



STATE OF WISCONSIN Assembly Journal

Ninety-Sixth Regular Session

10:02 A.M.

THURSDAY, November 13, 2003

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

Representative Honadel in the chair.

Representative Foti asked unanimous consent for a quorum call. Granted.

A quorum was present.

The prayer was offered by Senior Chaplain Terry Larson from the 115th Fighter Wing of the Air National Guard in Madison.

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

Absent with leave – Representatives Gronemus, Sinicki and Suder – 3.

Vacancies – None.

LEAVES OF ABSENCE

Representative Vrakas asked unanimous consent for a leave of absence for today's session for Representative Suder. Granted.

Representative Turner asked unanimous consent for a leave of absence for today's session for Representatives Gronemus and Sinicki. Granted.

AMENDMENTS OFFERED

Assembly amendment 1 to **Assembly Bill 654** offered by joint committee on **Finance**.

Assembly amendment 2 to **Assembly Bill 654** offered by joint committee on **Finance**.

INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

Assembly Bill 656

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the District 1199W/United Professionals for Quality Health Care, SEIU, AFL–CIO, for the 2003–05 biennium, covering employees in the professional patient care collective bargaining unit, and authorizing an expenditure of funds.

By joint committee on Employment Relations.
To committee on **Rules**.

Assembly Bill 657

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin Science Professionals, AFT, Local 3732, for the 2003–05 biennium, covering employees in the professional science collective bargaining unit, and authorizing an expenditure of funds.

By joint committee on Employment Relations.
To committee on **Rules**.

Assembly Bill 658

Relating to: authorizing a city or a village to abolish its police department and contract for law enforcement services with a county.

By Representatives Musser, Ziegelbauer, Ainsworth, Olsen, LeMahieu, Kerkman, Hubler, J. Wood, M. Lehman, Jensen, Gronemus, Hines, Kestell, Seratti, Van Roy, Zepnick, Jeskewitz, Gielow, Ott, Gottlieb, Lothian, Nass, Ward, Pettis, Bies, Freese, Vrakas, Townsend, Hundertmark and Ladwig;

cosponsored by Senators Schultz, Jauch, Roessler, Reynolds, Leibham, Brown, Harsdorf, Cowles and M. Meyer.

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

Assembly Bill 659

Relating to: liens for work relating to septic tanks, soil absorption fields, holding tanks, grease traps, and privies.

By Representatives Seratti, Bies, Gottlieb, Gunderson, Hubler, Jeskewitz, Kerkman, Townsend, Van Roy and Vrakas.

To committee on **Small Business**.

Assembly Bill 660

Relating to: certification of mold inspectors and mold remediators, requiring the exercise of rule-making authority, and providing penalties.

By Representatives Berceau, Turner, Hines, Taylor, Bies, Gronemus and J. Lehman.

To committee on **Public Health**.

Assembly Bill 661

Relating to: allowing a circuit court to reduce the amount of an unpaid forfeiture by time served in jail for failure to pay the forfeiture.

By Representatives Grothman, LeMahieu, Albers, Friske, Gunderson, Hahn, Krawczyk, Ladwig, Musser, Nass, Ott, Seratti, Van Roy and Vrakas; cosponsored by Senator Roessler.

To committee on **Judiciary**.

Assembly Bill 662

Relating to: requiring the use of wheelchair securement devices in motor vehicles being used in urban mass transit systems, granting rule-making authority, and providing a penalty.

By Representatives Kaufert, Hines and Lothian; cosponsored by Senator Ellis.

To committee on **Transportation**.

Assembly Bill 663

Relating to: income tax and property tax exemptions for the American Legion and the Veterans of Foreign Wars.

By Representatives J. Wood, Suder, Gronemus, Nischke, Vrakas, Montgomery, Gundrum, Hines, Lothian, Ladwig, Hundertmark, Gunderson, Sinicki, Jeskewitz, Owens, Pettis, Petrowski, F. Lasee, Kreibich, Musser, Ott, Freese, McCormick and Boyle; cosponsored by Senators Zien, Hansen, Roessler, A. Lasee, Lassa, Stepp, Brown, Reynolds and Wirch.

To committee on **Ways and Means**.

Assembly Bill 664

Relating to: multiple municipal local health departments in Winnebago County.

By Representatives Kaufert, McCormick, Krawczyk, Hahn, Jeskewitz, LeMahieu, Ott, Stone and Townsend; cosponsored by Senators Roessler, Cowles and A. Lasee.

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

Assembly Bill 665

Relating to: payday loan providers and granting rule-making authority.

By Representatives Jeskewitz, M. Lehman, Musser, Boyle, Taylor, Owens, Ziegelbauer, Hahn, Gronemus, Olsen, Plouff, Van Roy, Gielow, Berceau, Ott, Gunderson and Powers; cosponsored by Senators Schultz and Stepp.

To committee on **Financial Institutions**.

Assembly Bill 666

Relating to: collection of fines and forfeitures by counties.

By Representatives Vruwink, Petrowski, Hahn, Ott, Gronemus, Berceau and Jeskewitz; cosponsored by Senators Harsdorf, Schultz and Brown.

