



# STATE OF WISCONSIN Assembly Journal

## Ninety-Seventh Regular Session

FRIDAY, April 7, 2006

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

### AMENDMENTS OFFERED

Assembly amendment 1 to **Senate Bill 182** offered by Representative Musser.

Assembly substitute amendment 1 to **Senate Bill 394** offered by Representative Benedict.

### INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

#### **Assembly Bill 1172**

Relating to: crimes committed against individuals who are at least 65 years old and providing penalties.

By Representatives Krawczyk, Musser, Mursau, McCormick, Gronemus and Albers.

To committee on **Judiciary**.

#### **Assembly Bill 1173**

Relating to: the prohibition against the harvest of raw forest products from tax delinquent lands and notice and recording requirements for persons who harvest raw forest products.

By Representatives Montgomery, Nerison, Honadel, Zepnick, Meyer, Hundertmark, Pettis, Ott, F. Lasee, Musser, Van Roy and Kreibich; cosponsored by Senators Cowles, Zien, Lazich, Breske and Hansen.

To committee on **Energy and Utilities**.

#### **Assembly Bill 1174**

Relating to: termination of mobile telephone contracts by members of the military.

By Representatives Gundrum, Musser, Seidel, Suder, Boyle, Nass, Van Akkeren, Petrowski, Kestell, Lehman, Hundertmark, Ott, Pettis, Jeskewitz, M. Williams and McCormick; cosponsored by Senators Decker, Carpenter and Taylor.

To committee on **Military Affairs**.

### COMMITTEE REPORTS

The committee on **Campaigns and Elections** reports and recommends:

#### **Senate Bill 612**

Relating to: administration of elections; providing exemptions from and extending the time limit for emergency rule procedures; granting rule-making authority; and providing penalties.

Assembly Amendment 3 adoption:

Ayes: 3 – Representatives Freese, Kerkman and Travis.

Noes: 1 – Representative Kessler.

Assembly Amendment 4 adoption:

Ayes: 4 – Representatives Freese, Kerkman, Travis and Kessler.

Noes: 0.

Assembly Amendment 5 adoption:

Ayes: 4 – Representatives Freese, Kerkman, Travis and Kessler.

Noes: 0.

Assembly Amendment 6 adoption:

Ayes: 4 – Representatives Freese, Kerkman, Travis and Kessler.

Noes: 0.

Assembly Amendment 7 adoption:

Ayes: 3 – Representatives Freese, Kerkman and Travis.

Noes: 1 – Representative Kessler.

Assembly Amendment 8 adoption:

Ayes: 4 – Representatives Freese, Kerkman, Travis and Kessler.

Noes: 0.

Concurrence as amended:

Ayes: 4 – Representatives Freese, Kerkman, Travis and Kessler.

Noes: 0.

To committee on **Rules**.

*STEPHEN FREESE*

Chairperson

Committee on Campaigns and Elections

The committee on **Property Rights and Land Management** reports and recommends:

**Assembly Bill 760**

Relating to: changes to the comprehensive planning statutes and authorizing towns to withdraw from county zoning.

Assembly Amendment 1 to Assembly Substitute Amendment 1 adoption:

Ayes: 6 – Representatives Albers, Nass, Musser, Wood, Hebl and Staskunas.

Noes: 0.

Assembly Substitute Amendment 1 adoption:

Ayes: 4 – Representatives Albers, Nass, Musser and Wood.

Noes: 2 – Representatives Hebl and Staskunas.

Passage as amended:

Ayes: 4 – Representatives Albers, Nass, Musser and Wood.

Noes: 2 – Representatives Hebl and Staskunas.

To committee on **Rules**.

**Assembly Bill 886**

Relating to: the use of stewardship funds for the acquisition of land or development rights in land around certain military bases or installations.

Assembly Amendment 1 adoption:

Ayes: 5 – Representatives Albers, Nass, Musser, Hebl and Staskunas.

Noes: 1 – Representative Wood.

Without recommendation (Assembly Rule 19):

Ayes: 3 – Representatives Albers, Musser and Wood.

