



STATE OF WISCONSIN Assembly Journal

January 2003 Special Session

3:01 P.M.

THURSDAY, February 20, 2003

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

Speaker Pro Tempore Freese in the chair.

The roll was taken.

The result follows:

Present – Representatives Ainsworth, Albers, Balow, Berceau, Bies, Black, Boyle, Coggs, Colon, Cullen, J. Fitzgerald, Foti, Freese, Friske, Gielow, Gottlieb, Gronemus, Grothman, Gunderson, Gundrum, Hahn, Hebl, Hines, Huber, Hubler, Huebsch, Hundertmark, Jensen, Jeskewitz, Johnsrud, Kaufert, Kerkman, Kestell, Krawczyk, Kreibich, Kreuser, Krug, Krusick, Ladwig, F. Lasee, Lassa, J. Lehman, M. Lehman, LeMahieu, Loeffelholz, Lothian, McCormick, D. Meyer, Miller, Montgomery, Morris, Musser, Nass, Nischke, Olsen, Ott, Owens, Petrowski, Pettis, Plale, Plouff, Pohan, Pope–Roberts, Powers, Rhoades, Schneider, Schooff, Seratti, Sherman, Shilling, Sinicki, Staskunas, Steinbrink, Stone, Suder, Towns, Townsend, Travis, Turner, Underheim, Van Akkeren, Van Roy, Vrakas, Vruwink, Vukmir, Ward, Wasserman, Weber, Wieckert, M. Williams, J. Wood, W. Wood, Young, Zepnick, Ziegelbauer and Speaker Gard – 96.

Absent with leave – Representatives Richards and A. Williams – 2.

Vacancies – 18th Assembly District – 1.

LEAVES OF ABSENCE

Representative Turner asked unanimous consent for a leave of absence for today’s session for Representatives Richards and A. Williams. Granted.

Representative Turner asked unanimous consent that the Assembly stand recessed.
Representative Hebl objected.

Representative Kreuser asked unanimous consent that the Assembly stand recessed.
Representative Hebl objected.

Representative Montgomery asked unanimous consent to withdraw his request that Representative Hebl be called to order under Assembly Rule 58.

Speaker Pro Tempore Freese ruled the request not timely.

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

The Assembly stood recessed.

3:30 P.M.

RECESS

4:29 P.M.

The Assembly reconvened.

Speaker Gard in the chair.

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

The Assembly stood recessed.

4:30 P.M.

RECESS

4:46 P.M.

The Assembly reconvened.

Speaker Gard 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

Passed and asks concurrence in:

Senate Bill 1, January 2003 Special Session

ACTION ON THE SENATE MESSAGE

Representative Foti asked unanimous consent that the rules be suspended and that **Senate Bill 1, January 2003 Special Session** be withdrawn from the Senate message and taken up at this time. Granted.

Senate Bill 1, January 2003 Special Session

Relating to: decreasing appropriations; lapsing moneys from certain program revenue appropriation accounts to the general fund; transferring moneys from certain segregated funds to the general fund; increasing funding for out-of-state inmate contracts and for health care for inmates of state prisons; increasing funding for the Medical Assistance and Badger Care programs; increasing segregated funding for the payment of principal and interest costs incurred in financing land acquisition and development under the stewardship program; restricting distribution of funds by the Tobacco Control Board to the Tobacco Research and Intervention Center at the University of Wisconsin–Madison; lapsing or reestimating expenditures from certain general purpose revenue appropriations; exempting the actions of the legislature on this bill from the required general fund structural balance and the required general fund statutory balance; and making appropriations.

By committee on Senate Organization, by request of Governor Jim Doyle.

Assembly amendment 1 to **Senate Bill 1, January 2003 Special Session** offered by Representatives Boyle, Sherman, Young, Gronemus, Plale, Balow, Sinicki, Vruwink, Travis, Zepnick, Suder, Turner, Hubler and Colon.