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

Assembly Bill 667

Relating to: allowing an individual income tax deduction for certain amounts contributed to any section 529 college tuition program.

By Representatives Nass, Gunderson, Ziegelbauer, Suder, Towns, Ladwig, Taylor, Krawczyk, Bies, F. Lasee, Pope-Roberts, Vrakas, Jeskewitz, Gronemus, Pettis, Kreibich, Townsend, Petrowski, Weber, Lothian, Johnsrud, Musser, Nischke, Schooff, Gottlieb, Grothman, Hundertmark, Stone, Coggs, Gundrum, Hines and Rhoades; cosponsored by Senators Kedzie, Reynolds, A. Lasee, Roessler, Lazich and Kanavas.

To committee on **Colleges and Universities**.

Assembly Bill 668

Relating to: various changes in the unemployment insurance law, granting rule-making authority, and making appropriations.

By committee on **Labor**.

To committee on **Labor**.

Assembly Bill 669

Relating to: making various changes in the worker's compensation law and granting rule-making authority.

By committee on **Labor**.

To committee on **Labor**.

Assembly Bill 670

Relating to: exempting medical residents and fellows from health care information data annual assessments.

By Representatives Wasserman, Vukmir, F. Lasee, Taylor and Hahn; cosponsored by Senator M. Meyer.

To committee on **Health**.

Assembly Bill 671

Relating to: exempting certain ambulatory surgery centers and other medical clinics from health care information data requirements and annual assessments.

By Representatives Wasserman, Vukmir, F. Lasee, Taylor and Hahn; cosponsored by Senator M. Meyer.

To committee on **Health**.

Assembly Bill 672

Relating to: exempting broadband Internet service from regulation by the Public Service Commission and local governments, requiring telecommunications utilities to

provide unbundled network elements, and price regulation of telecommunications utilities.

By Representatives Jensen, Montgomery, Nischke, Pettis, Olsen, Musser, Albers, Ott, Petrowski and Bies; cosponsored by Senators Kanavas, Welch, Stepp, Darling, Reynolds and Brown.

To committee on **Energy and Utilities**.

Assembly Bill 673

Relating to: the deceptive or misleading use of the name of a state-chartered bank, savings bank, savings and loan association, or credit union, the deceptive or misleading use of a name that is deceptively similar to the name of a state-chartered bank, savings bank, savings and loan association, or credit union, and providing a penalty.

By Representatives Montgomery, Van Roy, Towns, Jeskewitz, Weber, Olsen, Richards, Johnsrud, Shilling, Huebsch, Molepske, Kreibich, Krawczyk, Hundertmark, Townsend, Hines, Cullen, Hahn, Suder, Freese, Ott and J. Lehman; cosponsored by Senators Schultz, Reynolds, S. Fitzgerald, Lazich, Erpenbach, Leibham, M. Meyer, Breske, Carpenter, Kedzie, Hansen and Cowles.

To committee on **Financial Institutions**.

Assembly Bill 674

Relating to: payment of health insurance premiums for certain annuitants under the Wisconsin Retirement System who become employed by the state.

By Representatives Jeskewitz, Hahn, Albers, Musser, Owens, Townsend, Ott, Seratti, Hines and Boyle; cosponsored by Senators Risser and Roessler.

To committee on **Insurance**.

COMMITTEE REPORTS

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

Senate Bill 131

Relating to: access for sheriffs and jailers to reports regarding the competency of criminal defendants.

Concurrence:

Ayes: 10 – Representatives Bies, Albers, Underheim, Owens, F. Lasee, Suder, Pocan, Colon, Staskunas and Wasserman.

Noes: 0.

To committee on **Rules**.

GAREY BIES
Chairperson
Committee on Corrections and the Courts

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

Assembly Bill 653

Relating to: making changes to the Tax Incremental Financing program, authorizing the Department of Revenue

to impose a fee to determine or redetermine the tax incremental base of a tax incremental financing district, and requiring the department to prepare a tax incremental financing manual.

Passage:

Ayes: 13 – Representatives Kaufert, Huebsch, Ward, Stone, Rhoades, D. Meyer, Coggs and Schooff; Senators Darling, S. Fitzgerald, Lazich, Harsdorf and Kanavas.

Noes: 2 – Senators Decker and Moore.

To committee on **Ways and Means**.

Assembly Bill 654

Relating to: making technical and policy changes in the tax incremental financing program based in part on the recommendations of the governor's December 2000 working group on tax incremental finance, authorizing certain counties to create tax incremental financing districts, and making a modification to the environmental remediation tax incremental financing program.

Assembly Amendment 1 adoption:

Ayes: 15 – Representatives Kaufert, Huebsch, Ward, Stone, Rhoades, D. Meyer, Coggs and Schooff; Senators Darling, S. Fitzgerald, Lazich, Harsdorf, Kanavas, Decker and Moore.

Noes: 0.