Noes: 3 – Representatives Nass, Hebl and Staskunas.

To committee on **Rules**.

*SHERYL ALBERS*  
Chairperson  
Committee on Property Rights and Land Management

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

**Assembly Bill 964**

Relating to: authorization to operate motorcycles, stops required of vehicles at traffic control signals, vehicle failure-to-yield violations, driver education instruction, highway project planning by the Department of Transportation, and providing a penalty.

Assembly Amendment 1 adoption:

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

Noes: 1 – Representative Gronemus.

Passage as amended:

Ayes: 10 – Representatives Petrowski, Hahn, Suder, Friske, Ott, Van Roy, Davis, Sherman, Vruwink and Nelson.

Noes: 4 – Representatives Ainsworth, Steinbrink, Gronemus and Molepske.

To committee on **Rules**.

**Assembly Bill 965**

Relating to: decals on special interest vehicles that provide parking privileges for persons with physical disabilities.

Passage:

Ayes: 8 – Representatives Petrowski, Suder, Friske, Ott, Van Roy, Davis, Gronemus and Sherman.

Noes: 6 – Representatives Ainsworth, Hahn, Steinbrink, Vruwink, Molepske and Nelson.

To committee on **Rules**.

**Assembly Bill 967**

Relating to: maintenance and removal of vegetation obstructing the view of outdoor advertising signs along highways under the jurisdiction of the Department of Transportation and an audit of a program of the Department of Transportation.

Passage:

Ayes: 12 – Representatives Ainsworth, Petrowski, Hahn, Suder, Friske, Ott, Van Roy, Davis, Gronemus, Sherman, Vruwink and Nelson.

Noes: 2 – Representatives Steinbrink and Molepske.

To committee on **Rules**.

**Assembly Bill 985**

Relating to: multiple or variable messages on off-premises outdoor advertising signs along interstate and federal-aid primary highways and granting rule-making authority.

Passage:

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

Noes: 1 – Representative Molepske.

To committee on **Rules**.

**Assembly Bill 1049**

Relating to: ratification of the Midwest Interstate Passenger Rail Compact.

Passage:

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**.

**Senate Bill 306**

Relating to: designation of state aviation facilities at the Dane County Regional Airport as the Fritz E. Wolf Aviation Center.

Concurrence:

Ayes: 14 – Representatives Ainsworth, Petrowski, Hahn, Suder, Friske, Ott, Van Roy, Davis, Steinbrink, Gronemus, Sherman, Vruwink, Molepske and Nelson.

Noes: 0.

To committee on **Rules**.

### **Senate Bill 499**

Relating to: recording and filing transportation project plats.

Concurrence:

Ayes: 14 – Representatives Ainsworth, Petrowski, Hahn, Suder, Friske, Ott, Van Roy, Davis, Steinbrink, Gronemus, Sherman, Vruwink, Molepske and Nelson.

Noes: 0.

To committee on **Rules**.

### **Senate Bill 528**

Relating to: authorization to operate motorcycles, stops required of vehicles at traffic control signals, vehicle failure-to-yield violations, driver education instruction, highway project planning by the Department of Transportation, and providing a penalty.

Concurrence:

Ayes: 10 – Representatives Petrowski, Hahn, Suder, Friske, Ott, Van Roy, Davis, Sherman, Vruwink and Nelson.

Noes: 4 – Representatives Ainsworth, Steinbrink, Gronemus and Molepske.

To committee on **Rules**.

### **Senate Bill 548**

Relating to: multiple or variable messages on off-premises outdoor advertising signs along interstate and federal-aid primary highways and granting rule-making authority.

Concurrence:

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

Noes: 1 – Representative Molepske.

To committee on **Rules**.

*JOHN AINSWORTH*  
Chairperson  
Committee on Transportation

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

### **Assembly Bill 573**

Relating to: revision and elimination of the exemption from the property tax for certain property and the use of income from certain tax-exempt leased property.

Passage:

Ayes: 4 – Representatives LeMahieu, Gottlieb, Fields and Parisi.

