



STATE OF WISCONSIN Assembly Journal

Ninety-Sixth Regular Session

1:20 P.M.

TUESDAY, January 27, 2004

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

Speaker Gard in the chair.

The prayer was offered by Representative LeMahieu.

Representative Turner 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, Colon, Cullen, J. Fitzgerald, Foti, Freese, Friske, Gielow, Gottlieb, Gronemus, 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, 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, Sinicki, Staskunas, Steinbrink, Stone, Suder, 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 – 97.

Absent with leave – Representative McCormick – 1.

Vacancies – 17th Assembly District – 1.

LEAVES OF ABSENCE

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

AMENDMENTS OFFERED

Assembly substitute amendment 1 to **Assembly Bill 575** offered by Representatives Wasserman and Ainsworth.

Assembly substitute amendment 1 to **Assembly Bill 462** offered by Representatives Ladwig and Staskunas.

ADMINISTRATIVE RULES

Assembly Clearinghouse Rule 03–075

Relating to licenses, certifications, and registrations.
Submitted by Department of Commerce.
Report received from Agency, January 20, 2004.
To committee on **Labor**.
Referred on January 27, 2004.

Assembly Clearinghouse Rule 03–108

Relating to hunting limits.
Submitted by Kickapoo Reserve Management Board.
Report received from Agency, January 20, 2004.
To committee on **Natural Resources**.
Referred on January 27, 2004.

INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

Assembly Joint Resolution 63

Relating to: declaring February African–American History and Cultural Heritage Month.

By Representatives Morris and Young; cosponsored by Senators Coggs and Moore.

To committee on **Rules**.

Assembly Joint Resolution 64

Relating to: celebrating March 1, 2004, as St. David's Day.

By Representatives Owens, Bies, Gronemus, Hahn, Hines, Krug, Ladwig, J. Lehman, McCormick, Taylor, Townsend and Vrakas; cosponsored by Senators Roessler, Hansen, Lazich, Welch and Wirch.

To committee on **Rules**.

Assembly Bill 761

Relating to: state procurement of contractual services.

By Representatives Pocan, Berceau, Black, Boyle, Freese, J. Lehman, Miller, Plouff, Richards, Schneider, Sinicki, Staskunas, Taylor, Turner, Van Akkeren and Zepnick;

cosponsored by Senators Robson, Carpenter, Chvala, Hansen, Lassa and Wirch.

To committee on **Government Operations and Spending Limitations**.

Assembly Bill 762

Relating to: exempting from the sales tax and the use tax certain products that are solar powered, biogas powered, or wind powered, and the energy that is produced from such products.

By Representatives F. Lasee, J. Wood, Weber, Gronemus, Plouff, Albers, Musser, Gunderson, Freese, Hines, Ainsworth, Krawczyk, Bies, Molepske, Vrakas and Miller; cosponsored by Senators Cowles, Lassa, Wirch, Zien and A. Lasee.

To committee on **Energy and Utilities**.

To joint survey committee on **Tax Exemptions**.

Assembly Bill 763

Relating to: payments to persons whose animals are destroyed because of a transmissible spongiform encephalopathy.

By Representatives Hubler, M. Lehman, Hahn, Miller, Freese, Plouff, Molepske and Gronemus; cosponsored by Senator A. Lasee.

To committee on **Agriculture**.

Assembly Bill 764

Relating to: exempting from taxation certain income received by a volunteer firefighter.

By Representatives Hubler, Boyle, Sherman, Ainsworth, Hahn, Loeffelholz, Kreibich, Freese, Musser, Gronemus, Gunderson and Bies; cosponsored by Senators Robson, Schultz, Hansen and Leibham.

To committee on **Ways and Means**.

To joint survey committee on **Tax Exemptions**.

Assembly Bill 765

Relating to: the use of seclusion and restraints in schools.

By Representatives Pocan, Boyle, Berceau, Albers and Miller, by request of Wisconsin Coalition for Advocacy.

To committee on **Education**.

Assembly Bill 766

Relating to: authority of University of Wisconsin System police to make arrests off campus.

By Representatives J. Wood, Kreibich, Plouff, Townsend, Musser, Hines, F. Lasee, Vrakas, Stone, Kerkman, Bies and Owens; cosponsored by Senators Schultz and Zien.

To committee on **Colleges and Universities**.

Assembly Bill 767

Relating to: termination of parental rights on the grounds of continuing denial of visitation under a delinquency dispositional order.

