



STATE OF WISCONSIN

Assembly Journal

Ninety-Seventh Regular Session

9:05 A.M.

THURSDAY, April 7, 2005

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

Speaker Gard in the chair.

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

A quorum was present.

The prayer was offered by Representative Van Roy.

Representative Albers 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, Ballweg, Benedict, Berceau, Bies, Black, Boyle, Colon, Cullen, Davis, Fields, J. Fitzgerald, Freese, Friske, Gielow, Gottlieb, Grigsby, Gronemus, Gunderson, Gundrum, Hahn, Hebl, Hines, Honadel, Hubler, Huebsch, Hundertmark, Jensen, Jeskewitz, Kaufert, Kerkman, Kessler, Kestell, Kleefisch, Krawczyk, Kreibich, Kreuser, Krusick, F. Lasee, Lehman, LeMahieu, Loeffelholz, Lothian, McCormick, Meyer, Molepske, Montgomery, Moulton, Mursau, Musser, Nass, Nelson, Nerison, Nischke, Ott, Owens, Parisi, Petrowski, Pettis, Pocan, Pope–Roberts, Pridemore, Rhoades, Richards, Schneider, Seidel, Sheridan, Sherman, Shilling, Staskunas, Steinbrink, Stone, Strachota, Suder, Toles, Towns, Townsend, Travis, Turner, Underheim, Van Akkeren, Van Roy, Vos, Vrakas, Vruwink, Vukmir, Ward, Wasserman, Wieckert, A. Williams, M. Williams, Wood, Young, Zepnick, Ziegelbauer and Speaker Gard – 97.

Absent with leave – Representatives Lamb and Sinicki – 2.

Vacancies – None.

LEAVES OF ABSENCE

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

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

AMENDMENTS OFFERED

Assembly amendment 1 to **Assembly Bill 48** offered by committee on **Criminal Justice and Homeland Security**.

Assembly amendment 1 to **Assembly Bill 72** offered by committee on **Rural Affairs and Renewable Energy**.

Assembly amendment 1 to **Assembly Bill 103** offered by committee on **Judiciary**.

Assembly amendment 2 to **Assembly Bill 103** offered by committee on **Judiciary**.

Assembly amendment 3 to **Assembly Bill 103** offered by Representatives Albers, Pettis and Kessler.

Assembly substitute amendment 1 to **Assembly Bill 149** offered by Representative Kessler.

Assembly amendment 3 to **Assembly Bill 183** offered by Representative Gundrum.

Assembly substitute amendment 1 to **Assembly Bill 183** offered by Representative Rhoades.

Assembly amendment 1 to **Assembly Bill 265** offered by Representative Albers.

Assembly amendment 2 to **Assembly Bill 278** offered by committee on **Judiciary**.

INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

Assembly Joint Resolution 28

Relating to: honoring the University of Wisconsin Men's Basketball Team.

By Representatives Travis, Gard, Parisi, Freese, Hebl, Pope–Roberts, Black, Pocan, Molepske, Boyle, Lehman, Gunderson, Hahn, Nischke, Ballweg, Montgomery, Kreibich, Musser, Vrakas, Vos and Owens; cosponsored by Senators Erpenbach, Risser, Schultz, Darling and Taylor.

To committee on **Rules**.

Assembly Joint Resolution 29

Relating to: declaring the week of April 11 to 15 UW Spirit Week.

By Representatives Kreibich, Jeskewitz, Ott, Shilling, Owens, Pocan and Seidel; cosponsored by Senators Harsdorf, Brown and Hansen.

To committee on **Rules**.

Assembly Bill 298

Relating to: tourism promotion and development under room tax law.

By Representatives Pettis, Kestell, Ballweg, Boyle, Gronemus, Gunderson, Hines, Krawczyk, Kreibich, Lehman, LeMahieu, Lothian, Moulton, Musser, Nass, Nerison, Petrowski, Pridemore, Shilling, Van Roy, Vos, M. Williams, Suder and Rhoades; cosponsored by Senators Darling, Zien, Breske, Kanavas and Stepp.

To committee on **Tourism**.

Assembly Bill 299

Relating to: the effect of county shoreland zoning ordinances in territories annexed by cities, villages, or towns or incorporated as cities, or villages.

By Representatives Gunderson, Albers, Bies, Fields, Gottlieb, Gundrum, Hahn, Hines, Hundertmark, Jensen, Kestell, Krawczyk, Lehman, Montgomery, Moulton, Mursau, Musser, Nischke, Ott, Pettis, Suder, Vos, Vrakas, Wieckert, Ziegelbauer and Zepnick; cosponsored by Senators Kapanke, Lazich, Stepp, Grothman and Lassa.

To committee on **Natural Resources**.

Assembly Bill 300

Relating to: trailers or semitrailers used to transport livestock.

