



# STATE OF WISCONSIN Assembly Journal

## Ninety-Seventh Regular Session

---

THURSDAY, September 15, 2005

---

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

---

### AMENDMENTS OFFERED

Assembly amendment 1 to Assembly amendment 2 to **Assembly Bill 21** offered by Representative Ziegelbauer.

Assembly amendment 2 to Assembly amendment 2 to **Assembly Bill 21** offered by Representative Ziegelbauer.

Assembly amendment 1 to **Assembly Bill 346** offered by Representative Friske.

Assembly amendment 1 to **Assembly Bill 347** offered by Representative McCormick.

Assembly amendment 1 to Assembly substitute amendment 1 to **Assembly Bill 347** offered by Representative McCormick.

Assembly amendment 1 to Assembly substitute amendment 1 to **Assembly Bill 534** offered by Representative Ainsworth.

Assembly amendment 2 to **Assembly Bill 536** offered by Representatives Molepske and M. Williams.

Assembly amendment 1 to **Assembly Bill 544** offered by Representatives Towns and Jeskewitz.

---

### ADMINISTRATIVE RULES

#### **Assembly Clearinghouse Rule 05-020**

Relating to landfilling of solid waste.  
Submitted by Department of Natural Resources.  
Report received from Agency, September 9, 2005.  
To committee on **Natural Resources**.  
Referred on September 15, 2005.

#### **Assembly Clearinghouse Rule 05-037**

Relating to miscellaneous structures and dredging in navigable waterways.  
Submitted by Department of Natural Resources.  
Report received from Agency, September 9, 2005.  
To committee on **Natural Resources**.  
Referred on September 15, 2005.

#### **Assembly Clearinghouse Rule 05-045**

Relating to debt cancellation contracts and debt suspension agreements.  
Submitted by Department of Financial Institutions.  
Report received from Agency, September 14, 2005.  
To committee on **Financial Institutions**.  
Referred on September 15, 2005.

#### **Assembly Clearinghouse Rule 05-046**

Relating to incidental powers activity authority parity with federal credit unions.  
Submitted by Department of Financial Institutions.  
Report received from Agency, September 14, 2005.  
To committee on **Financial Institutions**.  
Referred on September 15, 2005.

#### **Assembly Clearinghouse Rule 05-055**

Relating to excluding additional organic compounds for the volatile organic compound (VOC) definition and to VOC emission limits for yeast manufacturing.  
Submitted by Department of Natural Resources.  
Report received from Agency, September 9, 2005.  
To committee on **Natural Resources**.  
Referred on September 15, 2005.

#### **Assembly Clearinghouse Rule 05-057**

Relating to the 2005 migratory game bird seasons.  
Submitted by Department of Natural Resources.  
Report received from Agency, September 9, 2005.  
To committee on **Natural Resources**.  
Referred on September 15, 2005.

#### **Assembly Clearinghouse Rule 05-076**

Relating to the public school open enrollment program.  
Submitted by Department of Public Instruction.  
Report received from Agency, September 8, 2005.  
To committee on **Education Reform**.  
Referred on September 15, 2005.

---

### INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

#### **Assembly Joint Resolution 53**

Relating to: the distinguished career of Terry A. Rhodes in his service to the legislature, state government, and the people of Wisconsin.

By Representatives Gard, Huebsch, Kreuser, Freese, Kaufert, Ward, Jensen, Stone, Rhoades, Meyer, Pocan, Colon, Black and Schneider; cosponsored by Senators A. Lasee, Schultz, Robson, Zien, S. Fitzgerald, Lazich, Darling, Cowles, Leibham, Olsen, Decker, Taylor and Risser.

To committee on **Rules**.

#### **Assembly Joint Resolution 54**

Relating to: the life and military service of United States Chief Warrant Officer 2 Joshua Michael Scott.

By Representatives Hebl, Travis, Sinicki, Boyle, Musser, Berceau, Turner, Lehman, Fields, Sheridan, Kestell, Freese, Petrowski, Townsend, Lothian, Kerkman, Albers, Ott, Hahn, McCormick, Gunderson, Bies, Owens, Toles and Molepske; cosponsored by Senators Miller, Kedzie, Coggs, Erpenbach, Brown, Wirch, Roessler and Hansen.

To committee on **Rules**.