By Representatives Albers, Jeskewitz, Ainsworth, Gunderson, Kreibich, F. Lasee and Townsend.

To committee on **Family Law**.

Assembly Bill 768

Relating to: voluntary intoxication as a defense to criminal liability.

By Representatives Lothian, Hines, Ainsworth, Berceau, Bies, Hahn, Honadel, Montgomery and Stone; cosponsored by Senator Kedzie.

To committee on **Criminal Justice**.

Assembly Bill 769

Relating to: hunting deer in a chronic wasting disease intensive harvest or heard reduction zone without a deer hunting license, the receipt of a deer hunting license during an open season for hunting deer, and granting rule-making authority.

By Representatives Johnsrud, Huebsch, Freese, Krawczyk, Ott, Gronemus, Albers, Hahn, Hines, Vrakas, Lothian, J. Lehman, Petrowski, Molepske, Jeskewitz, Suder, Ainsworth, Musser, Olsen and Plouff; cosponsored by Senators Kedzie, Zien, S. Fitzgerald, Cowles, Roessler, Lassa, Schultz and Stepp.

To committee on **Natural Resources**.

Assembly Bill 770

Relating to: designating the schooner Denis Sullivan as the state flagship.

By Representatives Richards, Wasserman, Schneider, Kreuser, Berceau, Gronemus, Gunderson, Hines, Miller, Molepske, Stone, Turner, Zepnick and Gielow; cosponsored by Senators Plale, Roessler, Darling and Carpenter.

To committee on **Government Operations and Spending Limitations**.

Assembly Bill 771

Relating to: directing the governor to annually proclaim February as African American History and Cultural Heritage Month.

By Representatives Morris and Young; cosponsored by Senators Coggs and Moore.

To committee on **Government Operations and Spending Limitations**.

COMMITTEE REPORTS

The committee on **Colleges and Universities** reports and recommends:

Assembly Bill 667

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

Passage:

Ayes: 12 – Representatives Kreibich, Gottlieb, Underheim, Nass, Jeskewitz, Krawczyk, Towns, Shilling, Pocan, Balow, Black and Schneider.

Noes: 0.

To joint committee on **Finance**.

Assembly Bill 686

Relating to: membership of the State Laboratory of Hygiene Board; nonresident tuition exemption for veterans;

and the transfer program at the University of Wisconsin Medical School (suggested as remedial legislation by the Board of Regents of the University of Wisconsin System).

Passage:

Ayes: 12 – Representatives Kreibich, Gottlieb, Underheim, Nass, Jeskewitz, Krawczyk, Towns, Shilling, Pocan, Balow, Black and Schneider.

Noes: 0.

To committee on **Rules**.

ROB KREIBICH
Chairperson
Committee on Colleges and Universities

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

Assembly Bill 315

Relating to: providing information to a firearms dealer when purchasing a handgun, authorizing the Department of Justice to prosecute violations of certain laws regulating firearms, and providing penalties.

Passage:

Ayes: 8 – Representatives Suder, Friske, Owens, F. Lasee, Jeskewitz, Gundrum, Petrowski and Vukmir.

Noes: 6 – Representatives Colon, Staskunas, Pocan, Taylor, Turner and Schneider.

To committee on **Rules**.

Assembly Bill 402

Relating to: proceedings involving an American Indian juvenile who is alleged to have committed a delinquent act while physically outside the boundaries of a reservation and off-reservation trust land because of certain tribal court orders.

Passage:

Ayes: 14 – Representatives Suder, Friske, Owens, F. Lasee, Jeskewitz, Gundrum, Petrowski, Vukmir, Colon, Staskunas, Pocan, Taylor, Turner and Schneider.

Noes: 0.

To committee on **Rules**.

Assembly Bill 687

Relating to: possession of ecstasy and providing penalties.

Passage:

Ayes: 11 – Representatives Suder, Friske, Owens, F. Lasee, Jeskewitz, Gundrum, Petrowski, Vukmir, Staskunas, Turner and Schneider.

Noes: 3 – Representatives Colon, Pocan and Taylor.

To committee on **Rules**.

Assembly Bill 688

Relating to: distributing controlled substances in a place in which a child is present and providing a penalty.

Assembly Amendment 1 adoption:

Ayes: 12 – Representatives Suder, Friske, Owens, F. Lasee, Jeskewitz, Gundrum, Petrowski, Vukmir, Colon, Staskunas, Turner and Schneider.