By Representatives Hahn, Nerison, Freese, Towns, Ballweg, Owens, Ott, Kestell, Gronemus, Musser, Pridemore, Albers, Mursau, Loeffelholz, Petrowski and Vruwink; cosponsored by Senators Grothman, Reynolds, A. Lasee and Olsen.

To committee on **Highway Safety**.

Assembly Bill 301

Relating to: the residence of certain child sex offenders.

By Representatives Steinbrink, Gunderson, Turner, Albers, Berceau, Bies, Fields, Gronemus, Hahn, Hines, Jeskewitz, Ott, Petrowski and Pridemore; cosponsored by Senators A. Lasee, Darling and Coggs.

To committee on **Criminal Justice and Homeland Security**.

COMMITTEE REPORTS

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

Assembly Bill 56

Relating to: actions against sport shooting range owners or operators, against gun or sportsman's clubs, and against manufacturers, importers, trade associations, or dealers of firearms, firearm components, or firearm ammunition.

Passage:

Ayes: 5 – Representatives Gundrum, McCormick, Albers, Kerkman and Kleefisch.

Noes: 2 – Representatives Turner and Kessler.

To committee on **Rules**.

Assembly Bill 101

Relating to: product liability of manufacturers, distributors, and sellers.

Assembly Amendment 1 adoption:

Ayes: 7 – Representatives Gundrum, McCormick, Albers, Kerkman, Kleefisch, Turner and Kessler.

Noes: 0.

Assembly Amendment 2 adoption:

Ayes: 6 – Representatives Gundrum, McCormick, Albers, Kerkman, Kleefisch and Turner.

Noes: 1 – Representative Kessler.

Passage as amended:

Ayes: 5 – Representatives Gundrum, McCormick, Albers, Kerkman and Kleefisch.

Noes: 2 – Representatives Turner and Kessler.

To committee on **Rules**.

Assembly Bill 103

Relating to: disclosure of facsimile transmission numbers.

Assembly Amendment 1 adoption:

Ayes: 7 – Representatives Gundrum, McCormick, Albers, Kerkman, Kleefisch, Turner and Kessler.

Noes: 0.

Assembly Amendment 2 adoption:

Ayes: 7 – Representatives Gundrum, McCormick, Albers, Kerkman, Kleefisch, Turner and Kessler.

Noes: 0.

Passage as amended:

Ayes: 7 – Representatives Gundrum, McCormick, Albers, Kerkman, Kleefisch, Turner and Kessler.

Noes: 0.

To committee on **Rules**.

Assembly Bill 149

Relating to: attorney fees in civil actions.

Passage:

Ayes: 5 – Representatives Gundrum, McCormick, Albers, Kerkman and Kleefisch.

Noes: 2 – Representatives Turner and Kessler.

To committee on **Rules**.

Assembly Bill 264

Relating to: increasing filing fees for municipal court actions.

Passage:

Ayes: 7 – Representatives Gundrum, McCormick, Kerkman, Kleefisch, Staskunas, Turner and Kessler.

Noes: 0.

To committee on **Rules**.

Assembly Bill 278

Relating to: liens, public nuisances, witnesses, and liability of shareholders.

Assembly Amendment 2 adoption:

Ayes: 7 – Representatives Gundrum, McCormick, Kerkman, Kleefisch, Staskunas, Turner and Kessler.

Noes: 0.

Passage as amended:

Ayes: 4 – Representatives Gundrum, McCormick, Kerkman and Kleefisch.

Noes: 3 – Representatives Staskunas, Turner and Kessler.

To committee on **Rules**.

MARK GUNDRUM
Chairperson
Committee on Judiciary

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

Assembly Bill 93

Relating to: using a flashlight while hunting coyotes.

Passage:

Ayes: 15 – Representatives Gunderson, Moulton, Ott, Pettis, Bies, Krawczyk, M. Williams, Petrowski, Mursau, Black, Gronemus, Steinbrink, Van Akkeren, Molepske and Hebl.

Noes: 0.

To committee on **Rules**.

Assembly Bill 117

Relating to: the color of clothing worn during a firearm deer hunting season.

Assembly Amendment 1 adoption:

Ayes: 15 – Representatives Gunderson, Moulton, Ott, Pettis, Bies, Krawczyk, M. Williams, Petrowski, Mursau, Black, Gronemus, Steinbrink, Van Akkeren, Molepske and Hebl.

Noes: 0.

Passage as amended:

Ayes: 15 – Representatives Gunderson, Moulton, Ott, Pettis, Bies, Krawczyk, M. Williams, Petrowski, Mursau, Black, Gronemus, Steinbrink, Van Akkeren, Molepske and Hebl.

Noes: 0.

To committee on **Rules**.

Assembly Bill 128

Relating to: the removal of fishing shanties or similar shelters.

Passage:

Ayes: 14 – Representatives Gunderson, Moulton, Ott, Pettis, Bies, Krawczyk, M. Williams, Petrowski, Mursau, Black, Gronemus, Steinbrink, Van Akkeren and Molepske.

Noes: 1 – Representative Hebl.

To committee on **Rules**.