#### **Assembly Bill 658**

Relating to: maximum speed limit.

By Representatives Schneider and Owens.

To committee on **Highway Safety**.

#### **Assembly Bill 659**

Relating to: consent for the recovery, processing, or distribution of certain anatomical gifts.

By Representatives Ott, Gielow, Wieckert, Wasserman, Strachota, Staskunas, Townsend, Kerkman, Van Roy, Hahn, Albers, Sheridan, Bies, Kestell, Gunderson, Hines, Lothian and Moulton; cosponsored by Senators A. Lasee, Roessler, Brown, Darling, Miller and Lassa.

To committee on **Health**.

#### **Assembly Bill 660**

Relating to: legal custody of a child who was initially taken into custody under circumstances in which the child's parent relinquished custody of the child and whose parents' parental rights to the child have been terminated.

By Representatives Freese, Albers, Hahn, Hines, Kestell, Lothian and Van Akkeren; cosponsored by Senator Roessler.

To committee on **Family Law**.

#### **Assembly Bill 661**

Relating to: disclosing income and franchise tax settlements and audits.

By Representatives Black, Pocan, Parisi and Berceau; cosponsored by Senators Jauch and Carpenter.

To committee on **Ways and Means**.

#### **Assembly Bill 662**

Relating to: requiring the departments of administration and revenue to study the impact on local governments of removing land from the tax rolls.

By Representatives Sherman, Musser, Mursau, Molepske and Lehman; cosponsored by Senators Decker and Grothman.

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

#### **Assembly Bill 663**

Relating to: creating an exception to the trespass statute for retrieval of hunting dogs.

By Representatives Pettis, Ott, Nerison, Sheridan, M. Williams and Ziegelbauer; cosponsored by Senators Grothman and Wirch.

To committee on **Natural Resources**.

#### **Assembly Bill 664**

Relating to: authorizing specific information signs on certain portions of USH 12.

By Representatives Towns, Nass and Lothian; cosponsored by Senators Robson and Kedzie.

To committee on **Transportation**.

#### **Assembly Bill 665**

Relating to: the personal property tax exemption for recreational mobile homes.

By Representatives Towns, Gunderson, Van Roy, Hines, Ainsworth, Petrowski, Kerkman, Wood, Musser, Freese, Townsend, Bies, Ballweg, Vos, Hundertmark and Molepske; cosponsored by Senators Olsen, Grothman, Roessler, Harsdorf and Lassa.

To committee on **Ways and Means**.

#### **Assembly Bill 666**

Relating to: penalties for sex offenses.

By Representatives Honadel, Van Roy, Albers, Davis, Gronemus, Hines, Jeskewitz, Montgomery, Moulton, Mursau, Musser, Pettis, Suder and Kreibich; cosponsored by Senators Plale, A. Lasee, Lassa, Lazich and Leibham.

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

#### **Assembly Bill 667**

Relating to: the parking of vehicles on highways.

By Representatives Richards, Wasserman, Hahn and Sheridan; cosponsored by Senators Darling and Plale.

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

#### **Assembly Bill 668**

Relating to: expanding eligibility for the veterans and surviving spouses property tax credit.

By Representative Loeffelholz; cosponsored by Senator Leibham.

To committee on **Veterans Affairs**.

---

## **COMMITTEE REPORTS**

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

#### **Assembly Bill 646**

Relating to: an income and franchise tax credit for the sales and use taxes paid on the purchase of tangible personal property used in farming.

Assembly Substitute Amendment 1 adoption:

Ayes: 13 – Representatives Ott, Nerison, Ainsworth, Petrowski, Hines, Suder, M. Williams, Loeffelholz, Towns, Vruwink, Ziegelbauer, Molepske and Parisi.

Noes: 0.

Passage as amended:

Ayes: 13 – Representatives Ott, Nerison, Ainsworth, Petrowski, Hines, Suder, M. Williams, Loeffelholz, Towns, Vruwink, Ziegelbauer, Molepske and Parisi.

Noes: 0.

To committee on **Rules**.

*ALVIN OTT*  
Chairperson  
Committee on Agriculture

---

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

**Assembly Bill 479**

Relating to: Golf Wisconsin special distinguishing registration plates associated with the WPGA Junior Foundation and the promotion of golf in this state and making appropriations.

Assembly Substitute Amendment 1 adoption:

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

Noes: 1 – Representative Suder.