Noes: 2 – Representatives Pocan and Taylor.

Passage as amended:

Ayes: 11 – Representatives Suder, Friske, Owens, F. Lasee, Jeskewitz, Gundrum, Petrowski, Vukmir, Colon, Staskunas and Turner.

Noes: 3 – Representatives Pocan, Taylor and Schneider.

To committee on **Rules**.

Senate Bill 66

Relating to: time limits for the prosecution of 2nd-degree intentional homicide and 2nd-degree reckless homicide.

Concurrence:

Ayes: 10 – Representatives Suder, Friske, Owens, Jeskewitz, Petrowski, Vukmir, Colon, Pocan, Taylor and Turner.

Noes: 4 – Representatives F. Lasee, Gundrum, Staskunas and Schneider.

To committee on **Rules**.

SCOTT SUDER
Chairperson
Committee on Criminal Justice

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

Assembly Bill 610

Relating to: qualifications of certain agents of mortgage bankers and mortgage brokers, consumer mortgage brokerage agreements, granting rule-making authority, and providing a penalty.

Assembly Amendment 1 to Assembly Substitute Amendment 1 adoption:

Ayes: 15 – Representatives Montgomery, J. Fitzgerald, Freese, Kreibich, Wieckert, Townsend, Kerkman, Nischke, Richards, Sherman, A. Williams, Shilling, Zepnick, Taylor and Molepske.

Noes: 0.

Assembly Substitute Amendment 1 adoption:

Ayes: 15 – Representatives Montgomery, J. Fitzgerald, Freese, Kreibich, Wieckert, Townsend, Kerkman, Nischke, Richards, Sherman, A. Williams, Shilling, Zepnick, Taylor and Molepske.

Noes: 0.

Passage as amended:

Ayes: 15 – Representatives Montgomery, J. Fitzgerald, Freese, Kreibich, Wieckert, Townsend, Kerkman, 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 695

Relating to: trailers used to transport livestock.

Passage:

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

Noes: 1 – Representative Ainsworth.

To committee on **Rules**.

Assembly Bill 724

Relating to: child safety restraint systems, seating positions, and safety belt use requirements in motor vehicles, creating a Child Safety Restraint System Program, granting rule-making authority, making an appropriation, and providing a penalty.

Assembly Amendment 1 adoption:

Ayes: 8 – Representatives Petrowski, Bies, Ainsworth, Van Roy, Musser, Young, Staskunas and Shilling.

Noes: 0.

Passage as amended:

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

Noes: 1 – Representative Young.

To joint committee on **Finance**.

JERRY PETROWSKI

Chairperson

Committee on Highway Safety

The joint survey committee on **Retirement Systems** reports and recommends:

Assembly Bill 692

Relating to: payment of fixed annuity increases under the Wisconsin Retirement System.

Adoption of Report:

Ayes: 10 – Representatives Vrakas, Jeskewitz and Hubler; Senators Schultz, Reynolds and Wirch; Commissioner Gomez; Ms. Hamblen; Mr. Luttig and Mr. Stella.

Noes: 0.

To committee on **Government Operations and Spending Limitations**.

DANIEL VRAKAS

Assembly Chairperson

Joint survey committee on Retirement Systems

The committee on **Ways and Means** reports and recommends:

Assembly Bill 650

Relating to: the definition of agricultural forest land for property tax purposes.

Assembly Substitute Amendment 1 adoption:

Ayes: 13 – Representatives M. Lehman, J. Wood, Nass, Hahn, F. Lasee, Jeskewitz, Kerkman, Lothian, W. Wood, Young, Berceau, Morris and Hebl.

Noes: 0.

Passage as amended:

Ayes: 10 – Representatives M. Lehman, J. Wood, Nass, Hahn, F. Lasee, Jeskewitz, Kerkman, Lothian, W. Wood and Hebl.

Noes: 3 – Representatives Young, Berceau and Morris.

To joint committee on **Finance**.

MICHAEL LEHMAN

Chairperson

Committee on Ways and Means

MESSAGE FROM THE SENATE

From: Robert J. Marchant, Senate Chief Clerk.

Mr. Speaker:

I am directed to inform you that the Senate has

Adopted and asks concurrence in:

Senate Joint Resolution 57

Senate Joint Resolution 58

Passed and asks concurrence in:

Senate Bill 247

Senate Bill 320

Senate Bill 326

Amended and concurred in as amended:

Assembly Bill 323 (Senate amendment 1 adopted)

ACTION ON THE SENATE MESSAGE

Senate Joint Resolution 57

Relating to: the life and public service of 1st Lieutenant Jeremy Lee Wolfe.

