



STATE OF WISCONSIN Assembly Journal

Ninety-Sixth Regular Session

WEDNESDAY, January 14, 2004

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

AMENDMENTS OFFERED

Assembly amendment 1 to **Assembly Bill 368** offered by Representative Staskunas.

Assembly amendment 2 to **Assembly Bill 368** offered by Representative Staskunas.

Assembly substitute amendment 1 to **Assembly Bill 381** offered by committee on **Family Law**.

Assembly substitute amendment 1 to **Assembly Bill 406** offered by committee on **Colleges and Universities**.

Assembly amendment 3 to **Assembly Bill 536** offered by committee on **Agriculture**.

Assembly amendment 4 to **Assembly Bill 536** offered by committee on **Agriculture**.

Assembly substitute amendment 1 to **Assembly Bill 596** offered by Representative Pettis.

Assembly amendment 1 to **Assembly Bill 669** offered by Representative Nass.

Assembly amendment 2 to **Assembly Bill 678** offered by Representative Ainsworth.

Assembly amendment 3 to **Assembly Bill 678** offered by Representative Ainsworth.

Assembly amendment 4 to **Assembly Bill 678** offered by Representative Ainsworth.

Assembly amendment 5 to **Assembly Bill 678** offered by Representative Ainsworth.

Assembly amendment 1 to **Assembly Bill 699** offered by committee on **Agriculture**.

Assembly substitute amendment 1 to **Assembly Bill 746** offered by committee on **Education Reform**.

Assembly amendment 1 to **Assembly Bill 747** offered by committee on **Education Reform**.

INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

Assembly Resolution 30

Relating to: proclaiming that the ancient Macedonians were Hellenes and that the inhabitants of the northern province of Greece, Macedonia, are their Hellenic descendants.

By Representatives Vrakas, Owens and Hahn.

To committee on **Rules**.

Assembly Joint Resolution 62

Relating to: commending the life of Irvin Favre.

By Representatives Weber, Van Roy, Montgomery, Krawczyk, Ainsworth, McCormick, Owens, Kaufert, F. Lasee, Ladwig, Petrowski, Nass, Jeskewitz, Kreuser, LeMahieu, M. Lehman, Olsen, Kreibich, Gunderson, M. Williams, Schneider, Plouff, Lothian, Foti, Vrakas, Rhoades, Kestell, Shilling, Miller and Huber; cosponsored by Senators Cowles, Hansen, Roessler, Darling, Risser, Wirch, Kanavas, Erpenbach, Stepp and Lassa.

To committee on **Rules**.

Assembly Bill 748

Relating to: removal of vegetation along highways under the jurisdiction of the Department of Transportation.

By Representatives Ward, Nischke, Ladwig, Gronemus, M. Lehman, Townsend, Hahn, Huebsch, Gielow, Suder, Montgomery, F. Lasee, Seratti, J. Wood, Honadel, Van Roy, Albers, McCormick, Gunderson, Freese, Musser, Krawczyk, Ainsworth and Vrakas; cosponsored by Senators Kanavas, M. Meyer, Brown, Hansen and Schultz.

To committee on **Transportation**.

Assembly Bill 749

Relating to: exempting certain vehicles from special or seasonal weight limitations imposed by local highway authorities.

By Representatives Hubler, Musser, Gronemus, Petrowski and Ainsworth.

To committee on **Transportation**.

Assembly Bill 750

Relating to: exempting from the Smart Growth law town disapproval of certain county zoning actions.

By Representatives Albers, Musser, Ainsworth and J. Wood; cosponsored by Senators Schultz and A. Lasee.

To committee on **Property Rights and Land Management**.

Assembly Bill 751

Relating to: the collective bargaining process affecting school district professional employees under the Municipal Employment Relations Act.

