



STATE OF WISCONSIN Assembly Journal

July 2005 Extraordinary Session

12:05 P.M.

WEDNESDAY, July 20, 2005

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

Speaker Pro Tempore Freese in the chair.

The prayer was offered by Representative Nischke.

Representative M. Williams 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, Benedict, Berceau, Bies, Boyle, Cullen, Davis, Fields, J. Fitzgerald, Freese, Friske, Gielow, Gottlieb, Gronemus, Gunderson, Hahn, Hines, Honadel, Hubler, Huebsch, Hundertmark, Jensen, Jeskewitz, Kaufert, Kerkman, Kestell, Kleefisch, Kreibich, Kreuser, Krusick, Lamb, F. Lasee, Lehman, LeMahieu, Lothian, McCormick, Meyer, Molepske, Moulton, Musser, Nass, Nelson, Nerison, Nischke, Ott, Owens, Parisi, Petrowski, Pettis, Pocan, Pope–Roberts, Pridemore, Rhoades, Richards, Schneider, Seidel, Sheridan, Shilling, Sinicki, 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 – 86.

Absent with leave – Representatives Ballweg, Black, Colon, Grigsby, Gundrum, Hebl, Kessler, Krawczyk, Loeffelholz, Montgomery, Mursau, Sherman and Staskunas – 13.

Vacancies – None.

LEAVES OF ABSENCE

Representative Vrakas asked unanimous consent for a leave of absence for today's session for Representatives Ballweg, Gundrum, Krawczyk, Loeffelholz, Montgomery and Mursau. Granted.

Representative Turner asked unanimous consent for a leave of absence for today's session for Representatives Black, Colon, Grigsby, Hebl, Kessler, Sherman and Staskunas. Granted.

MOTION FOR EXTRAORDINARY SESSION

July 20, 2005

The following motion was approved by the committee on Assembly Organization:

In accordance with Joint Rule 81(2), it is moved that the Assembly Committee on Organization authorize the Legislature to meet in Extraordinary Session at 12:00 P.M. on Wednesday, July 20, 2005, solely for the purpose of taking up bills relating to the:

Ratification of the agreements negotiated between the state of Wisconsin and the Wisconsin State Employees Union, AFSCME Council 24, and its appropriate affiliated locals, AFL–CIO, for the 2003–05 biennium, covering employees in the administrative support, blue collar and nonbuilding trades, security and public safety, and technical collective bargaining units, and authorizing expenditure of funds.

Paid vacation leave for certain nonrepresented state employees.

Ayes: 8 – Representatives Gard, Huebsch, J. Fitzgerald, Freese, Vrakas, Kreuser, Richards and Turner.

Noes: 0 – None.

July 20, 2005

The following motion was approved by the committee on Senate Organization:

In accordance with Joint Rule 81(2), it is moved that the Senate Committee on Organization authorize the Legislature to meet in Extraordinary Session at 12:00 P.M. on Wednesday, July 1, 2005, solely for the purpose of taking up bills relating to the:

Ratification of the agreements negotiated between the state of Wisconsin and the Wisconsin State Employees Union, AFSCME Council 24, and its appropriate affiliated locals, AFL–CIO, for the 2003–05 biennium, covering employees in the administrative support, blue collar and nonbuilding trades, security and public safety, and technical collective bargaining units, and authorizing expenditure of funds.

Paid vacation leave for certain nonrepresented state employees.

Ayes: 5 – Senators Schultz, A. Lasee, Kedzie, Robson and Hansen.

Noes: 0 – None.

INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

Assembly Bill 568

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin State Employees Union, AFSCME Council 24, and its appropriate affiliated locals, AFL-CIO, for the 2003-05 biennium, covering employees in the administrative support collective bargaining unit, and authorizing an expenditure of funds.

By joint committee on Employment Relations.

To **calendar**.

Assembly Bill 569

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin State Employees Union, AFSCME Council 24, and its appropriate affiliated locals, AFL-CIO, for the 2003-05 biennium, covering employees in the blue collar and nonbuilding trades collective bargaining unit, and authorizing an expenditure of funds.

By joint committee on Employment Relations.

To **calendar**.

Assembly Bill 570

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin State Employees Union, AFSCME Council 24, and its appropriate affiliated locals, AFL-CIO, for the 2003-05 biennium, covering employees in the security and public safety collective bargaining unit, and authorizing an expenditure of funds.

By joint committee on Employment Relations.

To **calendar**.

Assembly Bill 571

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin State Employees Union, AFSCME Council 24, and its appropriate affiliated locals, AFL-CIO, for the 2003-05 biennium, covering employees in the technical collective bargaining unit, and authorizing an expenditure of funds.

By joint committee on Employment Relations.

To **calendar**.

Assembly Bill 572

Relating to: paid vacation leave for certain nonrepresented state employees.