Assembly Bill 132

Relating to: removal of abandoned dams.

Passage:

Ayes: 15 – Representatives Gunderson, Moulton, Ott, Pettis, Bies, Krawczyk, M. Williams, Petrowski, Mursau, Black, Gronemus, Steinbrink, Van Akkeren, Molepske and Hebl.

Noes: 0.

To committee on **Rules**.

Assembly Bill 178

Relating to: deferral of the use of certain hunting and trapping approvals by certain members of the armed forces.

Passage:

Ayes: 15 – Representatives Gunderson, Moulton, Ott, Pettis, Bies, Krawczyk, M. Williams, Petrowski, Mursau, Black, Gronemus, Steinbrink, Van Akkeren, Molepske and Hebl.

Noes: 0.

To committee on **Rules**.

Assembly Bill 179

Relating to: being physically in possession of a firearm, bow, or crossbow while hunting captive deer or other captive wild animals.

Passage:

Ayes: 15 – Representatives Gunderson, Moulton, Ott, Pettis, Bies, Krawczyk, M. Williams, Petrowski, Mursau, Black, Gronemus, Steinbrink, Van Akkeren, Molepske and Hebl.

Noes: 0.

To committee on **Rules**.

Assembly Bill 277

Relating to: general air pollution control permits, the term of registration air pollution control permits, the effect of a challenge to an emission limitation in an air pollution operation permit, and a report on regulatory barriers affecting manufacturing.

Assembly Amendment 1 adoption:

Ayes: 12 – Representatives Gunderson, Moulton, Ott, Pettis, Bies, Krawczyk, M. Williams, Petrowski, Mursau, Gronemus, Steinbrink and Van Akkeren.

Noes: 3 – Representatives Black, Molepske and Hebl.

Passage as amended:

Ayes: 12 – Representatives Gunderson, Moulton, Ott, Pettis, Bies, Krawczyk, M. Williams, Petrowski, Mursau, Gronemus, Steinbrink and Van Akkeren.

Noes: 3 – Representatives Black, Molepske and Hebl.

To committee on **Rules**.

SCOTT GUNDERSON
Chairperson
Committee on Natural Resources

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

Assembly Bill 157

Relating to: rule making with respect to use of certain funds for political purposes.

Without recommendation pursuant to s. [227.26 \(2\)\(h\)](#) of the Wisconsin Statutes.

To committee on **Rules**.

MICHAEL HUEBSCH
Chairperson
Committee on Rules

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

Assembly Bill 209

Relating to: designating and marking a portion of USH 14 as the Ronald Reagan Highway.

Passage:

Ayes: 13 – Representatives Ainsworth, Petrowski, Hahn, Suder, Friske, Ott, Van Roy, Davis, Steinbrink, Gronemus, Sherman, Vruwink and Molepske.

Noes: 1 – Representative Nelson.

To committee on **Rules**.

JOHN AINSWORTH
Chairperson
Committee on Transportation

COMMUNICATIONS

State of Wisconsin
Revisor of Statutes Bureau
Madison

DATE: April 1, 2005

TO: Patrick E. Fuller
Assembly Chief Clerk

Robert Marchant
Senate Chief Clerk

FROM: Gary L. Poulson
Assistant Revisor of Statutes

SUBJECT: Rules published in the March 31, 2005, Wisconsin Administrative [Register, No. 591](#).

The following rules have been published:

Clearinghouse Rule 04-094	effective	4-1-2005
Clearinghouse Rule 04-098	effective	4-1-2005
Clearinghouse Rule 04-099	effective	4-1-2005
Clearinghouse Rule 04-115	effective	4-1-2005
Clearinghouse Rule 04-116	effective	4-1-2005
Clearinghouse Rule 04-126	effective	4-1-2005

COMMUNICATIONS

April 6, 2005

Patrick Fuller
Assembly Chief Clerk
208 Risser Justice Center
Madison, WI 53707

Dear Chief Clerk Fuller:

I would like to request that my name be removed as a co-sponsor for Assembly Bill 257.

If you have any questions, please feel free to contact me.

Sincerely,
GLENN GROTHMAN
State Senator
20th Senate District

SPECIAL GUEST

Representative Nelson introduced the parents of Marine Private First Class Ryan M. Jerabek who was killed in Iraq on April 6, 2004, Ken and Rita Jerabek, who addressed the members from the rostrum.

SPECIAL GUEST

Representative Freese introduced Director General Thomas Cheng of the Taipei Economic and Cultural Office in Chicago, who addressed the members from the rostrum.

LEAVES OF ABSENCE

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

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

Representative Turner asked unanimous consent that the Assembly stand recessed.

Representative Schneider objected.

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

The Assembly stood recessed.

10:18 A.M.

RECESS

1:17 P.M.

The Assembly reconvened.

Speaker Pro Tempore Freese in the chair.

