportation; deadlines for submitting applications and awarding grants under the bicycle and pedestrian facilities grant program; granting rule-making authority; and providing penalties (suggested as remedial legislation by the department of transportation).

The question was: Shall **Assembly Bill 444** be ordered engrossed and read a third time?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 444** be given a third reading. Granted.

The question was: **Assembly Bill 444** having been read three times, shall the bill be passed?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 444** be immediately messaged to the Senate. Granted.

#### **Assembly Bill 498**

Relating to: changing requirements for provision of an audit report by providers of care and services purchased by the department of health and family services or county departments.

Assembly amendment 1 to **Assembly Bill 498** offered by Representative Kelso.

The question was: Shall Assembly amendment 1 to **Assembly Bill 498** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 498** be ordered engrossed and read a third time?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 498** be given a third reading. Granted.

The question was: **Assembly Bill 498** having been read three times, shall the bill be passed?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 498** be immediately messaged to the Senate. Granted.

#### **Assembly Bill 521**

Relating to: certification of first responders.

Representative Foti asked unanimous consent that **Assembly Bill 521** be placed at the foot of today's calendar. Granted.

#### **Assembly Bill 544**

Relating to: the lease and operation of correctional facilities and making an appropriation.

The question was: Shall Assembly amendment 1 to **Assembly Bill 544** be adopted?

Motion carried.

Assembly amendment 2 to **Assembly Bill 544** offered by Representatives Riley and Young.

Representative Walker moved rejection of Assembly amendment 2 to **Assembly Bill 544**.

The question was: Shall Assembly amendment 2 to **Assembly Bill 544** be rejected?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Brandemuehl, Duff, Foti, Freese, Gard, Goetsch, Grothman, Gunderson, Gundrum, Hahn, Handrick, Hasenohrl, Hebl, Hoven, Hubler, Huebsch, Hundertmark, Hutchison, Jeskewitz, Johnsrud, Kaufert, Kedzie, Kelso, Kestell, Klusman, Kreibich, Krusick, Ladwig, F. Lasee, Lassa, M. Lehman, Leibham, Montgomery, Musser, Nass, Olsen, Ott, Owens, Petrowski, Pettis, Plale, Porter, Powers, Reynolds, Rhoades, Seratti, Skindrud,

Spillner, Staskunas, Stone, Suder, Sykora, Townsend, Underheim, Urban, Vrakas, Walker, Ward, Wasserman, Wieckert, Ziegelbauer and Speaker Jensen – 64.

Noes – Representatives Balow, Berceau, Black, Bock, Boyle, Carpenter, Colon, Cullen, Gronemus, Huber, Kreuser, Krug, La Fave, J. Lehman, Meyer, Meyerhofer, Miller, Morris–Tatum, Plouff, Pocan, Richards, Riley, Ryba, Schneider, Schooff, Sherman, Sinicki, Steinbrink, Travis, Turner, Waukau, Williams, Wood and Young – 34.

Absent or not voting – Representative Coggs – 1.

Motion carried.

Assembly amendment 3 to **Assembly Bill 544** offered by Representatives Walker, Goetsch, Kaufert, Balow, Suder, Kreibich and Sykora.

Representative Walker asked unanimous consent that **Assembly Bill 544** be placed behind **Assembly Bill 521** on today's calendar. Granted.

### **Assembly Bill 315**

Relating to: prohibiting the department of transportation from providing information compiled and maintained by the department that contains the personal identifiers of 10 or more people.

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## **RULING ON THE POINT OF ORDER**

Speaker Pro Tempore Freese ruled **not well taken** the point of order raised by Representative Krug on Wednesday, September 29, that Assembly substitute amendment 1 to **Assembly Bill 315** was not germane under Assembly Rule 54.

Representative Schneider asked unanimous consent that Assembly amendment 2 to Assembly substitute amendment 1 to **Assembly Bill 315** be laid on the table. Granted.