By joint committee on Employment Relations.

To **calendar**.

LEAVES OF ABSENCE

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

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

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

The Assembly stood recessed.

12:15 P.M.

RECESS

2:35 P.M.

The Assembly reconvened.

Speaker Pro Tempore Freese in the chair.

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

A quorum was present.

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

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

MESSAGE FROM THE SENATE

From: Robert J. Marchant, Senate Chief Clerk.

Mr. Speaker:

I am directed to inform you that the Senate has

Passed and asks concurrence in:

Senate Bill 261

Senate Bill 262

Senate Bill 263

Senate Bill 264

Senate Bill 265

ACTION ON THE SENATE MESSAGE

Representative Huebsch asked unanimous consent that the rules be suspended and that **Senate Bill 261** be withdrawn from the Senate message and taken up at this time. Granted.

Senate Bill 261

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin State Employees Union, AFSCME Council 24, and its appropriate affiliated locals, AFL-CIO, for the 2003-05 biennium, covering employees in the administrative support collective bargaining unit, and authorizing an expenditure of funds.

By joint committee on Employment Relations.

The question was: Shall **Senate Bill 261** be ordered to a third reading?

Motion carried.

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

The question was: **Senate Bill 261** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Benedict, Berceau, Bies, Boyle, Cullen, Davis, Fields, J. Fitzgerald, Freese, Friske, Gielow, Gottlieb, Gronemus, Gunderson, Hahn, Hines, Honadel, Hubler, Huebsch, Hundertmark, Jensen, Jeskewitz, Kaufert, Kerkman, Kestell, Kleefisch, Kreibich, Kreuser, Krusick, Lamb, Lehman, LeMahieu, Lothian, McCormick, Meyer, Molepske, Moulton, Musser, Nass, Nelson, Nerison, Nischke, Ott, Owens, Parisi, Petrowski, Pettis, Pocan, Pope–Roberts, Pridemore, Rhoades, Richards, Schneider, Seidel, Sheridan, Shilling, Sinicki, 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 – 85.

Noes – None.

Absent or not voting – Representatives Ballweg, Black, Colon, Grigsby, Gundrum, Hebl, Kessler, Krawczyk, F. Lasee, Loeffelholz, Montgomery, Mursau, Sherman and Staskunas – 14.

Motion carried.

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

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

Representative Huebsch asked unanimous consent that the rules be suspended and that **Senate Bill 262** be withdrawn from the Senate message and taken up at this time. Granted.

Senate Bill 262

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin State Employees Union, AFSCME Council 24, and its appropriate affiliated locals, AFL–CIO, for the 2003–05 biennium, covering employees in the blue collar and nonbuilding trades collective bargaining unit, and authorizing an expenditure of funds.

By joint committee on Employment Relations.

The question was: Shall **Senate Bill 262** be ordered to a third reading?

Motion carried.

Representative Huebsch asked unanimous consent that the rules be suspended and that **Senate Bill 262** be given a third reading. Granted.

The question was: **Senate Bill 262** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Benedict, Berceau, Bies, Boyle, Cullen, Davis, Fields, J. Fitzgerald, Freese, Friske, Gielow, Gottlieb, Gronemus, Gunderson, Hahn, Hines, Honadel, Hubler, Huebsch, Hundertmark, Jensen, Jeskewitz, Kaufert, Kerkman, Kestell, Kleefisch, Kreibich, Kreuser, Krusick, Lamb, Lehman, LeMahieu, Lothian, McCormick, Meyer, Molepske, Moulton, Musser, Nass, Nelson, Nerison, Nischke, Ott, Owens, Parisi, Petrowski, Pettis, Pocan, Pope–Roberts, Pridemore, Rhoades, Richards, Schneider, Seidel, Sheridan, Shilling, Sinicki, 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 – 85.

Noes – Representative F. Lasee – 1.

Absent or not voting – Representatives Ballweg, Black, Colon, Grigsby, Gundrum, Hebl, Kessler, Krawczyk, Loeffelholz, Montgomery, Mursau, Sherman and Staskunas – 13.

Motion carried.

Representative Huebsch asked unanimous consent that the rules be suspended and that **Senate Bill 262** be immediately messaged to the Senate. Granted.

Representative J. Fitzgerald asked unanimous consent that the rules be suspended and that **Senate Bill 263** be withdrawn from the Senate message and taken up at this time. Granted.

Senate Bill 263

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin State Employees Union, AFSCME Council 24, and its appropriate affiliated locals, AFL–CIO, for the 2003–05 biennium, covering employees in the security and public safety collective bargaining unit, and authorizing an expenditure of funds.

By joint committee on Employment Relations.

The question was: Shall **Senate Bill 263** be ordered to a third reading?

Motion carried.

Representative J. Fitzgerald asked unanimous consent that the rules be suspended and that **Senate Bill 263** be given a third reading. Granted.