Assembly Amendment 2 adoption:

Ayes: 15 – Representatives Kaufert, Huebsch, Ward, Stone, Rhoades, D. Meyer, Coggs and Schooff; Senators Darling, S. Fitzgerald, Lazich, Harsdorf, Kanavas, Decker and Moore.

Noes: 0.

Passage as amended:

Ayes: 13 – Representatives Kaufert, Huebsch, Ward, Stone, Rhoades, D. Meyer, Coggs and Schooff; Senators Darling, S. Fitzgerald, Harsdorf, Kanavas and Moore.

Noes: 2 – Senators Lazich and Decker.

To committee on **Ways and Means**.

DEAN KAUFERT
Assembly Chairperson
Joint committee on Finance

SPEAKER'S COMMUNICATIONS

November 13, 2003

Representative Michael Powers
310 North, State Capitol
P.O. Box 8953
Madison, Wisconsin 53707

Senator Michael Ellis
118 South, State Capitol
P.O. Box 7882
Madison, Wisconsin 53707-7882

Dear Representative Powers and Senator Ellis:

Pursuant to Assembly Rule 42 (1)(am) I am directing that the Joint Survey Committee on Tax Exemptions prepare a

report on **Assembly Bill 663**, so that the legislature may proceed with further consideration of the bill.

Sincerely,
JOHN G. GARD
Speaker

November 13, 2003

Representative Michael Powers
310 North, State Capitol
P.O. Box 8953
Madison, Wisconsin 53707

Senator Michael Ellis
118 South, State Capitol
P.O. Box 7882
Madison, Wisconsin 53707-7882

Dear Representative Powers and Senator Ellis:

Pursuant to Assembly Rule [42 \(1\)\(am\)](#) I am directing that the Joint Survey Committee on Tax Exemptions prepare a report on **Assembly Bill 667**, so that the legislature may proceed with further consideration of the bill.

Sincerely,
JOHN G. GARD
Speaker
Wisconsin Assembly

LEAVES OF ABSENCE

Representative Vrakas asked unanimous consent for a leave of absence for part of today's session for Representative Gundrum. Granted.

Representative Turner asked unanimous consent for a leave of absence for part of today's session for Representatives Coggs, Wasserman and A. Williams. Granted.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 57** be withdrawn from the committee on **Rules** and taken up at this time. Granted.

Assembly Joint Resolution 57

Relating to: the life of Army Private First Class Rachel Bosveld.

The question was: Shall **Assembly Joint Resolution 57** be adopted?

Motion carried.

Representatives Carol Owens and Luther Olsen and Senator Carol Roessler presented plaques to Army Private First Class Rachel Bosveld's mother, Mary Bosveld of Oshkosh; to her father and stepmother, Marvin and Julie Bosveld of Waupun; to her brother, Craig Bosveld of Antigo; and to her maternal grandmother, Marion Swonger of Sun Prairie.

Representative Foti asked unanimous consent that all members of the Assembly be made coauthors of **Assembly Joint Resolution 57**. Granted.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 57** be immediately messaged to the Senate. Granted.

SPECIAL GUEST

Representative Owens and Senator Roessler introduced Army Private First Class Rachel Bosveld's family.

Representative Jensen asked unanimous consent that the Assembly stand recessed.

Representative Hebl objected.

Representative Jensen asked unanimous consent that the Assembly stand recessed.

Representative Richards objected.

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

The Assembly stood recessed.

10:46 A.M.

RECESS

3:05 P.M.

The Assembly reconvened.

Speaker Pro Tempore Freese in the chair.

Representative Foti asked unanimous consent for a quorum call. Granted.

A quorum was present.

Representative Gundrum asked unanimous consent that his leave of absence be lifted. Granted.

Representative Wasserman asked unanimous consent that his leave of absence be lifted. Granted.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 656** be withdrawn from the committee on **Rules** and taken up at this time. Granted.

Assembly Bill 656

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the District 1199W/United Professionals for Quality Health Care, SEIU, AFL-CIO, for the 2003-05 biennium, covering employees in the professional patient care collective bargaining unit, and authorizing an expenditure of funds.

The question was: Shall **Assembly Bill 656** be ordered engrossed and read a third time?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 656** be given a third reading. Granted.

The question was: **Assembly Bill 656** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Balow, Berceau, Bies, Black, Boyle, Colon, Cullen, J. Fitzgerald, Foti, Freese, Friske, Gielow, Gottlieb, Grothman, Gunderson, Gundrum, Hahn, Hebl, Hines, Honadel, Huber, Hubler, Huebsch, Hundertmark, Jensen, Jeskewitz, Johnsrud, Kaufert, Kerkman, Kestell, Krawczyk, Kreibich, Kreuser, Krug, Krusick, Ladwig, F. Lasee, J. Lehman, M. Lehman, LeMahieu, Loeffelholz, Lothian, McCormick, D. Meyer, Miller, Molepske, Montgomery, Morris, Musser, Nass, Nischke, Olsen, Ott, Owens, Petrowski, Pettis, Plouff, Pocan, Pope–Roberts, Powers, Rhoades, Richards, Schneider, Schooff, Seratti, Sherman, Shilling, Staskunas, Steinbrink, Stone, Taylor, 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 – 94.