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

LEAVES OF ABSENCE

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

CALENDAR OF THURSDAY, APRIL 7

Assembly Bill 53

Relating to: funding for engineering instruction at the University of Wisconsin–Rock County campus and making an appropriation.

The question was: **Assembly Bill 53** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Ballweg, Benedict, Bies, Davis, Fields, J. Fitzgerald, Freese, Friske, Gielow, Gottlieb, Gunderson, Gundrum, Hahn, Hines, Honadel, Huebsch, Hundertmark, Jensen, Jeskewitz, Kaufert, Kerkman, Kessler, Kestell, Kleefisch, Krawczyk, Kreibich, LeMahieu, Loeffelholz, Lothian, McCormick, Meyer, Montgomery, Moulton, Mursau, Musser, Nerison, Nischke, Ott, Owens, Petrowski, Pettis, Pocan, Pope–Roberts, Pridemore, Rhoades, Richards, Schneider, Seidel, Sheridan, Sherman, Stone, Strachota, Suder, Towns, Townsend, Turner, Underheim, Van Akkeren, Van Roy, Vos, Vrakas, Vukmir, Ward, Wieckert, M. Williams, Wood, Ziegelbauer and Speaker Gard – 70.

Noes – Representatives Berceau, Black, Boyle, Colon, Cullen, Grigsby, Gronemus, Hebl, Hubler, Krusick, F. Lasee, Lehman, Molepske, Nass, Nelson, Parisi, Shilling, Staskunas, Steinbrink, Toles, Travis, Vruwink, Wasserman, A. Williams, Young and Zepnick – 26.

Absent or not voting – Representatives Kreuser, Lamb and Sinicki – 3.

Motion carried.

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

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

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

Representative Huebsch asked unanimous consent that the rules be suspended and that **Assembly Bill 53** be immediately messaged to the Senate. Granted.

Assembly Bill 79

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

The question was: Shall Assembly amendment 1 to **Assembly Bill 79** be adopted?

Motion carried.

The question was: Shall Assembly amendment 2 to **Assembly Bill 79** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 79** be ordered engrossed and read a third time?

Motion carried.

Representative Huebsch asked unanimous consent that the rules be suspended and that **Assembly Bill 79** be given a third reading. Granted.

The question was: **Assembly Bill 79** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Ballweg, Benedict, Berceau, Bies, Black, Boyle, Colon, Cullen, Davis, Fields, J. Fitzgerald, Freese, Friske, Gielow, Gottlieb, Grigsby, Gronemus, Gunderson, Gundrum, Hahn, Hebl, Hines, Honadel, Hubler, Huebsch, Hundertmark, Jensen, Jeskewitz, Kaufert, Kerkman, Kessler, Kestell, Kleefisch, Krawczyk, Kreibich, Krusick, F. Lasee, Lehman, LeMahieu, Loeffelholz, Lothian, McCormick, Meyer, Molepske, Montgomery, Moulton, Mursau, Musser, Nass, Nelson, Nerison, Nischke, Ott, Owens, Parisi, Petrowski, Pettis, Pocan, Pope–Roberts, Pridemore, Rhoades, Richards, Seidel, Sheridan, Sherman, Shilling, Staskunas, Steinbrink, Stone, Strachota, Suder, Toles, Towns, Townsend, Travis, Turner, Underheim, Van Akkeren, Van Roy, Vos, Vrakas, Vruwink, Vukmir, Ward, Wasserman, Wieckert, A. Williams, M. Williams, Wood, Young, Zepnick, Ziegelbauer and Speaker Gard – 95.

Noes – None.

Paired for – Representative Kreuser – 1.

Paired against – Representative Schneider – 1.

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

Motion carried.

Representative Huebsch asked unanimous consent that the rules be suspended and that **Assembly Bill 79** be immediately messaged to the Senate. Granted.

Assembly Bill 94

Relating to: expanding the authority of villages to create combined protective services departments.

Representative Nelson asked unanimous consent to be made a coauthor of **Assembly Bill 94**. Granted.

The question was: Shall **Assembly Bill 94** be ordered engrossed and read a third time?

Motion carried.

Representative Huebsch asked unanimous consent that the rules be suspended and that **Assembly Bill 94** be given a third reading. Granted.

The question was: **Assembly Bill 94** having been read three times, shall the bill be passed?

Motion carried.

Representative Huebsch asked unanimous consent that the rules be suspended and that **Assembly Bill 94** be immediately messaged to the Senate. Granted.

Assembly Bill 107

Relating to: the cutoff time for receipt of documents for filing and recording with a register of deeds, federal tax lien forms, and maintenance of county highway registers.

The question was: Shall Assembly amendment 1 to **Assembly Bill 107** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 107** be ordered engrossed and read a third time?

Motion carried.

Representative Huebsch asked unanimous consent that the rules be suspended and that **Assembly Bill 107** be given a third reading. Granted.