Assembly amendment 3 to Assembly substitute amendment 1 to **Assembly Bill 315** offered by Representative Schneider.

Representative Foti moved that Assembly amendment 3 to Assembly substitute amendment 1 to **Assembly Bill 315** be laid on the table.

The question was: Shall Assembly amendment 3 to Assembly substitute amendment 1 to **Assembly Bill 315** be laid on the table?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Brandemuehl, Duff, Foti, Freese, Gard, Goetsch, Grothman, Gunderson, Gundrum, Handrick, Hoven, Huebsch, Hundertmark, Hutchison, Jeskewitz, Johnsrud, Kaufert, Kedzie, Kelso, Kestell, Klusman, Kreibich, Ladwig, F. Lasee, M. Lehman, Leibham, Miller, Montgomery, Musser, Nass, Olsen, Ott, Owens, Petrowski, Pettis, Porter, Powers, Rhoades, Seratti, Skindrud, Spillner, Stone, Suder, Sykora, Townsend,

Underheim, Urban, Vrakas, Walker, Ward, Wieckert and Speaker Jensen – 54.

Noes – Representatives Balow, Berceau, Black, Bock, Boyle, Carpenter, Colon, Cullen, Gronemus, Hahn, Hasenohrl, Hebl, Huber, Hubler, Kreuser, Krug, Krusick, La Fave, Lassa, J. Lehman, Meyer, Meyerhofer, Morris–Tatum, Plale, Plouff, Pocan, Reynolds, Richards, Riley, Ryba, Schneider, Schooff, Sherman, Sinicki, Staskunas, Steinbrink, Travis, Turner, Wasserman, Waukau, Williams, Wood, Young and Ziegelbauer – 44.

Absent or not voting – Representative Coggs – 1.

Motion carried.

The question was: Shall Assembly substitute amendment 1 to **Assembly Bill 315** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 315** be ordered engrossed and read a third time?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 315** be given a third reading. Granted.

The question was: **Assembly Bill 315** having been read three times, shall the bill be passed?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 315** be immediately messaged to the Senate. Granted.

### **Assembly Bill 547**

Relating to: various changes to the worker's compensation law.

The question was: Shall **Assembly Bill 547** be ordered engrossed and read a third time?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 547** be given a third reading. Granted.

The question was: **Assembly Bill 547** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Balow, Berceau, Black, Bock, Boyle, Brandemuehl, Carpenter, Colon, Cullen, Duff, Foti, Freese, Gard, Goetsch, Gronemus, Grothman, Gunderson, Gundrum, Hahn, Handrick, Hasenohrl, Hebl, Hoven, Huber, Hubler, Huebsch, Hundertmark, Hutchison, Jeskewitz, Johnsrud, Kaufert, Kedzie, Kelso, Kestell, Klusman, Kreibich, Kreuser, Krug, Krusick, La Fave, Ladwig, F. Lasee, Lassa, J. Lehman, M. Lehman, Leibham, Meyer, Meyerhofer, Miller, Montgomery, Morris–Tatum, Musser, Nass, Olsen, Ott, Owens, Petrowski,

Pettis, Plale, Plouff, Pocan, Porter, Powers, Reynolds, Rhoades, Richards, Riley, Ryba, Schneider, Schooff, Seratti, Sherman, Sinicki, Skindrud, Spillner, Staskunas, Steinbrink, Stone, Suder, Sykora, Townsend, Travis, Turner, Underheim, Urban, Vrakas, Walker, Ward, Wasserman, Waukau, Wieckert, Williams, Wood, Young, Ziegelbauer and Speaker Jensen – 98.

Noes – None.

Absent or not voting – Representative Coggs – 1.

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 547** be immediately messaged to the Senate. Granted.

### **Assembly Bill 521**

Relating to: certification of first responders.

Assembly amendment 1 to **Assembly Bill 521** offered by Representative Johnsrud.

Representative Johnsrud asked unanimous consent that Assembly amendment 1 to **Assembly Bill 521** be laid on the table. Granted.