Noes: 3 – Representatives Pridemore, Gunderson and Lothian.

To committee on **Rules**.

### **Assembly Bill 1001**

Relating to: computing expense deductions and amortization and depreciation on property for income and franchise tax purposes.

Passage:

Ayes: 7 – Representatives LeMahieu, Pridemore, Gunderson, Lothian, Gottlieb, Berceau and Fields.

Noes: 1 – Representative Parisi.

To committee on **Rules**.

*DANIEL LEMAHIEU*  
Chairperson  
Committee on Urban and Local Affairs

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

### **Assembly Bill 954**

Relating to: an income and franchise tax credit for workplace wellness programs and requiring the exercise of rule-making authority.

Assembly Substitute Amendment 2 adoption:

Ayes: 13 – Representatives Wood, Nass, Hahn, Jeskewitz, Kerkman, Lothian, Strachota, Pridemore, Berceau, Ziegelbauer, Toles, Hebl and Fields.

Noes: 0.

Passage as amended:

Ayes: 8 – Representatives Wood, Nass, Hahn, Jeskewitz, Kerkman, Lothian, Strachota and Pridemore.

Noes: 5 – Representatives Berceau, Ziegelbauer, Toles, Hebl and Fields.

To committee on **Rules**.

### **Assembly Bill 955**

Relating to: an income and franchise tax credit for information technology equipment used to maintain medical records in electronic form.

Assembly Substitute Amendment 1 adoption:

Ayes: 12 – Representatives Wood, Nass, Hahn, Jeskewitz, Kerkman, Lothian, Strachota, Pridemore, Ziegelbauer, Toles, Hebl and Fields.

Noes: 1 – Representative Berceau.

Passage as amended:

Ayes: 7 – Representatives Wood, Hahn, Jeskewitz, Kerkman, Lothian, Strachota and Pridemore.

Noes: 6 – Representatives Nass, Berceau, Ziegelbauer, Toles, Hebl and Fields.

To committee on **Rules**.

*JEFFREY WOOD*  
Chairperson  
Committee on Ways and Means

**Assembly Bill 717**  
**Assembly Bill 725**  
**Assembly Bill 739**  
**Assembly Bill 742**  
**Assembly Bill 849**  
**Assembly Bill 934**  
**Assembly Bill 935**  
**Assembly Bill 970**

Presented to the Governor on Thursday, April 6.

*PATRICK E. FULLER*  
Assembly Chief Clerk

**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 80**

Amended and concurred in as amended:

**Assembly Bill 850** (Senate amendment 1 to Senate substitute amendment 1 and Senate substitute amendment 1 adopted)

**EXECUTIVE COMMUNICATIONS**

State of Wisconsin  
Office of the Governor  
Madison

April 6, 2006

To the Honorable Members of the Assembly:

The following bills, originating in the Assembly, have been approved, signed and deposited in the office of the Secretary of State:

**ACTION ON THE SENATE MESSAGE**

**Senate Bill 80**

Relating to: a fraud, waste, and mismanagement hot line at the Legislative Audit Bureau.

By Senators Lassa, Hansen, Carpenter, Wirch and Taylor; cosponsored by Representatives Suder, Turner, Molepske, Albers, Sheridan, Cullen, Berceau and Shilling.

To committee on **Budget Review**.

<u>Bill Number</u>	<u>Act Number</u>	<u>Date Approved</u>
<b>Assembly Bill 1028</b> . . . . .	269 . . . . .	April 5, 2006
<b>Assembly Bill 708</b> . . . . .	271 . . . . .	April 6, 2006
<b>Assembly Bill 636</b> . . . . .	272 . . . . .	April 6, 2006
<b>Assembly Bill 444</b> . . . . .	273 . . . . .	April 6, 2006
<b>Assembly Bill 47</b> . . . . .	276 . . . . .	April 6, 2006
<b>Assembly Bill 511</b> . . . . .	277 . . . . .	April 6, 2006
<b>Assembly Bill 727</b> . . . . .	279 . . . . .	April 6, 2006
<b>Assembly Bill 728</b> . . . . .	280 . . . . .	April 6, 2006
<b>Assembly Bill 291</b> . . . . .	281 . . . . .	April 6, 2006

**Assembly Bill 850**

Relating to: the regulation of certain wharves, piers, boat shelters, boat hoists, and boat lifts.