The question was: **Assembly Bill 107** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Ballweg, Benedict, Berceau, Bies, Black, Boyle, Colon, Cullen, Davis, Fields, J. Fitzgerald, Freese, Friske, Gielow, Gottlieb, Grigsby, Gronemus, Gunderson, Gundrum, Hahn, Hebl, Hines, Honadel, Hubler, Huebsch, Hundertmark, Jensen,

Jeskewitz, Kaufert, Kerkman, Kessler, Kestell, Kleefisch, Krawczyk, Kreibich, Krusick, F. Lasee, Lehman, LeMahieu, Loeffelholz, Lothian, McCormick, Meyer, Molepske, Montgomery, Moulton, Mursau, Musser, Nass, Nelson, Nerison, Nischke, Ott, Owens, Parisi, Petrowski, Pettis, Pocan, Pope–Roberts, Pridemore, Rhoades, Richards, Schneider, Seidel, Sheridan, Sherman, Shilling, Staskunas, Steinbrink, Stone, Strachota, Suder, Toles, Towns, Townsend, Travis, Turner, Underheim, Van Akkeren, Van Roy, Vos, Vrakas, Vruwink, Vukmir, Ward, Wasserman, Wieckert, A. Williams, M. Williams, Wood, Young, Zepnick, Ziegelbauer and Speaker Gard – 96.

Noes – None.

Absent or not voting – Representatives Kreuser, Lamb and Sinicki – 3.

Motion carried.

Representative Huebsch asked unanimous consent that the rules be suspended and that **Assembly Bill 107** be immediately messaged to the Senate. Granted.

Assembly Bill 140

Relating to: providing rules for allocations between principal and income for trusts and estates and authorizing the conversion of a trust to a unitrust.

The question was: Shall Assembly amendment 1 to Assembly substitute amendment 1 to **Assembly Bill 140** be adopted?

Motion carried.

The question was: Shall Assembly substitute amendment 1 to **Assembly Bill 140** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 140** be ordered engrossed and read a third time?

Motion carried.

Representative Huebsch asked unanimous consent that the rules be suspended and that **Assembly Bill 140** be given a third reading. Granted.

The question was: **Assembly Bill 140** having been read three times, shall the bill be passed?

Motion carried.

Representative Huebsch asked unanimous consent that the rules be suspended and that **Assembly Bill 140** be immediately messaged to the Senate. Granted.

Assembly Bill 208

Relating to: creating rural enterprise development zones and providing tax incentives to qualified businesses in the zones, creating refundable individual income tax credits for income and capital gains derived from the zones, making appropriations, and providing a penalty.

The question was: Shall Assembly amendment 1 to Assembly substitute amendment 1 to **Assembly Bill 208** be adopted?

Motion carried.

The question was: Shall Assembly substitute amendment 1 to **Assembly Bill 208** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 208** be ordered engrossed and read a third time?

Motion carried.

Representative Fitzgerald asked unanimous consent that the rules be suspended and that **Assembly Bill 208** be given a third reading.

Representative Pocan objected.

Representative Fitzgerald moved that the rules be suspended and that **Assembly Bill 208** be given a third reading.

The question was: Shall the rules be suspended and **Assembly Bill 208** be given a third reading?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Ballweg, Bies, Davis, J. Fitzgerald, Freese, Friske, Gielow, Gottlieb, Gronemus, Gunderson, Gundrum, Hahn, Hines, Honadel, Hubler, Huebsch, Hundertmark, Jensen, Jeskewitz, Kaufert, Kerkman, Kestell, Kleefisch, Krawczyk, Kreibich, F. Lasee, LeMahieu, Loeffelholz, Lothian, McCormick, Meyer, Montgomery, Moulton, Mursau, Musser, Nass, Nerison, Nischke, Ott, Owens, Petrowski, Pettis, Pridemore, Rhoades, Stone, Strachota, Suder, Towns, Townsend, Underheim, Van Roy, Vos, Vrakas, Vukmir, Ward, Wieckert, M. Williams, Wood and Speaker Gard – 61.

Noes – Representatives Benedict, Berceau, Black, Boyle, Colon, Cullen, Fields, Grigsby, Hebl, Kessler, Krusick, Lehman, Molepske, Nelson, Parisi, Pocan, Pope–Roberts, Richards, Schneider, Seidel, Sheridan, Sherman, Shilling, Staskunas, Steinbrink, Toles, Travis, Turner, Van Akkeren, Vruwink, Wasserman, A. Williams, Young, Zepnick and Ziegelbauer – 35.

Absent or not voting – Representatives Kreuser, Lamb and Sinicki – 3.

Motion failed.

Assembly Bill 241

Relating to: transfer of the business employees' skills training grant program to the Technical College System Board, granting rule-making authority, and making an appropriation.

Representative M. Williams asked unanimous consent to be made a coauthor of **Assembly Bill 241**. Granted.

The question was: Shall Assembly amendment 1 to **Assembly Bill 241** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 241** be ordered engrossed and read a third time?

Motion carried.

Representative Fitzgerald asked unanimous consent that the rules be suspended and that **Assembly Bill 241** be given a third reading.