The question was: **Senate Bill 263** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Benedict, Berceau, Bies, Boyle, Cullen, Davis, Fields, J. Fitzgerald,

Freese, Friske, Gielow, Gottlieb, Gronemus, Gunderson, Hahn, Hines, Honadel, Hubler, Huebsch, Hundertmark, Jensen, Jeskewitz, Kaufert, Kerkman, Kestell, Kleefisch, Kreibich, Kreuser, Krusick, Lamb, Lehman, LeMahieu, Lothian, McCormick, Meyer, Molepske, Moulton, Musser, Nass, Nelson, Nerison, Nischke, Ott, Owens, Parisi, Petrowski, Pettis, Pocan, Pope–Roberts, Pridemore, Rhoades, Richards, Schneider, Seidel, Sheridan, Shilling, Sinicki, 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 – 85.

Noes – Representative F. Lasee – 1.

Absent or not voting – Representatives Ballweg, Black, Colon, Grigsby, Gundrum, Hebl, Kessler, Krawczyk, Loeffelholz, Montgomery, Mursau, Sherman and Staskunas – 13.

Motion carried.

Representative J. Fitzgerald asked unanimous consent that the rules be suspended and that **Senate Bill 263** be immediately messaged to the Senate. Granted.

Representative Huebsch asked unanimous consent that the rules be suspended and that **Senate Bill 264** be withdrawn from the Senate message and taken up at this time. Granted.

Senate Bill 264

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin State Employees Union, AFSCME Council 24, and its appropriate affiliated locals, AFL–CIO, for the 2003–05 biennium, covering employees in the technical collective bargaining unit, and authorizing an expenditure of funds.

By joint committee on Employment Relations.

The question was: Shall **Senate Bill 264** be ordered to a third reading?

Motion carried.

Representative Huebsch asked unanimous consent that the rules be suspended and that **Senate Bill 264** be given a third reading. Granted.

The question was: **Senate Bill 264** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Benedict, Berceau, Bies, Boyle, Cullen, Davis, Fields, J. Fitzgerald, Freese, Friske, Gielow, Gottlieb, Gronemus, Gunderson, Hahn, Hines, Honadel, Hubler, Huebsch, Hundertmark, Jensen, Jeskewitz, Kaufert, Kerkman, Kestell, Kleefisch, Kreibich, Kreuser, Krusick, Lamb, Lehman, LeMahieu, Lothian, McCormick, Meyer, Molepske, Moulton, Musser, Nass, Nelson, Nerison, Nischke, Ott, Owens, Parisi, Petrowski, Pettis, Pocan, Pope–Roberts, Pridemore, Rhoades, Richards, Schneider, Seidel, Sheridan, Shilling,

Sinicki, 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 – 85.

Noes – Representative F. Lasee – 1.

Absent or not voting – Representatives Ballweg, Black, Colon, Grigsby, Gundrum, Hebl, Kessler, Krawczyk, Loeffelholz, Montgomery, Mursau, Sherman and Staskunas – 13.

Motion carried.

Representative Huebsch asked unanimous consent that the rules be suspended and that **Senate Bill 264** be immediately messaged to the Senate. Granted.

Representative Huebsch asked unanimous consent that the rules be suspended and that **Senate Bill 265** be withdrawn from the Senate message and taken up at this time. Granted.

Senate Bill 265

Relating to: paid vacation leave for certain nonrepresented state employees.

By joint committee on Employment Relations.

The question was: Shall **Senate Bill 265** be ordered to a third reading?

Motion carried.

Representative Huebsch asked unanimous consent that the rules be suspended and that **Senate Bill 265** be given a third reading. Granted.

The question was: **Senate Bill 265** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Benedict, Berceau, Bies, Boyle, Cullen, Davis, Fields, J. Fitzgerald, Freese, Friske, Gielow, Gottlieb, Gronemus, Gunderson, Hahn, Hines, Honadel, Hubler, Huebsch, Hundertmark, Jensen, Jeskewitz, Kaufert, Kerkman, Kestell, Kleefisch, Kreibich, Kreuser, Krusick, Lamb, Lehman, LeMahieu, Lothian, McCormick, Meyer, Molepske, Moulton, Musser, Nass, Nelson, Nerison, Nischke, Ott, Owens, Parisi, Petrowski, Pettis, Pocan, Pope–Roberts, Pridemore, Rhoades, Richards, Schneider, Seidel, Sheridan, Shilling, Sinicki, 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 – 85.

Noes – Representative F. Lasee – 1.

Absent or not voting – Representatives Ballweg, Black, Colon, Grigsby, Gundrum, Hebl, Kessler, Krawczyk, Loeffelholz, Montgomery, Mursau, Sherman and Staskunas – 13.

Motion carried.