POINT OF ORDER

Representative Freese rose to the point of order that Assembly amendment 1 to **Senate Bill 1, January 2003 Special Session** was not germane under Assembly Rule 93(1).

Speaker Gard ruled the point of order **well taken**.

Representative Boyle appealed the ruling of the Chair.

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

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Bies, J. Fitzgerald, Foti, Freese, Friske, Gielow, Gottlieb, Grothman, Gunderson, Gundrum, Hahn, Hines, Huebsch, Hundertmark, Jensen, Jeskewitz, Johnsrud, Kaufert, Kerkman, Kestell, Krawczyk, Kreibich, Ladwig, F. Lasee, M. Lehman, LeMahieu, Loeffelholz, Lothian, McCormick, D. Meyer, Montgomery, Musser, Nass, Nischke, Olsen, Ott, Owens, Petrowski, Pettis, Powers, Rhoades, Seratti, Stone, Suder, Towns, Townsend, Underheim, Van Roy, Vrakas, Vukmir, Ward, Weber, Wieckert, M. Williams, J. Wood, Ziegelbauer and Speaker Gard – 59.

Noes – Representatives Balow, Berceau, Black, Boyle, Cogg, Colon, Cullen, Gronemus, Hebl, Huber, Hubler, Kreuser, Krug, Krusick, Lassa, J. Lehman, Miller, Morris, Plale, Plouff, Pocan, Pope–Roberts, Schneider, Schooff, Sherman, Shilling, Sinicki, Staskunas, Steinbrink, Travis, Turner, Van Akkeren, Vruwink, Wasserman, W. Wood, Young and Zepnick – 37.

Absent or not voting – Representatives Richards and A. Williams – 2.

Motion carried.

The question was: Shall **Senate Bill 1, January 2003 Special Session** be ordered to a third reading?

Motion carried.

Representative Freese asked unanimous consent that the rules be suspended and that **Senate Bill 1, January 2003 Special Session** be given a third reading. Granted.

The question was: **Senate Bill 1, January 2003 Special Session** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Balow, Bies, Cogg, Colon, Cullen, J. Fitzgerald, Foti, Freese, Friske, Gielow, Gottlieb, Grothman, Gunderson, Gundrum, Hahn, Hebl, Hines, Huber, Huebsch, Hundertmark, Jensen, Jeskewitz, Johnsrud, Kaufert, Kerkman, Kestell, Krawczyk, Kreibich, Kreuser, Krusick, Ladwig, F. Lasee, J. Lehman, M. Lehman, LeMahieu, Loeffelholz, Lothian, McCormick, D. Meyer, Montgomery, Musser, Nass, Nischke, Olsen, Ott, Owens, Petrowski, Pettis, Plale, Plouff, Powers, Rhoades, Schooff, Seratti, Shilling, Sinicki, Staskunas, Steinbrink, Stone, Suder, Towns, Townsend, Travis, Turner, Underheim, Van Akkeren, Van Roy, Vrakas, Vruwink, Vukmir, Ward, Weber, Wieckert, M. Williams, J. Wood, W. Wood, Zepnick, Ziegelbauer and Speaker Gard – 81.

Noes – Representatives Berceau, Black, Boyle, Gronemus, Hubler, Krug, Lassa, Miller, Morris, Pocan, Pope–Roberts, Schneider, Sherman, Wasserman and Young – 15.

Absent or not voting – Representatives Richards and A. Williams – 2.

Motion carried.

Representative Freese asked unanimous consent that the rules be suspended and that **Senate Bill 1, January 2003 Special Session** be immediately messaged to the Senate. Granted.

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

The Assembly stood recessed.

5:21 P.M.

RECESS

9:21 P.M.

The Assembly reconvened.

Speaker Pro Tempore Freese in the chair.

ADJOURNMENT

Representative Foti moved that the Assembly stand adjourned pursuant to **Senate Joint Resolution 1**.

The question was: Shall the Assembly stand adjourned?

Motion carried.

The Assembly stood adjourned.

9:22 P.M.