Representative Pocan objected.

Representative Fitzgerald moved that the rules be suspended and that **Assembly Bill 241** be given a third reading.

The question was: Shall the rules be suspended and **Assembly Bill 241** be given a third reading?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Ballweg, Bies, Davis, J. Fitzgerald, Freese, Friske, Gielow, Gottlieb, Gunderson, Gundrum, Hahn, Hines, Honadel, Huebsch, Hundertmark, Jensen, Jeskewitz, Kaufert, Kerkman, Kestell, Kleefisch, Krawczyk, Kreibich, F. Lasee, LeMahieu, Loeffelholz, Lothian, McCormick, Meyer, Montgomery, Moulton, Mursau, Musser, Nass, Nerison, Nischke, Ott, Owens, Petrowski, Pettis, Pridemore, Rhoades, Stone, Strachota, Suder, Towns, Townsend, Underheim, Van Roy, Vos, Vrakas, Vukmir, Ward, Wieckert, M. Williams, Wood and Speaker Gard – 59.

Noes – Representatives Benedict, Berceau, Black, Boyle, Colon, Cullen, Fields, Grigsby, Gronemus, Hebl, Hubler, Kessler, Krusick, Lehman, Molepske, Nelson, Parisi, Pocan, Pope–Roberts, Richards, Schneider, Seidel, Sheridan, Sherman, Shilling, Staskunas, Steinbrink, Toles, Travis, Turner, Van Akkeren, Vruwink, Wasserman, A. Williams, Young, Zepnick and Ziegelbauer – 37.

Absent or not voting – Representatives Kreuser, Lamb and Sinicki – 3.

Motion failed.

Assembly Bill 246

Relating to: admission standards for, and the curricula of, health occupation programs offered by technical colleges.

Representative Kreibich asked unanimous consent to be withdrawn as a coauthor of **Assembly Bill 246**. Granted.

Representative Gielow asked unanimous consent to be made a coauthor of **Assembly Bill 246**. Granted.

Assembly amendment 1 to Assembly substitute amendment 1 to **Assembly Bill 246** offered by Representative Schneider.

Representative Wieckert moved that Assembly amendment 1 to Assembly substitute amendment 1 to **Assembly Bill 246** be laid on the table.

The question was: Shall Assembly amendment 1 to Assembly substitute amendment 1 to **Assembly Bill 246** be laid on the table?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Ballweg, Bies, Davis, J. Fitzgerald, Freese, Friske, Gielow, Gottlieb, Gunderson, Gundrum, Hahn, Hines, Honadel, Huebsch, Hundertmark, Jensen, Jeskewitz, Kaufert, Kerkman, Kestell, Kleefisch, Krawczyk, Kreibich, F. Lasee, LeMahieu, Loeffelholz, Lothian, McCormick, Meyer, Montgomery, Moulton, Mursau, Musser, Nass, Nerison, Nischke, Ott, Owens, Petrowski, Pettis, Pridemore, Rhoades, Stone, Strachota, Suder, Towns, Townsend, Underheim, Van Roy, Vos, Vrakas, Vukmir, Ward, Wieckert, M. Williams, Wood and Speaker Gard – 59.

Noes – Representatives Benedict, Berceau, Black, Boyle, Colon, Cullen, Fields, Grigsby, Gronemus, Hebl, Hubler, Kessler, Krusick, Lehman, Molepske, Nelson, Parisi, Pocan, Pope–Roberts, Richards, Schneider, Seidel, Sheridan, Sherman, Shilling, Staskunas, Steinbrink, Toles, Travis, Turner, Van Akkeren, Vruwink, Wasserman, A. Williams, Young, Zepnick and Ziegelbauer – 37.

Absent or not voting – Representatives Kreuser, Lamb and Sinicki – 3.

Motion carried.

The question was: Shall Assembly substitute amendment 1 to **Assembly Bill 246** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 246** be ordered engrossed and read a third time?

Motion carried.

Representative Fitzgerald asked unanimous consent that the rules be suspended and that **Assembly Bill 246** be given a third reading.

Representative Shilling objected.

Representative Fitzgerald moved that the rules be suspended and that **Assembly Bill 246** be given a third reading.

The question was: Shall the rules be suspended and **Assembly Bill 246** be given a third reading?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Ballweg, Bies, Davis, J. Fitzgerald, Freese, Friske, Gielow, Gottlieb, Gunderson, Gundrum, Hahn, Hines, Honadel, Huebsch, Hundertmark, Jensen, Jeskewitz, Kaufert, Kerkman, Kestell, Kleefisch, Krawczyk, Kreibich, F. Lasee, LeMahieu, Loeffelholz, Lothian, McCormick, Meyer, Montgomery, Moulton, Mursau, Musser, Nass, Nerison, Nischke, Ott, Owens, Petrowski, Pettis, Pridemore, Rhoades, Stone, Strachota, Suder, Towns, Townsend, Underheim, Van Roy, Vos, Vrakas, Vukmir, Ward, Wieckert, M. Williams, Wood and Speaker Gard – 59.