By Representatives Bies, Albers, Balow, Berceau, Black, Colon, Hebl, Kreuser, J. Lehman, Miller, Molepske, Musser, Owens, Petrowski, Plouff, Pocan, Pope-Roberts, Richards, Schooff, Sherman, Shilling, Sinicki, Staskunas, Steinbrink, Taylor, Turner, Van Akkeren, Vruwink and Zepnick; cosponsored by Senators Hansen, Breske, Erpenbach, Risser and Wirch.

To committee on **Labor**.

Assembly Bill 752

Relating to: remedies in certain actions concerning building code or zoning ordinance violations.

By Representatives Albers, Jensen, Ainsworth, Hines, Musser, Nass, Townsend and Van Roy.

To committee on **Judiciary**.

Assembly Bill 753

Relating to: the homestead exemption and increases in the value of the exemption for various property that is exempt from execution.

By Representatives Albers, Hahn, Bies, Freese, Hines, Staskunas and J. Wood.

To committee on **Ways and Means**.

Assembly Bill 754

Relating to: contracting for administrative services for the Health Insurance Risk-Sharing Plan.

By Representatives Albers, Gronemus, Gunderson, Hahn, Hines, Krawczyk, Musser, Olsen, Ott and Seratti; cosponsored by Senator Schultz.

To committee on **Health**.

COMMITTEE REPORTS

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

Assembly Bill 699

Relating to: payments to ethanol producers and making an appropriation.

Assembly Amendment 1 adoption:

Ayes: 15 – Representatives Ott, M. Williams, Ainsworth, Petrowski, Kestell, Suder, Hines, Loeffelholz, Towns, Gronemus, Plouff, Balow, Vruwink, Hebl and Molepske.

Noes: 0.

Passage as amended:

Ayes: 14 – Representatives Ott, M. Williams, Ainsworth, Petrowski, Kestell, Suder, Hines, Loeffelholz, Towns, Gronemus, Balow, Vruwink, Hebl and Molepske.

Noes: 1 – Representative Plouff.

To joint committee on **Finance**.

ALVIN OTT

Chairperson

Committee on Agriculture

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

Assembly Bill 746

Relating to: eligibility to attend an independent charter school and payments made to independent charter schools.

Assembly Substitute Amendment 1 adoption:

Ayes: 8 – Representatives Jensen, Vukmir, Nass, Olsen, Towns, J. Wood, Nischke and Sinicki.

Noes: 4 – Representatives A. Williams, Cullen, Sherman and J. Lehman.

Passage as amended:

Ayes: 8 – Representatives Jensen, Vukmir, Nass, Olsen, Towns, J. Wood, Nischke and Sinicki.

Noes: 4 – Representatives A. Williams, Cullen, Sherman and J. Lehman.

To committee on **Rules**.

Assembly Bill 747

Relating to: eligibility to attend Woodlands School, a charter school located in a 1st class city school district.

Assembly Amendment 1 adoption:

Ayes: 12 – Representatives Jensen, Vukmir, Nass, Olsen, Towns, J. Wood, Nischke, A. Williams, Cullen, Sherman, Sinicki and J. Lehman.

Noes: 0.

Passage as amended:

Ayes: 10 – Representatives Jensen, Vukmir, Nass, Olsen, Towns, J. Wood, Nischke, Cullen, Sherman and Sinicki.

Noes: 2 – Representatives A. Williams and J. Lehman.

To committee on **Rules**.

SCOTT JENSEN

Chairperson

Committee on Education Reform

The committee on **Family Law** reports and recommends:

Assembly Bill 181

Relating to: excluding veterans disability payments from consideration for paying maintenance.

Passage:

Ayes: 4 – Representatives Owens, Kestell, Jensen and Friske.

Noes: 2 – Representatives Berceau and Krusick.

To committee on **Rules**.

Assembly Bill 381

Relating to: requiring informed consent by a minor's parent or guardian for the minor's ear piercing.

Assembly Substitute Amendment 1 adoption:

Ayes: 5 – Representatives Owens, Kestell, Jensen, Friske and Krusick.

Noes: 1 – Representative Berceau.

