



STATE OF WISCONSIN

Assembly Journal

Ninety-Eighth Regular Session

12:15 P.M.

WEDNESDAY, May 9, 2007

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

Speaker Huebsch in the chair.

Representative J. Fitzgerald asked unanimous consent for a quorum call. Granted.

A quorum was present.

The prayer was offered by Reverend Kevin Hahn from Faith Lutheran Church in Marinette.

Representative Nygren 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 Albers, Ballweg, Benedict, Berceau, Bies, Black, Boyle, Colon, Cullen, Davis, Fields, J. Fitzgerald, Friske, Garthwaite, Gottlieb, Grigsby, Gronemus, Gunderson, Gundrum, Hahn, Hebl, Hilgenberg, Hines, Hintz, Hixson, Honadel, Hraychuck, Hubler, Jeskewitz, Jorgensen, Kaufert, Kerkman, Kessler, Kestell, Kleefisch, Kramer, Kreuser, Krusick, F. Lasee, LeMahieu, Lothian, Mason, Meyer, Molepske, Montgomery, Moulton, Mursau, Murtha, Musser, Nass, Nelson, Nerison, Newcomer, Nygren, A. Ott, J. Ott, Owens, Parisi, Petersen, Petrowski, Pocan, Pope–Roberts, Pridemore, Rhoades, Richards, Roth, Schneider, Seidel, Sheridan, Sherman, Sinicki, Smith, Soletski, Staskunas, Steinbrink, Stone, Strachota, Suder, Tauchen, Toles, Townsend, Travis, Turner, Van Akkeren, Van Roy, Vos, Vruwink, Vukmir, Wasserman, Wieckert, A. Williams, M. Williams, Wood, Zepnick, Ziegelbauer, Zipperer and Speaker Huebsch – 97.

Absent with leave – Representatives Shilling and Young – 2.

Vacancies – None.

LEAVES OF ABSENCE

Representative Staskunas asked unanimous consent for a leave of absence for today's session for Representatives Shilling and Young. Granted.

AMENDMENTS OFFERED

Assembly amendment 1 to **Assembly Bill 76** offered by Representative Moulton.

Assembly amendment 1 to Assembly amendment 1 to Assembly substitute amendment 1 to **Assembly Bill 85** offered by committee on **Biofuels and Sustainable Energy**.

ADMINISTRATIVE RULES

Assembly Clearinghouse Rule 07–007

Relating to certification of dwelling contractors, and affecting small businesses.

Submitted by Department of Commerce.

Report received from Agency, April 23, 2007.

To committee on **Housing**.

Referred on May 7, 2007.

Assembly Clearinghouse Rule 07–022

Relating to the county veterans service officer grant program.

Submitted by Department of Veterans Affairs.

Report received from Agency, April 27, 2007.

To committee on **Veterans and Military Affairs**.

Referred on May 9, 2007.

Assembly Clearinghouse Rule 07–028

Relating to the adoption of children to include preadoption training requirements that will apply to private adoptions, international adoptions, and adoptions of children with special needs, and affecting small businesses.

Submitted by Department of Health and Family Services.

Report received from Agency, May 4, 2007.

To committee on **Children and Family Law**.

Referred on May 9, 2007.

INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

Assembly Joint Resolution 52

Relating to: urging U.S. Department of Health and Human Services Secretary Michael Leavitt to renew SeniorCare.

By Representatives Nelson, Tauchen, Hraychuck, Mursau, Jorgensen, Murtha, Soletski, Davis, Garthwaite,

Hines, Smith, Krusick, Travis, Hixson, Van Roy, Nerison, Molepske, Vruwink, Moulton, Sheridan, Hintz, Van Akkeren, Toles, Mason, A. Ott, Jeskewitz, Kaufert, Cullen, Richards, Hubler, Kreuser, Sherman, Sinicki, Hilgenberg, Staskunas, Grigsby, Schneider, Berceau, Gronemus, Hebl, Steinbrink, Benedict, Seidel, Shilling, Fields, Turner, Young, Zepnick, Boyle, Pocan, Wasserman, Pope-Roberts, Parisi, Black, Kessler, Colon and M. Williams; cosponsored by Senators Plale, Kreitlow, Wirch, Sullivan, Taylor, Coggs, Hansen, Lehman, Risser, Roessler, Lassa, Carpenter and Leibham.

To committee on **Rules**.

COMMITTEE REPORTS

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

Assembly Bill 116

Relating to: increasing the public contract minimum bid requirements for drainage districts.

Assembly Amendment 1 adoption:

Ayes: 11 – Representatives A. Ott, Nerison, M. Williams, Mursau, Murtha, Tauchen, Gronemus, Molepske, Jorgensen, Vruwink and Garthwaite.