Noes – Representatives Benedict, Berceau, Black, Boyle, Colon, Cullen, Fields, Grigsby, Gronemus, Hebl, Hubler, Kessler, Krusick, Lehman, Molepske, Nelson, Parisi, Pocan,

Pope–Roberts, Richards, Schneider, Seidel, Sheridan, Sherman, Shilling, Staskunas, Steinbrink, Toles, Travis, Turner, Van Akkeren, Vruwink, Wasserman, A. Williams, Young, Zepnick and Ziegelbauer – 37.

Absent or not voting – Representatives Kreuser, Lamb and Sinicki – 3.

Motion failed.

Assembly Bill 261

Relating to: use of and access to digital recordings of a child's statement in certain court and administrative proceedings.

The question was: Shall Assembly substitute amendment 1 to **Assembly Bill 261** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 261** be ordered engrossed and read a third time?

Motion carried.

Representative Fitzgerald asked unanimous consent that the rules be suspended and that **Assembly Bill 261** be given a third reading. Granted.

The question was: **Assembly Bill 261** having been read three times, shall the bill be passed?

Motion carried.

Representative Fitzgerald asked unanimous consent that the rules be suspended and that **Assembly Bill 261** be immediately messaged to the Senate. Granted.

Assembly Bill 177

Relating to: requirements for executive budget bill or bills.

Representative Strachota asked unanimous consent to be made a coauthor of **Assembly Bill 177**. Granted.

The question was: **Assembly Bill 177** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Ballweg, Benedict, Berceau, Bies, Black, Boyle, Colon, Cullen, Davis, Fields, J. Fitzgerald, Freese, Friske, Gielow, Gottlieb, Grigsby, Gronemus, Gunderson, Gundrum, Hahn, Hebl, Hines, Honadel, Hubler, Huebsch, Hundertmark, Jensen, Jeskewitz, Kaufert, Kerkman, Kessler, Kestell, Kleefisch, Krawczyk, Kreibich, Krusick, F. Lasee, Lehman, LeMahieu, Loeffelholz, Lothian, McCormick, Meyer, Molepske, Montgomery, Moulton, Mursau, Musser, Nass, Nelson, Nerison, Nischke, Ott, Owens, Parisi, Petrowski, Pettis, Pocan, Pope–Roberts, Pridemore, Rhoades, Richards, Seidel, Sheridan, Sherman, Shilling, Staskunas, Steinbrink, Stone, Strachota, Suder, Toles, Towns, Townsend, Travis, Turner, Underheim, Van Akkeren, Van Roy, Vos, Vrakas, Vruwink, Vukmir, Ward, Wasserman, Wieckert, A. Williams, M. Williams, Wood, Young and Speaker Gard – 93.

Noes – Representatives Schneider, Zepnick and Ziegelbauer – 3.

Absent or not voting – Representatives Kreuser, Lamb and Sinicki – 3.

Motion carried.

Representative Fitzgerald asked unanimous consent that the rules be suspended and that **Assembly Bill 177** be immediately messaged to the Senate. Granted.

Representative Freese asked unanimous consent that the Assembly stand informal. Granted.

The Assembly stood informal.

1:50 P.M.

INFORMAL

2:00 P.M.

The Assembly reconvened.

Speaker Pro Tempore Freese in the chair.

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

The Assembly stood recessed.

2:01 P.M.

RECESS

2:30 P.M.

The Assembly reconvened.

Speaker Pro Tempore Freese in the chair.

The committee on **Rules** introduced a privileged resolution.

INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

Assembly Resolution 12

Relating to: establishing special orders of business for Tuesday, April 12, 2005.

By committee on Rules.

The question was: Shall **Assembly Resolution 12** be adopted?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Ballweg, Bies, Davis, J. Fitzgerald, Freese, Friske, Gielow, Gottlieb, Gunderson, Gundrum, Hahn, Hines, Honadel, Huebsch, Hundertmark, Jensen, Jeskewitz, Kaufert, Kerkman, Kestell, Kleefisch, Krawczyk, Kreibich, F. Lasee, LeMahieu, Loeffelholz, Lothian, Meyer, Montgomery, Moulton, Mursau, Musser, Nass, Nerison, Nischke, Ott, Owens, Petrowski, Pettis, Pridemore, Rhoades, Stone, Strachota, Suder, Towns, Townsend, Underheim, Van Roy, Vos, Vrakas, Vukmir, Ward, Wieckert, M. Williams, Wood and Speaker Gard – 58.

Noes – Representatives Benedict, Berceau, Black, Boyle, Colon, Cullen, Fields, Grigsby, Gronemus, Hebl, Hubler, Kessler, Krusick, Lehman, Molepske, Nelson, Parisi, Pocan, Pope–Roberts, Richards, Schneider, Seidel, Sheridan, Sherman, Shilling, Staskunas, Steinbrink, Toles, Travis, Turner, Van Akkeren, Vruwink, Wasserman, A. Williams, Young, Zepnick and Ziegelbauer – 37.