By Senators Harsdorf, Brown, Schultz, Darling, Kedzie, Roessler, S. Fitzgerald, Hansen, Zien, Wirch, Decker, Kanavas, Reynolds, A. Lasee, Lazich, Chvala and Stepp; cosponsored by Representatives Plouff, Rhoades, Pettis, Jeskewitz, Molepske, Boyle, Petrowski, Vruwink, Gronemus, Nischke, Gundrum, Schneider, Jensen, Vrakas, Van Roy, Hahn, McCormick, Krug, Gunderson, J. Lehman, Lothian, Suder, Turner, Musser, Ladwig, Freese, M. Williams, Weber, Huber, Miller, Krawczyk, M. Lehman, Nass, Owens, J. Wood, Ainsworth and Taylor.

To committee on **Rules**.

Senate Joint Resolution 58

Relating to: commending Donald J. Schneider for his many years of service to the Wisconsin senate and the people of Wisconsin.

By Senators Panzer and Erpenbach.
To committee on **Rules**.

Senate Bill 247

Relating to: providing certain orientation information for University of Wisconsin System students electronically.

By Senators Harsdorf, Kanavas, Schultz, Roessler and Reynolds; cosponsored by Representatives Jeskewitz, Gronemus, Kerkman, Ladwig, Weber, Albers, Kreibich, Hines, Olsen, Rhoades, Bies, Gottlieb, Gunderson, Krawczyk, Taylor, F. Lasee, Van Roy, Cullen, Owens, Seratti, Hundertmark and Hahn.

To committee on **Rules**.

Senate Bill 320

Relating to: requirements for recommendations made by insurers and insurance intermediaries to senior consumers in annuity transactions; committees of the board of directors of domestic stock and mutual corporations; annuity minimum nonforfeiture amount; merger of town mutual and domestic mutual insurance corporation into a town mutual; the insurance security fund; other miscellaneous changes to the insurance provisions; and granting rule-making authority.

By Senator Schultz; cosponsored by Representative Ladwig, by request of the Office of the Commissioner of Insurance.

To committee on **Rules**.

Senate Bill 326

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

To committee on **Rules**.

Assembly Bill 323

Relating to: the Managed Forest Land Program, providing funding for grants for land acquisition for outdoor recreation, requiring the exercise of rule-making authority, and making an appropriation.

By Representative Friske; cosponsored by Senators Welch and Breske.

To committee on **Rules**.

SPEAKER'S COMMUNICATIONS

January 26, 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 Assembly Rule 42 (3)(c), I am withdrawing **Assembly Bill 731** from the Assembly Select Committee on Job Creation and re-referring it to the Assembly Committee on Financial Institutions. I have the consent of Representative Jean Hundertmark, chairman of the Assembly Select Committee on Job Creation, to take this action.

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

Sincerely,
JOHN G. GARD
Speaker

COMMUNICATIONS

TO: Assembly Chief Clerk Patrick Fuller
FROM: State Representative Sheryl K. Albers
DATE: January 26, 2004
SUBJECT: Removal from **Assembly Bill 709**

Dear Patrick:

Please remove my name from co-sponsorship on Assembly Bill 709. Thank you.

Sincerely,
SHERYL K. ALBERS
State Representative
50th Assembly District

REFERRAL OF AGENCY REPORTS

State of Wisconsin
Department of Health and Family Services
Madison

January 22, 2004

To the Honorable, the Assembly:

On behalf of the Board of Governors of the Health Insurance Risk Sharing Plan (HIRSP), I am pleased to submit the calendar year 2002 annual report. This submission is in accordance with the statutory requirements set forth at s. 149.15, Wisconsin Statutes.

The report includes:

- * A summary of how HIRSP is funded, who is eligible, what services are covered and policyholder premium, deductible and coinsurance obligations.
- * A historical overview and a summary of HIRSP-related legislative changes since 1997.
- * Demographic information about HIRSP policyholders.

- * An explanation of HIRSP's funding and financial information.
- * Utilization and cost data, including summaries of HIRSP payments by diagnosis category and by therapeutic classes of prescription drugs.

The Department of Health and Family Services and the HIRSP Board appreciate the continuing support of the Legislature. Please contact me if I may provide additional information.