Noes – None.

Absent or not voting – Representatives Coggs, Gronemus, Sinicki, Suder and A. Williams – 5.

Motion carried.

Representative Coggs asked unanimous consent to be recorded as voting “**Aye**” on the previous question. Granted.

Representative A. Williams asked unanimous consent to be recorded as voting “**Aye**” on the previous question. Granted.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 656** be immediately messaged to the Senate. Granted.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 657** be withdrawn from the committee on **Rules** and taken up at this time. Granted.

Assembly Bill 657

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin Science Professionals, AFT, Local 3732, for the 2003–05 biennium, covering employees in the professional science collective bargaining unit, and authorizing an expenditure of funds.

The question was: Shall **Assembly Bill 657** be ordered engrossed and read a third time?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 657** be given a third reading. Granted.

The question was: **Assembly Bill 657** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Balow, Berceau, Bies, Black, Boyle, Colon, Cullen, J. Fitzgerald, Foti, Freese, Friske, Gielow, Gottlieb, Grothman, Gunderson, Gundrum, Hahn, Hebl, Hines, Honadel, Huber, Hubler, Huebsch, Hundertmark, Jensen, Jeskewitz, Johnsrud, Kaufert, Kerkman, Kestell, Krawczyk, Kreibich, Kreuser, Krug, Krusick, Ladwig, F. Lasee, J. Lehman, M. Lehman, LeMahieu, Loeffelholz, Lothian, McCormick, D. Meyer, Miller, Molepske, Montgomery, Morris, Musser, Nass, Nischke, Olsen, Ott, Owens, Petrowski, Pettis, Plouff, Pocan, Pope–Roberts, Powers, Rhoades, Richards, Schneider, Schooff, Seratti, Sherman, Shilling, Staskunas, Steinbrink, Stone, Taylor, 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 – 94.

Noes – None.

Absent or not voting – Representatives Coggs, Gronemus, Sinicki, Suder and A. Williams – 5.

Motion carried.

Representative Coggs asked unanimous consent to be recorded as voting “**Aye**” on the previous question. Granted.

Representative A. Williams asked unanimous consent to be recorded as voting “**Aye**” on the previous question. Granted.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 657** be immediately messaged to the Senate. Granted.

Representative Coggs asked unanimous consent that his leave of absence be lifted. Granted.

Representative A. Williams asked unanimous consent that her leave of absence be lifted. Granted.

SPECIAL ORDER OF BUSINESS

AT 8:02 A.M.

Senate Bill 300

Relating to: construction of electric generating facilities and transmission lines, and granting rule-making authority.

The question was: **Senate Bill 300** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Balow, Bies, Coggs, Colon, Cullen, J. Fitzgerald, Foti, Freese, Friske, Gielow, Gottlieb, Gunderson, Gundrum, Hahn, Hebl, Hines, Honadel, Huebsch, Hundertmark, Jensen, Jeskewitz, Johnsrud, Kaufert, Kerkman, Kestell, Krawczyk, Kreibich, Kreuser, Krug, Krusick, Ladwig, F. Lasee, J. Lehman, M. Lehman, LeMahieu, Loeffelholz, Lothian, McCormick, D. Meyer, Miller, Montgomery, Musser, Nass, Nischke, Olsen,

Ott, Owens, Pettis, Pope–Roberts, Powers, Rhoades, Schneider, Schooff, Seratti, Shilling, Staskunas, Steinbrink, Stone, Taylor, Towns, Townsend, Travis, Turner, Underheim, Van Akkeren, Van Roy, Vrakas, Vruwink, Vukmir, Ward, Wasserman, Weber, Wieckert, A. Williams, J. Wood, W. Wood, Ziegelbauer and Speaker Gard – 80.

Noes – Representatives Berceau, Black, Boyle, Huber, Hubler, Molepske, Morris, Petrowski, Plouff, Pocan, Richards, Sherman, M. Williams, Young and Zepnick – 15.

Paired for – Representative Grothman – 1.

Paired against – Representative Suder – 1.

Absent or not voting – Representatives Gronemus and Sinicki – 2.

Motion carried.

Representative Pope–Roberts asked unanimous consent to be recorded as voting “No” on the previous question. Granted.

Representative Vruwink asked unanimous consent to be recorded as voting “No” on the previous question. Granted.

Representative Young asked unanimous consent to be recorded as voting “Aye” on the previous question. Granted.

Representative Foti asked unanimous consent that the rules be suspended and that **Senate Bill 300** be immediately messaged to the Senate. Granted.

SPECIAL ORDER OF BUSINESS **AT 8:01 A.M.**

Assembly Bill 632

Relating to: construction of electric generating facilities and transmission lines, and granting rule–making authority.

Representative Foti asked unanimous consent that **Assembly Bill 632** be laid on the table. Granted.

SPECIAL ORDER OF BUSINESS **AT 8:22 A.M.**

Assembly Bill 169

Relating to: the disclosure of public library records.