Passage as amended:

Ayes: 5 – Representatives Owens, Kestell, Jensen, Friske and Krusick.

Noes: 1 – Representative Berceau.

To committee on **Rules**.

Assembly Bill 642

Relating to: qualified domestic relations orders.

Passage:

Ayes: 6 – Representatives Owens, Kestell, Jensen, Friske, Berceau and Krusick.

Noes: 0.

To committee on **Rules**.

CAROL OWENS
Chairperson
Committee on Family Law

The committee on **Financial Institutions** reports and recommends:

Assembly Bill 591

Relating to: recording and filing documents with the offices of register of deeds and the Department of Financial Institutions.

Assembly Substitute Amendment 1 adoption:

Ayes: 16 – Representatives Montgomery, J. Fitzgerald, Freese, Kreibich, Wieckert, Townsend, Kerkman, Towns, Nischke, Richards, Sherman, A. Williams, Shilling, Zepnick, Taylor and Molepske.

Noes: 0.

Passage as amended:

Ayes: 16 – Representatives Montgomery, J. Fitzgerald, Freese, Kreibich, Wieckert, Townsend, Kerkman, Towns, Nischke, Richards, Sherman, A. Williams, Shilling, Zepnick, Taylor and Molepske.

Noes: 0.

To committee on **Rules**.

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.

Assembly Amendment 1 adoption:

Ayes: 16 – Representatives Montgomery, J. Fitzgerald, Freese, Kreibich, Wieckert, Townsend, Kerkman, Towns, Nischke, Richards, Sherman, A. Williams, Shilling, Zepnick, Taylor and Molepske.

Noes: 0.

Passage as amended:

Ayes: 16 – Representatives Montgomery, J. Fitzgerald, Freese, Kreibich, Wieckert, Townsend, Kerkman, Towns, Nischke, Richards, Sherman, A. Williams, Shilling, Zepnick, Taylor and Molepske.

Noes: 0.

To committee on **Rules**.

PHIL MONTGOMERY
Chairperson
Committee on Financial Institutions

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

Assembly Bill 462

Relating to: restrictions on the operation of motor vehicles by persons holding instruction permits or probationary licenses.

Passage:

Ayes: 7 – Representatives Petrowski, Bies, Ainsworth, Van Roy, Musser, Staskunas and Shilling.

Noes: 1 – Representative Young.

To committee on **Rules**.

JERRY PETROWSKI
Chairperson
Committee on Highway Safety

The select committee on **Job Creation** reports and recommends:

Assembly Bill 728

Relating to: comprehensive planning by local governmental units and fees imposed by political subdivisions.

Passage:

Ayes: 5 – Representatives Hundertmark, Nischke, Grothman, D. Meyer and Krawczyk.

Noes: 3 – Representatives Richards, Schooff and Ziegelbauer.

To committee on **Rules**.

Assembly Bill 733

Relating to: reciprocal agreements for real estate licenses.

Passage:

Ayes: 5 – Representatives Hundertmark, Nischke, Grothman, D. Meyer and Krawczyk.

Noes: 3 – Representatives Richards, Schooff and Ziegelbauer.

To committee on **Rules**.

Assembly Bill 737

Relating to: energy conservation and efficiency grants, extending the time limit for emergency rule procedures, providing an exemption from emergency rule procedures, and granting rule-making authority.

Passage:

Ayes: 5 – Representatives Hundertmark, Nischke, Grothman, D. Meyer and Krawczyk.

Noes: 3 – Representatives Richards, Schooff and Ziegelbauer.

To committee on **Rules**.

JEAN HUNDERTMARK
Chairperson
Select committee on Job Creation

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

Assembly Bill 625

Relating to: employment rights of certain employees in the state civil service (suggested as remedial legislation by the Office of Employment Relations).

Passage:

Ayes: 9 – Representatives Nass, Vrakas, Grothman, Wieckert, Hundertmark, J. Fitzgerald, Sinicki, W. Wood and Van Akkeren.