By Representatives Gunderson, Gard, Kleefisch, Albers, Ballweg, Bies, J. Fitzgerald, Gronemus, Huebsch, Hundertmark, Jensen, Jeskewitz, Kerkman, Kestell, Krawczyk, F. Lasee, LeMahieu, Meyer, Montgomery, Moulton, Mursau, Musser, Nischke, Petrowski, Rhoades, Towns, Van Roy, Vos, Ward and Ziegelbauer; cosponsored by Senators Stepp, Zien, Breske, Brown, Darling, Lazich, Olsen, Reynolds and Roessler.

To committee on **Rules**.

Respectfully submitted,  
*JIM DOYLE*  
Governor

**COMMUNICATIONS**

State of Wisconsin  
Office of the Secretary of State  
Madison

**CHIEF CLERK REPORTS**

The Chief Clerk records:

**Assembly Bill 7**  
**Assembly Bill 36**  
**Assembly Bill 38**  
**Assembly Bill 143**  
**Assembly Bill 262**  
**Assembly Bill 295**  
**Assembly Bill 450**  
**Assembly Bill 521**  
**Assembly Bill 596**  
**Assembly Bill 660**

To Whom It May Concern:

Acts, Joint Resolutions and Resolutions deposited in this office have been numbered and published as follows:

<u>Bill Number</u>	<u>Act Number</u>	<u>Publication Date</u>
<b>Assembly Bill 479</b> . . . . .	260 . . . . .	April 19, 2006
<b>Assembly Bill 1014</b> . . . . .	261 . . . . .	April 19, 2006
<b>Assembly Bill 48</b> . . . . .	263 . . . . .	April 19, 2006
<b>Assembly Bill 785</b> . . . . .	264 . . . . .	April 19, 2006
<b>Assembly Bill 805</b> . . . . .	265 . . . . .	April 19, 2006
<b>Assembly Bill 485</b> . . . . .	266 . . . . .	April 19, 2006
<b>Assembly Bill 619</b> . . . . .	268 . . . . .	April 19, 2006

<b>Assembly Bill 1028</b> . . . . .	269	April 19, 2006
<b>Assembly Bill 708</b> . . . . .	271	April 19, 2006
<b>Assembly Bill 636</b> . . . . .	272	April 19, 2006
<b>Assembly Bill 444</b> . . . . .	273	April 19, 2006
<b>Assembly Bill 47</b> . . . . .	276	April 19, 2006
<b>Assembly Bill 511</b> . . . . .	277	April 19, 2006
<b>Assembly Bill 727</b> . . . . .	279	April 19, 2006
<b>Assembly Bill 728</b> . . . . .	280	April 19, 2006
<b>Assembly Bill 291</b> . . . . .	281	April 19, 2006

Sincerely,  
*DOUGLAS LA FOLLETTE*  
Secretary of State

---

## REFERRAL OF AGENCY REPORTS

State of Wisconsin  
Department of Public Instruction  
Madison

March 31, 2006

To the Honorable, the Legislature:

The Department of Public Instruction is submitting the 2005

annual report on the status of bilingual-bicultural education programs as required under s. [115.996](#), Wis. Stats. The reports provide data from the state-aided bilingual-bicultural/ESL education programs for the 2005 fiscal year (July 1, 2004, through June 30, 2005).

This annual report presents details on the state's administration and funding of bilingual education in Wisconsin, including the number of pupils from minority languages served, the locations of the state-aided programs during the 2005 fiscal year, and staff-related data. In addition, the report comments on factors contributing to program growth.

If you have questions, please contact Joseph F. Donovan, DPI Communications Director at 608-266-3559.

Sincerely,  
*ELIZABETH BURMASTER*  
State Superintendent

Referred to committee on **Education**.