The question was: **Assembly Bill 169** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Bies, J. Fitzgerald, Foti, Freese, Friske, Gielow, Gottlieb, Grothman, Gunderson, Gundrum, Hahn, Hines, Honadel, Huber, Huebsch, Hundertmark, Jensen, Jeskewitz, Kaufert, Kerkman, Kestell, Krawczyk, Kreibich, Kreuser, Krusick,

Ladwig, F. Lasee, M. Lehman, LeMahieu, Loeffelholz, Lothian, McCormick, D. Meyer, Molepske, Montgomery, Morris, Musser, Nass, Nischke, Olsen, Ott, Owens, Petrowski, Pettis, Powers, Rhoades, Richards, Seratti, Staskunas, Steinbrink, Stone, Towns, Townsend, Van Akkeren, Van Roy, Vrakas, Vukmir, Ward, Wasserman, Weber, Wieckert, M. Williams, J. Wood, W. Wood, Ziegelbauer and Speaker Gard – 68.

Noes – Representatives Balow, Berceau, Black, Boyle, Cogg, Colon, Cullen, Hebl, Hubler, Johnsrud, Krug, J. Lehman, Miller, Plouff, Pocan, Pope–Roberts, Schneider, Schooff, Sherman, Shilling, Taylor, Travis, Turner, Underheim, Vruwink, A. Williams, Young and Zepnick – 28.

Absent or not voting – Representatives Gronemus, Sinicki and Suder – 3.

Motion carried.

Representative Hundertmark asked unanimous consent that the rules be suspended and that **Assembly Bill 169** be immediately messaged to the Senate. Granted.

SPECIAL ORDER OF BUSINESS **AT 8:14 A.M.**

Assembly Bill 477

Relating to: creating an individual income tax subtract modification for certain individuals who donate a human organ.

Representative Gielow asked unanimous consent to be made a coauthor of **Assembly Bill 477**. Granted.

Representative Hebl asked unanimous consent to be made a coauthor of **Assembly Bill 477**. Granted.

The question was: Shall Assembly amendment 1 to **Assembly Bill 477** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 477** be ordered engrossed and read a third time?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 477** be given a third reading. Granted.

The question was: **Assembly Bill 477** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Balow, Berceau, Bies, Black, Boyle, Cogg, Colon, Cullen, J. Fitzgerald, Foti, Freese, Friske, Gielow, Gottlieb, Grothman, Gunderson, Gundrum, Hahn, Hebl, Hines, Honadel, Huber, Hubler, Huebsch, Hundertmark, Jensen, Jeskewitz, Johnsrud, Kaufert, Kerkman, Kestell, Krawczyk, Kreibich, Kreuser, Krug, Krusick, Ladwig, F. Lasee, J. Lehman, M. Lehman,

LeMahieu, Loeffelholz, Lothian, McCormick, D. Meyer, Miller, Molepske, Montgomery, Morris, Musser, Nass, Nischke, Olsen, Ott, Owens, Petrowski, Pettis, Plouff, Pocan, Pope–Roberts, Powers, Rhoades, Richards, Schneider, Schooff, Seratti, Sherman, Shilling, Staskunas, Steinbrink, Stone, Taylor, Towns, Townsend, Travis, Turner, Underheim, Van Akkeren, Van Roy, Vrakas, Vruwink, Vukmir, Ward, Wasserman, Weber, Wieckert, A. Williams, M. Williams, J. Wood, W. Wood, Young, Zepnick and Speaker Gard – 95.

Noes – Representative Ziegelbauer – 1.

Absent or not voting – Representatives Gronemus, Sinicki and Suder – 3.

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 477** be immediately messaged to the Senate. Granted.

SPECIAL ORDER OF BUSINESS
AT 8:03 A.M.

Senate Bill 128

Relating to: the disclosure of public library records.

Assembly amendment 1 to **Senate Bill 128** offered by Representative Plouff.

Assembly amendment 2 to **Senate Bill 128** offered by Representative Plouff.

Representative Foti asked unanimous consent that **Senate Bill 128** be laid on the table. Granted.

SPECIAL ORDER OF BUSINESS
AT 8:04 A.M.

Senate Bill 170

Relating to: the Veterans Mortgage Loan Program, veterans tuition and fee reimbursement, authority for the Department of Veterans Affairs to acquire a headquarters building, departmental delivery of services to veterans, veterans personal loans, eligibility for burial at a veterans cemetery, part–time study grants for veterans, housing loans for veterans, mortgage loan repayment fund, grants to county veteran service offices, national guard tuition grants, granting rule–making authority, and making an appropriation.

Representative M. Williams asked unanimous consent to be made a cosponsor of **Senate Bill 170**. Granted.

Representative Musser asked unanimous consent that Assembly amendment 1 to **Senate Bill 170** be laid on the table. Granted.

The question was: Shall **Senate Bill 170** be ordered to a third reading?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Senate Bill 170** be given a third reading. Granted.

The question was: **Senate Bill 170** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

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

Noes – None.

Absent or not voting – Representatives Gronemus, Sinicki and Suder – 3.