Sincerely,
MARK B. MOODY
Administrator

Referred to committee on **Health**.

LEAVES OF ABSENCE

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

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

The Assembly stood recessed.

1:30 P.M.

RECESS

3:52 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 Seratti asked unanimous consent that her leave of absence be lifted. Granted.

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

CALENDAR OF TUESDAY, JANUARY 27

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

Representative Black objected.

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

Representative Kreuser objected.

Representative Kreuser asked unanimous consent that the rules be suspended and that **Senate Bill 214** be withdrawn from today's calendar and taken up at this time.

Representative Foti objected.

Representative Kreuser moved that the rules be suspended and that **Senate Bill 214** be withdrawn from today's calendar and taken up at this time.

Representative Gard rose to the point of order that the motion to suspend the rules to withdraw **Senate Bill 214** from today's calendar was not in order.

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

Representative Kreuser objected.

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

Representative Boyle objected.

Representative Jensen moved that the rules be suspended and that **Senate Joint Resolution 57** be withdrawn from the committee on **Rules** and taken up at this time.

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

Senate Joint Resolution 57

Relating to: the life and public service of 1st Lieutenant Jeremy Lee Wolfe.

The question was: Shall **Senate Joint Resolution 57** be concurred in?

Motion carried.

Representative Foti asked unanimous consent that all members of the Assembly be added as cosponsors of **Senate Joint Resolution 57**. Granted.

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

Representative Foti asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 58** be withdrawn from the committee on **Rules** and taken up at this time. Granted.

Senate Joint Resolution 58

Relating to: commending Donald J. Schneider for his many years of service to the Wisconsin senate and the people of Wisconsin.

The question was: Shall **Senate Joint Resolution 58** be concurred in?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 58** be immediately messaged to the Senate. Granted.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 64** be withdrawn from the committee on **Rules** and taken up at this time. Granted.

Assembly Joint Resolution 64

Relating to: celebrating March 1, 2004, as St. David's Day.

The question was: Shall **Assembly Joint Resolution 64** be adopted?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 64** be immediately messaged to the Senate. Granted.

Representative Schneider asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 39** be withdrawn from the committee on **Government Operations and Spending Limitations** and taken up at this time.

Representative Foti objected.

POINT OF ORDER

Senate Bill 214

Relating to: carrying or going armed with a concealed weapon, requiring the exercise of rule-making authority, making appropriations, and providing penalties.

Speaker Pro Tempore Freese took under advisement the point of order that was raised by Representative Gard that the motion to suspend rules and take up **Senate Bill 214** from today's calendar was not in order.

Assembly Bill 120

Relating to: notice regarding ineligibility to vote.

The question was: Shall Senate amendment 1 to **Assembly Bill 120** be concurred in?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that the Assembly's action on **Assembly Bill 120** be immediately messaged to the Senate. Granted.

Assembly Bill 94

Relating to: requiring a course in personal finance for high school graduation.

Assembly amendment 3 to **Assembly Bill 94** offered by Representative Albers.

Assembly substitute amendment 1 to **Assembly Bill 94** offered by Representative Grothman.

Representative Foti asked unanimous consent that **Assembly Bill 94** be laid on the table. Granted.

Assembly Bill 159

Relating to: the operation of all-terrain vehicles on highways for the purpose of certain types of access.

The question was: Shall Assembly amendment 1 to **Assembly Bill 159** be adopted?

Motion carried.

The question was: Shall Assembly amendment 2 to **Assembly Bill 159** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 159** be ordered engrossed and read a third time?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 159** be given a third reading. Granted.

The question was: **Assembly Bill 159** 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 159** be immediately messaged to the Senate. Granted.

Assembly Bill 471

Relating to: procedures that towns and certain cities and villages must follow to be reimbursed for fire calls on highways.

The question was: Shall **Assembly Bill 471** be ordered engrossed and read a third time?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 471** be given a third reading. Granted.

The question was: **Assembly Bill 471** 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 471** be immediately messaged to the Senate. Granted.

Assembly Bill 525

Relating to: transferring certain alcohol beverage licenses to premises in another municipality within the same county.

The question was: Shall **Assembly Bill 525** be ordered engrossed and read a third time?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 525** be given a third reading. Granted.

The question was: **Assembly Bill 525** 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 525** be immediately messaged to the Senate. Granted.

Assembly Bill 591

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

The question was: Shall Assembly substitute amendment 1 to **Assembly Bill 591** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 591** be ordered engrossed and read a third time?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 591** be given a third reading. Granted.