Absent or not voting – Representatives Kreuser, Lamb, McCormick and Sinicki – 4.

Motion carried.

Assembly Bill 208 was made a special order of business at 11:01 a.m. on Tuesday, April 12, pursuant to **Assembly Resolution 12**.

Assembly Bill 241 was made a special order of business at 11:02 a.m. on Tuesday, April 12, pursuant to **Assembly Resolution 12**.

Assembly Bill 246 was made a special order of business at 11:03 a.m. on Tuesday, April 12, pursuant to **Assembly Resolution 12**.

Assembly Joint Resolution 20 was made a special order of business at 11:05 a.m. on Tuesday, April 12, pursuant to **Assembly Resolution 12**.

Assembly Bill 149 was made a special order of business at 11:06 a.m. on Tuesday, April 12, pursuant to **Assembly Resolution 12**.

Assembly Bill 157 was made a special order of business at 11:07 a.m. on Tuesday, April 12, pursuant to **Assembly Resolution 12**.

Assembly Bill 206 was made a special order of business at 11:08 a.m. on Tuesday, April 12, pursuant to **Assembly Resolution 12**.

Assembly Bill 209 was made a special order of business at 11:09 a.m. on Tuesday, April 12, pursuant to **Assembly Resolution 12**.

Assembly Bill 277 was made a special order of business at 11:10 a.m. on Tuesday, April 12, pursuant to **Assembly Resolution 12**.

Assembly Bill 278 was made a special order of business at 11:11 a.m. on Tuesday, April 12, pursuant to **Assembly Resolution 12**.

Representative Gunderson asked unanimous consent to be withdrawn as a coauthor of **Assembly Bill 15**. Granted.

Representative Vukmir asked unanimous consent to be made a coauthor of **Assembly Bill 88**. Granted.

ANNOUNCEMENTS

Representative Shilling asked unanimous consent that the Assembly adjourn in honor of Representative Colon on the occasion of his birthday. Granted.

Representative Hebl asked unanimous consent that the Assembly adjourn in honor of Francis "Coach" Sheehan, and his wife JoAnn, on the occasion of his 25th anniversary induction into the State High School Coaches Hall of Fame. Granted.

Representative Vos asked unanimous consent that the Assembly adjourn in honor of his staff person, Janine Hale, on the occasion of her birthday. Granted.

Representative Molepske asked unanimous consent that the Assembly adjourn in honor of his father, Louis J. Molepske, Sr., on the occasion of his re-election as Stevens Point City Attorney and his 36 years of service to the city. Granted.

Representative Wieckert asked unanimous consent that the Assembly adjourn in honor of New Mexico, Utah, North Dakota and Arkansas, for passing Wisconsin's Cody's Law. Granted.

Representative Pope-Roberts asked unanimous consent that the Assembly adjourn in honor of her mother, Lillian Pope, on the occasion of her birthday today. Granted.

Representative Pope-Roberts asked unanimous consent that the Assembly adjourn in honor of her daughter, Amanda Roberts, on the occasion of her birthday today. Granted.

Representative Jeskewitz asked unanimous consent that the Assembly adjourn in honor of Representative Rhoades on the occasion of her birthday. Granted.

Representative Ward asked unanimous consent that the Assembly adjourn in honor of his son, Kevin Ward, on the occasion of his 18th birthday today. Granted.

Representative Colon asked unanimous consent that the Assembly adjourn in honor of Marcus Ruiz Aranzamendi on his safe return from Iraq as a member of the 1st Marine Expeditionary Force. Granted.

REFERENCE BUREAU CORRECTIONS

Assembly Joint Resolution 5

In enrolling, the following correction was made:

1. Page 2, line 4: delete "therefore" and substitute "therefore,".

Assembly Bill 257

1. Page 3, line 2: delete "section" and substitute "subsection".

2. Page 3, line 18: delete "subsection" and substitute "paragraph".

VISITORS

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

Heidi Bremmer from Waumandee, guest of Representative Gronemus.

Former State Representative Jeanette Bell from West Allis, guest of Representative Hubler.

Kristin Kooiman from Delevan, guest and intern of Representative Ballweg.

8th Grade Students from Prescott, guests of Representative Rhoades.

Mayor Mike Meyers from Marshfield, guest of Representative Vruwink.

Jane Wagner and students from Marshfield Senior High School Youth Apprenticeship Program, guests of Representative Vruwink.

Bobby Webber, Rob Hartung, Rick Kettner and Jeanette Bell from Milwaukee Area Technical College, guests of Representative Toles.

ADJOURNMENT

Representative Huebsch moved that the Assembly stand adjourned until 11:00 A.M. on Tuesday, April 12.

The question was: Shall the Assembly stand adjourned?

Motion carried.

The Assembly stood adjourned.

2:45 P.M.