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Senate Bill 170** be immediately messaged to the Senate. Granted.

SPECIAL ORDER OF BUSINESS
AT 8:05 A.M.

Speaker Gard in the chair.

Senate Bill 205

Relating to: veterans facilities and programs in northwestern Wisconsin.

The question was: Shall **Senate Bill 205** be ordered to a third reading?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Senate Bill 205** be given a third reading. Granted.

The question was: **Senate Bill 205** having been read three times, shall the bill be concurred in?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Senate Bill 205** be immediately messaged to the Senate. Granted.

SPECIAL ORDER OF BUSINESS
AT 8:06 A.M.

Assembly Bill 626

Relating to: an income tax and franchise tax credit for training apprentices.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 626** be immediately messaged to the Senate. Granted.

SPECIAL ORDER OF BUSINESS
AT 8:07 A.M.

Assembly Bill 202

Relating to: school board contracts for yearbook photographs.

The question was: Shall **Assembly Bill 202** be ordered engrossed and read a third time?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 202** be given a third reading. Granted.

The question was: **Assembly Bill 202** 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 202** be immediately messaged to the Senate. Granted.

Speaker Pro Tempore Freese in the chair.

SPECIAL ORDER OF BUSINESS
AT 8:08 A.M.

Assembly Bill 206

Relating to: pointing a firearm at certain persons and throwing or expelling bodily substances and providing penalties.

The question was: Shall Assembly amendment 1 to **Assembly Bill 206** be adopted?

Motion carried.

The question was: Shall Assembly amendment 2 to **Assembly Bill 206** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 206** be ordered engrossed and read a third time?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 206** be given a third reading. Granted.

The question was: **Assembly Bill 206** 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 206** be immediately messaged to the Senate. Granted.

SPECIAL ORDER OF BUSINESS
AT 8:09 A.M.

Assembly Bill 271

Relating to: requiring notice to persons affected by zoning actions that change the allowable use of their property.

Assembly amendment 1 to **Assembly Bill 271** offered by Representative Albers.

The question was: Shall Assembly amendment 1 to **Assembly Bill 271** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 271** be ordered engrossed and read a third time?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 271** be given a third reading. Granted.

The question was: **Assembly Bill 271** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Balow, Bies, Black, Colon, Cullen, J. Fitzgerald, Foti, Freese, Grothman, Gundrum, Hahn, Hebl, Hines, Honadel, Huber, Hubler, Huebsch, Hundertmark, Jensen, Jeskewitz, Johnsrud, Kaufert, Kerkman, Kestell, Krawczyk, Kreibich, Kreuser, Krusick, F. Lasee, M. Lehman, LeMahieu, Loeffelholz, Lothian, McCormick, Montgomery, Morris, Musser, Nass, Nischke, Olsen, Owens, Petrowski, Pettis, Plouff, Pope–Roberts, Powers, Richards, Seratti, Sherman, Staskunas, Stone, Towns, Townsend, Turner, Underheim, Van Roy, Vruwink, Vukmir, Ward, Wasserman, Weber, Wieckert, M. Williams, J. Wood, W. Wood, Ziegelbauer and Speaker Gard – 69.

Noes – Representatives Berceau, Boyle, Coggs, Friske, Gielow, Gottlieb, Gunderson, Krug, Ladwig, J. Lehman, D. Meyer, Miller, Molepske, Ott, Pocan, Rhoades, Schneider, Schooff, Shilling, Steinbrink, Taylor, Travis, Van Akkeren, Vrakas, A. Williams, Young and Zepnick – 27.

Absent or not voting – Representatives Gronemus, Sinicki and Suder – 3.

Motion carried.

Representative Molepske asked unanimous consent to be recorded as voting “**Aye**” on the previous question. Granted.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 271** be immediately messaged to the Senate. Granted.

SPECIAL ORDER OF BUSINESS
AT 8:10 A.M.

Assembly Bill 274

Relating to: golf cart trailers as towed vehicles in 3–vehicle combinations.

Assembly amendment 1 to Assembly substitute amendment 1 to **Assembly Bill 274** offered by Representative Freese.

The question was: Shall Assembly amendment 1 to Assembly substitute amendment 1 to **Assembly Bill 274** be adopted?

Motion carried.

The question was: Shall Assembly substitute amendment 1 to **Assembly Bill 274** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 274** be ordered engrossed and read a third time?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 274** be given a third reading. Granted.

The question was: **Assembly Bill 274** 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 274** be immediately messaged to the Senate. Granted.

SPECIAL ORDER OF BUSINESS
AT 8:11 A.M.

Assembly Bill 292

Relating to: granting rule–making authority regarding the transportation, possession, control, storage, or disposal of the carcass of a deer or an elk from a chronic wasting disease eradication zone or a state with confirmed chronic wasting disease.

The question was: Shall Assembly substitute amendment 1 to **Assembly Bill 292** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 292** be ordered engrossed and read a third time?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 292** be given a third reading. Granted.

The question was: **Assembly Bill 292** 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 292** be immediately messaged to the Senate. Granted.