Passage as amended:

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

Noes: 1 – Representative Suder.

To committee on **Rules**.

*JOHN AINSWORTH*  
Chairperson  
Committee on Transportation

---

**COMMUNICATIONS**

September 9, 2005

Patrick Fuller  
Assembly Chief Clerk  
17 W. Main St., Suite 208  
Madison, WI 53708

Dear Clerk Fuller:

Please add my name as a co-sponsor to Assembly Bill 88, which relates to income tax and property tax exemptions for the American Legion and the Veterans of Foreign Wars.

Please also add my name as a co-sponsor to Assembly Bill 31, which allows an individual income tax deduction for certain amounts contributed to any section 529 college tuition program.

Thank you for consideration of my request.

If you have any questions regarding this request, please feel free to contact my office.

Sincerely,  
*JEFF FITZGERALD*  
State Representative  
39th Assembly District

---

State of Wisconsin  
Joint Legislative Council  
Madison

September 12, 2005

Mr. Patrick Fuller  
Assembly Chief Clerk  
17 West Main Street, Suite 208  
Madison, WI 53703

Dear Patrick:

I am pleased to transmit to you the following report to the 2005 Legislature on legislation introduced by the Joint Legislative Council:

RL 2005–14 Special Committee on State–Tribal Relations

I would appreciate your including this letter in the Journal for the information of the membership. Additional copies of this report are available in the Legislative Council Staff offices, One East Main, Suite 401, or from our web page at [www.legis.state.wi.us/lc/](http://www.legis.state.wi.us/lc/)

Sincerely,  
*TERRY C. ANDERSON*  
Director

---

September 13, 2005

Chief Clerk Patrick Fuller  
17 W. Main St., Suite 208  
Madison, WI 53703

Dear Pat:

Representative Kerkman has asked to be withdrawn as a co-sponsor of Assembly Bill 649. Would you please take the necessary action to accomplish this?

Thank you,  
*SHERYL K. ALBERS*  
State Representative  
50th Assembly District

---

September 13, 2005

Chief Clerk Patrick Fuller  
17 W. Main St., Suite 208  
Madison, WI 53703

Dear Mr. Fuller:

I would like to be added as a co-sponsor of Assembly Bill 627, requiring electronic voting machines to produce a paper ballot. Thank you.

Sincerely,  
*MARK GUNDRUM*  
State Representative  
84th Assembly District

September 13, 2005

Patrick Fuller, Assembly Chief Clerk  
P.O. Box 8952  
17 West Main St., Suite 208  
Madison, WI 53708-8952

Dear Chief Clerk Fuller:

I would like to request that my name be added as a co-sponsor to Assembly Bill 657.

Thank you for your assistance. Please contact me if you have any questions.

Sincerely,  
*TERRI MCCORMICK*  
State Representative  
56th Assembly District

## REFERRAL OF AGENCY REPORTS

State of Wisconsin  
Investment Board  
Madison

September 9, 2005

To the Honorable, the Legislature:

Pursuant to s. 1.11 (2)(j) of the Statutes, the State of Wisconsin Investment Board is pleased to report that it did not consider any proposals for legislation or major actions in Wisconsin

during fiscal year 2005 that would have significantly affected the quality of the human environment. Accordingly, the agency was not required to prepare any environmental assessments or impact statements under s. 1.11, Stats.

Sincerely,  
*DAVID C. MILLS*  
Executive Director

Referred to committee on **Natural Resources**.

State of Wisconsin  
University of Wisconsin System  
Madison

September 14, 2005

To the Honorable, the Legislature:

Attached is a copy of the University of Wisconsin System's annual Wisconsin Environmental Policy Act (WEPA) report. This document fulfills Section 1.11 (2)(j) of the Wisconsin Statutes, providing information on the number of Type I Environmental Impact Statements and Type II Environmental Impact Assessments completed during the past fiscal year.

The attached report reflects WEPA activities of the University of Wisconsin System related to Environmental Impact Statements and Environmental Impact Assessments completed during the period of July 1, 2004 through June 30, 2005.

Should you have any questions regarding this report, they should be directed to Terri Reda, UW System Environmental Affairs Officer. Terri may be reached at 263-4410.

Sincerely,  
*KEVIN P. REILLY*  
President

Referred to committee on **Natural Resources**.