The question was: **Assembly Bill 591** 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 591** be immediately messaged to the Senate. Granted.

Assembly Bill 619

Relating to: dissolution of the Racine County children with disabilities education board.

The question was: Shall **Assembly Bill 619** be ordered engrossed and read a third time?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 619** be given a third reading. Granted.

The question was: **Assembly Bill 619** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Balow, Berceau, Bies, Black, Boyle, Colon, Cullen, J. Fitzgerald, Foti, Freese, Friske, Gielow, Gottlieb, Gronemus, 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, 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, Sinicki, Staskunas, Steinbrink, Stone, Suder, 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 – Representative Albers – 1.

Absent or not voting – Representative McCormick – 1.

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 619** be immediately messaged to the Senate. Granted.

Assembly Bill 715

Relating to: ordinances in certain counties regarding drug paraphernalia and the possession of marijuana.

The question was: Shall **Assembly Bill 715** be ordered engrossed and read a third time?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 715** be given a third reading. Granted.

The question was: **Assembly Bill 715** 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 715** be immediately messaged to the Senate. Granted.

Assembly Bill 738

Relating to: stalking.

The question was: Shall Assembly amendment 1 to **Assembly Bill 738** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 738** be ordered engrossed and read a third time?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 738** be given a third reading. Granted.

The question was: **Assembly Bill 738** 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 738** be immediately messaged to the Senate. Granted.

Assembly Bill 556

Relating to: regulating the resale of tickets to entertainment or sporting events.

The question was: Shall Assembly amendment 1 to **Assembly Bill 556** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 556** be ordered engrossed and read a third time?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 556** be given a third reading. Granted.

The question was: **Assembly Bill 556** 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 556** be immediately messaged to the Senate. Granted.

Senate Bill 46

Relating to: the designation and marking of certain highways and bridges.

Assembly amendment 1 to **Senate Bill 46** offered by Representatives Rhoades, Gronemus, Shilling, Johnsrud, Huebsch, Pettis and Loeffelholz.

The question was: Shall Assembly amendment 1 to **Senate Bill 46** be adopted?

Motion carried.

The question was: Shall **Senate Bill 46** be ordered to a third reading?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Senate Bill 46** be given a third reading. Granted.

The question was: **Senate Bill 46** having been read three times, shall the bill be concurred in as amended?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Senate Bill 46** be immediately messaged to the Senate. Granted.

ANNOUNCEMENTS

Representative Vukmir asked unanimous consent that the Assembly adjourn in honor of her daughter, Elena, on the occasion of her sweet 16th birthday. Granted.

Representative Sherman asked unanimous consent that the Assembly adjourn in memory of Truman Q. McNulty, who passed away recently. Granted.

Representative J. Lehman asked unanimous consent that the Assembly adjourn in memory of his cousin, Roger Davis of Woodruff, who recently passed away and was very active in promoting snowmobiling in Vilas County and throughout the state. Granted.

Representative Vrakas asked unanimous consent that the Assembly adjourn in honor of Representative Scott Jensen and his wife, Julie, on the occasion of the birth of their son, Brooks, on January 22. Granted.

Representative Morris asked unanimous consent that the Assembly adjourn in honor of Nahjee Robinson, on the occasion of her first modeling job at the age of 17 months. Granted.

Representative Rhoades asked unanimous consent that the Assembly adjourn in honor of Elizabeth Canfield, on the occasion of her 100th birthday. Granted.

Representative Vruwink asked unanimous consent that the Assembly adjourn in honor of Jim and Tracy Vruwink, on the occasion of the birth of their son, Michael James. Granted.

Representative Kaufert asked unanimous consent that the Assembly adjourn in memory of Carl Collier, who passed away on January 19 and for his service to the citizens of Neenah as an alderman from 1989-1993. Granted.

REFERENCE BUREAU CORRECTIONS

Senate Joint Resolution 58

1. Page 1, line 5: delete "to1970" and substitute "to 1970".

2. Page 2, line 9: delete "American," and substitute "America,".

VISITORS

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

Former State Representative Rosemary Hinkfuss from Green Bay, guest of Representative Ott.

ADJOURNMENT

Representative Foti moved that the Assembly stand adjourned until 10:00 A.M. on Thursday, January 29.

The question was: Shall the Assembly stand adjourned?

Motion carried.

The Assembly stood adjourned.

5:50 P.M.