SPECIAL ORDER OF BUSINESS
AT 8:12 A.M.

Assembly Bill 342

Relating to: making a student who has been convicted of possessing, with intent to manufacture, distribute, or deliver, or of manufacturing, distributing, or delivering, a controlled substance or controlled substance analog ineligible for state financial aid and granting rule–making authority.

Representative Vukmir asked unanimous consent to be made a coauthor of **Assembly Bill 342**. Granted.

Representative M. Williams asked unanimous consent to be made a coauthor of **Assembly Bill 342**. Granted.

Representative Honadel asked unanimous consent to be made a coauthor of **Assembly Bill 342**. Granted.

The question was: Shall **Assembly Bill 342** be ordered engrossed and read a third time?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 342** be given a third reading. Granted.

The question was: **Assembly Bill 342** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Balow, Bies, J. Fitzgerald, Foti, Freese, Friske, Gielow, Gottlieb, Grothman, Gunderson, Gundrum, Hahn, Hines, Honadel, Huber, Huebsch, Hundertmark, Jensen, Jeskewitz, Johnsrud, Kaufert, Kerkman, Kestell, Krawczyk, Kreibich, Kreuser, Krusick, Ladwig, F. Lasee, M. Lehman, LeMahieu, Loeffelholz, Lothian, McCormick, D. Meyer, Molepske, Montgomery, Musser, Nass, Nischke, Olsen, Ott, Owens,

Petrowski, Pettis, Powers, Rhoades, Seratti, Staskunas, Steinbrink, Stone, Towns, Townsend, Underheim, Van Akkeren, Van Roy, Vrakas, Vruwink, Vukmir, Ward, Weber, Wieckert, M. Williams, J. Wood, Ziegelbauer and Speaker Gard – 68.

Noes – Representatives Berceau, Black, Boyle, Coggs, Colon, Cullen, Hebl, Hubler, Krug, J. Lehman, Miller, Morris, Plouff, Pohan, Pope–Roberts, Richards, Schneider, Schooff, Sherman, Shilling, Taylor, Travis, Turner, Wasserman, A. Williams, W. Wood, Young and Zepnick – 28.

Absent or not voting – Representatives Gronemus, Sinicki and Suder – 3.

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 342** be immediately messaged to the Senate. Granted.

SPECIAL ORDER OF BUSINESS AT 8:13 A.M.

Assembly Bill 374

Relating to: using a flashlight while hunting coyotes.

The question was: Shall **Assembly Bill 374** be ordered engrossed and read a third time?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 374** be given a third reading. Granted.

The question was: **Assembly Bill 374** 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 374** be immediately messaged to the Senate. Granted.

SPECIAL ORDER OF BUSINESS AT 8:16 A.M.

Assembly Bill 633

Relating to: preemption of county, city, village, or town living wage ordinances.

Assembly amendment 1 to **Assembly Bill 633** offered by Representative Grothman.

The question was: Shall Assembly amendment 1 to **Assembly Bill 633** be adopted?

Motion carried.

Assembly Bill 622

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.

Representative Zepnick moved that the rules be suspended and that **Assembly Bill 622** be withdrawn from the committee on **Labor** and taken up at this time.

POINT OF ORDER

Representative Gard rose to the point of order that the motion to withdraw **Assembly Bill 622** from the committee on **Labor** was not in order at this time.

Speaker Pro Tempore Freese took the point of order under advisement.

Assembly Bill 633

Relating to: preemption of county, city, village, or town living wage ordinances.

The question was: Shall **Assembly Bill 633** be ordered engrossed and read a third time?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 633** be given a third reading.

Representative Schneider objected.

Representative Foti moved that the rules be suspended and that **Assembly Bill 633** be given a third reading.

The question was: Shall the rules be suspended and **Assembly Bill 633** be given a third reading?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Bies, J. Fitzgerald, Foti, Freese, Friske, Gielow, Gottlieb, Grothman, Gunderson, Gundrum, Hahn, Hines, Honadel, Huebsch, Hundertmark, Jensen, Jeskewitz, Johnsrud, Kaufert, Kerkman, Kestell, Krawczyk, Kreibich, Ladwig, F. Lasee, LeMahieu, Loeffelholz, Lothian, McCormick, D. Meyer, Montgomery, Musser, Nass, Nischke, Olsen, Ott, Owens, Petrowski, Pettis, Powers, Rhoades, Seratti, Stone, Towns, Townsend, Underheim, Van Roy, Vrakas, Vukmir, Ward, Weber, Wieckert, M. Williams, J. Wood and Speaker Gard – 57.

Noes – Representatives Balow, Berceau, Black, Boyle, Coggs, Colon, Cullen, Hebl, Huber, Hubler, Kreuser, Krug, Krusick, J. Lehman, M. Lehman, Miller, Molepske, Morris, Plouff, Pohan, Pope–Roberts, Richards, Schneider, Schooff, Sherman, Shilling, Staskunas, Steinbrink, Taylor, Travis, Turner, Van Akkeren, Vruwink, Wasserman, A. Williams, W. Wood, Young, Zepnick and Ziegelbauer – 39.