Noes: 0.

To committee on **Rules**.

Assembly Bill 668

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

Passage:

Ayes: 9 – Representatives Nass, Vrakas, Grothman, Wieckert, Hundertmark, J. Fitzgerald, Sinicki, W. Wood and Van Akkeren.

Noes: 0.

To joint committee on **Finance**.

Assembly Bill 669

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

Passage:

Ayes: 9 – Representatives Nass, Vrakas, Grothman, Wieckert, Hundertmark, J. Fitzgerald, Sinicki, W. Wood and Van Akkeren.

Noes: 0.

To joint committee on **Finance**.

STEPHEN NASS
Chairperson
Committee on Labor

The committee on **Urban and Local Affairs** reports and recommends:

Assembly Bill 563

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

Assembly Substitute Amendment 1 adoption:

Ayes: 6 – Representatives Gunderson, LeMahieu, M. Lehman, Lothian, Gottlieb and Berceau.

Noes: 0.

Passage as amended:

Ayes: 6 – Representatives Gunderson, LeMahieu, M. Lehman, Lothian, Gottlieb and Berceau.

Noes: 0.

To committee on **Rules**.

SCOTT GUNDERSON
Chairperson
Committee on Urban and Local Affairs

REFERENCE BUREAU CORRECTIONS

Assembly Bill 569

1. Page 2, line 1: delete ““Live” and substitute “In this section, “live””.

Assembly Bill 743

1. Page 3, line 1: delete “31” and substitute “30”.

2. Page 3, line 5: delete “15%” and substitute “15 percent”.

SPEAKER'S APPOINTMENTS

January 14, 2004

Mr. Patrick Fuller, Chief Clerk
Wisconsin State Assembly
Room 208, Risser Justice Center
17 West Main Street
Madison, Wisconsin 53708

Dear Patrick:

Pursuant to my October 1, 2003 letter, Representative Kreuser has informed me that he is removing Representative Josh Zepnick from the Assembly Committee on Transportation.

Please contact Ellen Nowak of my office if you have any questions.

Sincerely,
JOHN G. GARD
Speaker

COMMUNICATIONS

TO: Pat Fuller, Chief Clerk
Wisconsin State Assembly

FROM: State Representative Jerry Petrowski

DATE: 12 January 2004

RE: Cosponsorship of Assembly Bill 501

Assembly Bill 501 was introduced and referred to the Committee on Transportation September 8, 2003. The bill has not been reported from the committee.

I request my name be added as a cosponsor of Assembly Bill 501.

Please contact me if you have questions related to this request.

REFERRAL OF AGENCY REPORTS

State of Wisconsin
State Treasurer
Madison

December 30, 2003

To the Honorable, the Assembly:

Attached to this letter is the EdVEST College Savings Program

Annual Report for the 2002-2003 Fiscal Year ending June 30, 2003. Legislation for the EdVEST program requires the Office of the State Treasurer to annually report to the Governor and the Legislature on the program. This sixth annual report includes summaries of the required actuarial valuation, prepared by Milliman USA and a program audit prepared by PriceWaterhouseCoopers, LLP as well as discussion of the key developments in the program over the past fiscal year.

The program experienced continued significant growth and success in FY03. As of June 30, we were meeting the college savings needs of nearly 156,000 families nationwide with over \$865 million in assets under management.

Unfortunately, the most significant event of the year for the program was discovered after the close of the fiscal year, when New York Attorney General Elliot Spitzer announced a widespread investigation into trading practices in the mutual fund industry, including Strong Funds. As you know, Strong serves as manager for the EdVEST program. We will report on the developments of this issue in next year's annual report.

The College Savings Program Board, EdVEST staff and I look forward to continued growth with quality service to participants in this exciting program. If you have any questions regarding the EdVEST Annual Report, please contact Marty Olle at 264-7886.

Sincerely,
JACK C. VOIGHT
State Treasurer

Referred to committee on **Colleges and Universities**.