Assembly amendment 2 to **Assembly Bill 521** offered by Representative Johnsrud.

The question was: Shall Assembly amendment 2 to **Assembly Bill 521** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 521** be ordered engrossed and read a third time?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 521** be given a third reading. Granted.

The question was: **Assembly Bill 521** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Balow, Berceau, Black, Bock, Boyle, Brandemuehl, Carpenter, Colon, Cullen, Duff, Foti, Freese, Gard, Goetsch, Gronemus, Grothman, Gunderson, Gundrum, Hahn, Handrick, Hasenohrl, Hebl, Hoven, Huber, Hubler, Huebsch, Hundertmark, Hutchison, Jeskewitz, Johnsrud, Kaufert, Kedzie, Kelso, Kestell, Klusman, Kreibich, Kreuser, Krug, Krusick, La Fave, Ladwig, F. Lasee, Lassa, J. Lehman, M. Lehman, Leibham, Meyer, Meyerhofer, Miller, Montgomery, Morris–Tatum, Musser, Nass, Olsen, Ott, Owens, Petrowski, Pettis, Plale, Plouff, Pocan, Porter, Powers, Reynolds, Rhoades, Richards, Riley, Ryba, Schneider, Schooff, Seratti, Sherman, Sinicki, Skindrud, Spillner, Staskunas, Steinbrink, Stone, Suder, Sykora, Townsend, Travis, Turner, Underheim, Urban, Vrakas, Walker, Ward, Wasserman, Waukau,

Wieckert, Williams, Wood, Young, Ziegelbauer and Speaker Jensen – 98.

Noes – None.

Absent or not voting – Representative Coggs – 1.

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 521** be immediately messaged to the Senate. Granted.

### **Assembly Bill 544**

Relating to: the lease and operation of correctional facilities and making an appropriation.

Representative Walker asked unanimous consent that Assembly amendment 3 to **Assembly Bill 544** be placed after Assembly amendment 4 to **Assembly Bill 544**. Granted.

Assembly amendment 4 to **Assembly Bill 544** offered by Representative Gard.

The question was: Shall Assembly amendment 4 to **Assembly Bill 544** be adopted?

Motion carried.

Representative Walker asked unanimous consent that Assembly amendment 3 to **Assembly Bill 544** be withdrawn and returned to the author. Granted.

Representative Reynolds asked unanimous consent to be added as a coauthor of Assembly amendment 1 to **Assembly Bill 544**. Granted.

The question was: Shall **Assembly Bill 544** be ordered engrossed and read a third time?

Motion carried.

Representative Ladwig asked unanimous consent that the rules be suspended and that **Assembly Bill 544** be given a third reading. Granted.

The question was: **Assembly Bill 544** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Balow, Berceau, Black, Bock, Boyle, Brandemuehl, Carpenter, Colon, Cullen, Duff, Foti, Freese, Gard, Goetsch, Gronemus, Grothman, Gunderson, Gundrum, Hahn, Handrick, Hasenohrl, Hebl, Hoven, Huber, Hubler, Huebsch, Hundertmark, Hutchison, Jeskewitz, Johnsrud, Kaufert, Kedzie, Kelso, Kestell, Klusman, Kreibich, Kreuser, Krug, Krusick, La Fave, Ladwig, F. Lasee, Lassa, J. Lehman, M. Lehman, Leibham, Meyer, Meyerhofer, Miller, Montgomery, Musser, Nass, Olsen, Ott, Owens, Petrowski, Pettis, Plale, Plouff, Pocan, Porter, Powers, Reynolds, Rhoades, Richards, Riley, Ryba, Schneider, Schooff, Seratti, Sherman, Sinicki, Skindrud, Spillner, Staskunas, Steinbrink, Stone, Suder, Sykora, Townsend, Travis, Turner, Underheim, Urban, Vrakas, Walker, Ward, Wasserman, Waukau, Wieckert, Ziegelbauer and Speaker Jensen – 94.