Absent or not voting – Representatives Gronemus, Sinicki and Suder – 3.

Motion carried.

Representative Foti in the chair.

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

The Assembly stood recessed.

5:45 P.M.

RECESS

6:43 P.M.

The Assembly reconvened.

Speaker Pro Tempore Freese in the chair.

LEAVES OF ABSENCE

Representative Vrakas asked unanimous consent for a leave of absence for part of today's session for Representative McCormick. Granted.

In response to a parliamentary inquiry from Representative Schneider, Speaker Pro Tempore Freese stated that, had a point of order been raised when **Assembly Joint Resolution 52** was before the Assembly on Wednesday, November 12, he would have ruled the joint resolution out of order under Assembly Rule **39 (1)** because it contained language calling on the Wisconsin congressional delegation. Because no point of order was raised at that time, Speaker Pro Tempore Freese stated that the adoption of the joint resolution was proper.

Assembly Bill 633

Relating to: preemption of county, city, village, or town living wage ordinances.

The question was: **Assembly Bill 633** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Bies, J. Fitzgerald, Foti, Freese, Friske, Gielow, Gottlieb, Grothman, Gunderson, Gundrum, Hahn, Hines, Honadel, Huebsch, Hundertmark, Jensen, Jeskewitz, Johnsrud, Kerkman, Kestell, Krawczyk, Kreibich, Ladwig, F. Lasee, LeMahieu, Loeffelholz, Lothian, D. Meyer, Montgomery, Nass, Nischke, Olsen, Ott, Owens, Petrowski, Pettis, Powers, Rhoades, Seratti, Stone, Towns, Townsend, Underheim, Van Roy, Vrakas, Vukmir, Ward, Weber, Wieckert, M. Williams, J. Wood, Ziegelbauer and Speaker Gard – 55.

Noes – Representatives Balow, Berceau, Black, Boyle, Cogg, Colon, Cullen, Hebl, Huber, Hubler, Kaufert, Kreuser, Krug, Krusick, J. Lehman, M. Lehman, Miller, Molepske, Morris, Musser, Plouff, Pocan, Pope–Roberts, Richards, Schneider, Schooff, Sherman, Shilling, Staskunas,

Steinbrink, Taylor, Travis, Turner, Van Akkeren, Vruwink, Wasserman, A. Williams, W. Wood, Young and Zepnick – 40.

Absent or not voting – Representatives Gronemus, McCormick, Sinicki and Suder – 4.

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 633** be immediately messaged to the Senate.

Representative Schneider objected.

Representative Foti moved that the rules be suspended and that **Assembly Bill 633** be immediately messaged to the Senate.

The question was: Shall the rules be suspended and **Assembly Bill 633** be immediately messaged to the Senate?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Bies, J. Fitzgerald, Foti, Freese, Friske, Gielow, Gottlieb, Grothman, Gunderson, Gundrum, Hahn, Hines, Honadel, Huebsch, Hundertmark, Jensen, Jeskewitz, Johnsrud, Kaufert, Kerkman, Kestell, Krawczyk, Kreibich, Ladwig, F. Lasee, M. Lehman, LeMahieu, Loeffelholz, Lothian, D. Meyer, Montgomery, Musser, Nass, Nischke, Olsen, Ott, Owens, Petrowski, Pettis, Powers, Rhoades, Seratti, Stone, Towns, Townsend, Underheim, Van Roy, Vrakas, Vukmir, Ward, Weber, Wieckert, M. Williams, J. Wood and Speaker Gard – 57.

Noes – Representatives Balow, Berceau, Black, Boyle, Cogg, Colon, Cullen, Hebl, Huber, Hubler, Kreuser, Krug, Krusick, J. Lehman, Miller, Molepske, Morris, Plouff, Pocan, Pope–Roberts, Richards, Schneider, Schooff, Sherman, Shilling, Staskunas, Steinbrink, Taylor, Travis, Turner, Van Akkeren, Vruwink, Wasserman, A. Williams, W. Wood, Young, Zepnick and Ziegelbauer – 38.

Absent or not voting – Representatives Gronemus, McCormick, Sinicki and Suder – 4.

Motion carried.

Representative Bies asked unanimous consent to be made a coauthor of **Assembly Bill 206**. Granted.

Representative Gottlieb asked unanimous consent to be made a coauthor of **Assembly Bill 635**. Granted.

Representative Bies asked unanimous consent to be made a coauthor of **Assembly Bill 496**. Granted.

Representative M. Williams asked unanimous consent to be made a coauthor of **Assembly Bill 500**. Granted.

ANNOUNCEMENTS

Representative Gard asked unanimous consent that the Assembly adjourn in honor of Diane Hardt, Tax Administrator from the Department of Revenue who was

named Public Official of the Year 2003 by Governing Magazine. Granted.

Representative Coggs asked unanimous consent that the Assembly adjourn in memory of his nephew, Diontravius Martell Chambers, who died in a car accident on November 10, 2003, at the age of 18. Granted.

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.

7:15 P.M.