Representative Huebsch asked unanimous consent that the rules be suspended and that **Senate Bill 265** be immediately messaged to the Senate. Granted.

Assembly Bill 568

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin State Employees Union, AFSCME Council 24, and its appropriate affiliated locals, AFL-CIO, for the 2003-05 biennium, covering employees in the administrative support collective bargaining unit, and authorizing an expenditure of funds.

Representative Huebsch asked unanimous consent that **Assembly Bill 568** be laid on the table. Granted.

Assembly Bill 569

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin State Employees Union, AFSCME Council 24, and its appropriate affiliated locals, AFL-CIO, for the 2003-05 biennium, covering employees in the blue collar and nonbuilding trades collective bargaining unit, and authorizing an expenditure of funds.

Representative Huebsch asked unanimous consent that **Assembly Bill 569** be laid on the table. Granted.

Assembly Bill 570

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin State Employees Union, AFSCME Council 24, and its appropriate affiliated locals, AFL-CIO, for the 2003-05 biennium, covering employees in the security and public safety collective bargaining unit, and authorizing an expenditure of funds.

Representative Huebsch asked unanimous consent that **Assembly Bill 570** be laid on the table. Granted.

Assembly Bill 571

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin State Employees Union, AFSCME Council 24, and its appropriate affiliated locals, AFL-CIO, for the 2003-05 biennium, covering employees in the technical collective bargaining unit, and authorizing an expenditure of funds.

Representative Huebsch asked unanimous consent that **Assembly Bill 571** be laid on the table. Granted.

Assembly Bill 572

Relating to: paid vacation leave for certain nonrepresented state employees.

Representative Huebsch asked unanimous consent that **Assembly Bill 572** be laid on the table. Granted.

Representative Pocan introduced a privileged resolution.

INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

Assembly Resolution 36

Relating to: prohibited meeting times of the assembly and assembly members of committees and other bodies.

By Representatives Pocan, Parisi, Vruwink and Pope-Roberts.

The question was: Shall **Assembly Resolution 36** be adopted?

The roll was taken.

The result follows:

Ayes – Representatives Benedict, Berceau, Boyle, Cullen, Fields, Gronemus, Hubler, Kreuser, Krusick, Lehman, Molepske, Nelson, Parisi, Pocan, Pope-Roberts, Richards, Schneider, Seidel, Sheridan, Shilling, Sinicki, Steinbrink, Toles, Travis, Turner, Van Akkeren, Vruwink, Wasserman, A. Williams, Young, Zepnick and Ziegelbauer – 32.

Noes – Representatives Ainsworth, Albers, Bies, Davis, J. Fitzgerald, Freese, Friske, Gielow, Gottlieb, Gunderson, Hahn, Hines, Honadel, Huebsch, Hundertmark, Jensen, Jeskewitz, Kaufert, Kerkman, Kestell, Kleefisch, Kreibich, Lamb, F. Lasee, LeMahieu, Lothian, McCormick, Meyer, Moulton, 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 – 54.

Absent or not voting – Representatives Ballweg, Black, Colon, Grigsby, Gundrum, Hebl, Kessler, Krawczyk, Loeffelholz, Montgomery, Mursau, Sherman and Staskunas – 13.

Motion failed.

ANNOUNCEMENTS

Representative Schneider asked unanimous consent that the Assembly adjourn in memory of General William Westmoreland who passed away on July 18. General Westmoreland was the Commander of the United States Forces in the Vietnam War. Granted.

Representative Schneider asked unanimous consent that the Assembly adjourn in honor of the veterans of the Vietnam War. Granted.

Representative Hines asked unanimous consent that the Assembly adjourn in honor of Carolyn Hughes on the occasion of her marriage to Roman Jahnke on July 19. Granted.

Representative Vrakas asked unanimous consent that the Assembly adjourn in honor of Representative Hahn on the occasion of his 76th birthday. Granted.

Representative Kaufert asked unanimous consent that the Assembly adjourn in honor of his wife, Renee, on the occasion of their 27th wedding anniversary. Granted.

Representative Jeskewitz asked unanimous consent that the Assembly adjourn in honor of her husband, Jess, on the occasion of their 40th wedding anniversary. Granted.

Representative Kerkman asked unanimous consent that the Assembly adjourn in honor of her husband, Chad, on the occasion of his 35 birthday and becoming a future new dad. Granted.

Representative Strachota asked unanimous consent that the Assembly adjourn in honor of Sara Buschman on the occasion of her birthday. Granted.

VISITORS

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

Ricky Cyvekus, Melissa Jaeckle, Andrew Walker and Tim Wesely from the University of Wisconsin-Madison, guests of Representative Travis.

Andrea Albers from the University of Wisconsin-Madison, guest and intern of Representative Seidel.

ADJOURNMENT

Representative Huebsch 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.

3:00 P.M.