Noes – Representatives Williams, Wood and Young – 3.

Paired for – Representative Coggs – 1.

Paired against – Representative Morris–Tatum – 1.

Absent or not voting – None.

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 544** be immediately messaged to the Senate. Granted.

**Assembly Joint Resolution 48**

Relating to: urging the Wisconsin congressional delegation to work to enact legislation that would remove social security numbers from hunting and fishing license applications.

The question was: Shall **Assembly Joint Resolution 48** be adopted?

Motion carried.

Representative Sherman asked unanimous consent to be made a coauthor of **Assembly Joint Resolution 48**. Granted.

Representative Huebsch asked unanimous consent that all members of the Assembly be made coauthors of **Assembly Joint Resolution 48**. Granted.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 48** be immediately messaged to the Senate. Granted.

Representative Grothman asked unanimous consent to be withdrawn as a cosponsor of **Senate Bill 42**. Granted.

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

The Assembly stood recessed.

3:35 P.M.

**RECESS**

4:56 P.M.

The Assembly reconvened.

Speaker Pro Tempore Freese in the chair.

**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 26**

**ACTION ON THE SENATE MESSAGE**

**Senate Joint Resolution 26**

Relating to: creating a committee of conference on 1999 Assembly Bill 465 and 1999 Senate Bill 237, Relating to: classification and elements of felony offenses and certain misdemeanor offenses; modification of a bifurcated sentence in certain cases; revocation of extended supervision; the creation of a sentencing commission and temporary sentencing guidelines; making an appropriation; and providing penalties.

By Senators Chvala and Risser.

Representative Krug asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 26** be withdrawn from the Senate message and taken up at this time. Representative Gard objected.

Representative Krug moved that the rules be suspended and that **Senate Joint Resolution 26** be withdrawn from the Senate message and taken up at this time.

Assembly amendment 1 to **Senate Joint Resolution 26** offered by Representatives Freese, Goetsch and Walker.

**MOTIONS**

Representative Hutchison asked unanimous consent to be recorded on the following questions from Wednesday, November 3. Granted.

The question was: **Assembly Bill 95** having been read three times, shall the bill be passed? “**Aye**”

The question was: Shall **Assembly Bill 116** be laid on the table? “**No**”

The question was: **Assembly Bill 116** having been read three times, shall the bill be passed? “**Aye**”

The question was: **Assembly Bill 311** having been read three times, shall the bill be passed? “**No**”

The question was: **Assembly Bill 466** having been read three times, shall the bill be passed? “**Aye**”

The question was: **Assembly Bill 480** having been read three times, shall the bill be passed? “**Aye**”

The question was: **Assembly Bill 496** having been read three times, shall the bill be passed? “**Aye**”

The question was: Shall Assembly substitute amendment 1 to **Assembly Bill 497** be rejected? “**Aye**”

The question was: **Assembly Bill 497** having been read three times, shall the bill be passed? “**Aye**”

The question was: **Assembly Bill 548** having been read three times, shall the bill be passed? “**Aye**”

**VISITORS**

During today’s session, the following visitors honored the Assembly by their presence and were welcomed by the presiding officer and the members:

Dameon Stevens from Portage, guest and intern of Representative Spillner.

Students from Calvary Lutheran Grade School in Sheboygan, guests of Representative Leibham.

Hui Zhang, Dean and Professor of Tourism Studies; Jiang (John) Du, Academic Vice President and Professor of Tourism Studies; and Rinda Shi of the Foreign Affairs Office, from the Beijing Second Foreign Language Institute in Beijing, China hosted by the Blackhawk Technical College, guests of Representative Schooff.

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**ADJOURNMENT**

Representative Foti moved that the Assembly stand adjourned until 10:00 A.M. on Tuesday, November 9.

The question was: Shall the Assembly stand adjourned?

Motion carried.

The Assembly stood adjourned.

6:08 P.M.