Noes: 0.

Passage as amended:

Ayes: 10 – Representatives A. Ott, Nerison, M. Williams, Mursau, Murtha, Tauchen, Molepske, Jorgensen, Vruwink and Garthwaite.

Noes: 1 – Representative Gronemus.

To committee on **Rules**.

ALVIN OTT
Chairperson
Committee on Agriculture

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

Assembly Bill 8

Relating to: capturing an image of a nude or partially nude person in a locker room, written policies on privacy in locker rooms, and providing a penalty.

Assembly Amendment 1 adoption:

Ayes: 11 – Representatives Kleefisch, Friske, Albers, Owens, Vukmir, Kramer, Turner, Staskunas, Kessler, Grigsby and Hraychuck.

Noes: 0.

Passage as amended:

Ayes: 11 – Representatives Kleefisch, Friske, Albers, Owens, Vukmir, Kramer, Turner, Staskunas, Kessler, Grigsby and Hraychuck.

Noes: 0.

To committee on **Rules**.

JOEL KLEEFISCH
Chairperson
Committee on Criminal Justice

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

Assembly Bill 198

Relating to: conservation wardens employed by the Great Lakes Indian Fish and Wildlife Commission.

Passage:

Ayes: 12 – Representatives Gunderson, J. Ott, M. Williams, Moulton, Nerison, Mursau, Black, Molepske, Steinbrink, Hraychuck, Hebl and Mason.

Noes: 0.

To committee on **Rules**.

SCOTT GUNDERSON
Chairperson
Committee on Natural Resources

The committee on **Veterans and Military Affairs** reports and recommends:

Assembly Bill 270

Relating to: changing the members of the Council on Veterans Programs.

Passage:

Ayes: 9 – Representatives Musser, Townsend, Petrowski, Bies, Petersen, Sherman, Hubler, Boyle and Turner.

Noes: 0.

To committee on **Rules**.

TERRY MUSSER
Chairperson
Committee on Veterans and Military Affairs

MESSAGE FROM THE SENATE

From: Robert J. Marchant, Senate Chief Clerk.

Mr. Speaker:

I am directed to inform you that the Senate has

Concurred in:

Assembly Bill 36
Assembly Joint Resolution 14
Assembly Joint Resolution 48

Adopted and asks concurrence in:

Senate Joint Resolution 31

ACTION ON THE SENATE MESSAGE

Representative J. Fitzgerald asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 31** be withdrawn from the Senate message and taken up at this time. Granted.

SPECIAL GUEST

At the request of Speaker Huebsch, Sue and Pete Servais joined him at the rostrum.

Senate Joint Resolution 31

Relating to: the life and military service of United States Air Force Senior Airman Adam Servais.

By Senator Kapanke; cosponsored by Representative Huebsch.

The question was: Shall **Senate Joint Resolution 31** be concurred in?

Motion carried.

Representative J. Fitzgerald asked unanimous consent that all members of the Assembly be added as cosponsors of **Senate Joint Resolution 31**. Granted.

Representative J. Fitzgerald asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 31** be immediately messaged to the Senate. Granted.

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

The Assembly stood recessed.

12:34 P.M.

RECESS

4:44 P.M.

The Assembly reconvened.

Speaker Pro Tempore Gottlieb in the chair.

Representative J. Fitzgerald asked unanimous consent for a quorum call. Granted.

A quorum was present.

LEAVES OF ABSENCE

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

CALENDAR OF THURSDAY, APRIL 26

Assembly Bill 207

Relating to: regulation of cable television and video service providers.

POINT OF ORDER

Representative Black rose to the point of order that **Assembly Bill 207** is not properly before the Assembly because there is no emergency statement attached pursuant to s. 16.47 (2) of the Wisconsin Statutes.

Speaker Pro Tempore Gottlieb ruled the point of order **not well taken** because the bill does not have an appropriation.

The question was: **Assembly Bill 207** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes – Representatives Albers, Ballweg, Bies, Cullen, Davis, Fields, J. Fitzgerald, Friske, Gottlieb, Grigsby, Gunderson, Gundrum, Hahn, Hines, Honadel, Jeskewitz, Jorgensen, Kaufert, Kerkman, Kestell, Kleefisch, Kramer, Kreuser, Krusick, F. Lasee, LeMahieu, Lothian, Mason, Meyer, Montgomery, Moulton, Mursau, Murtha, Musser, Nass, Nelson, Nerison, Newcomer, Nygren, A. Ott, J. Ott, Owens, Petersen, Petrowski, Pridemore, Rhoades, Richards, Roth, Seidel, Sinicki, Soletski, Stone, Strachota, Suder, Townsend, Travis, Turner, Van Roy, Vos, Vukmir, Wieckert, M. Williams, Wood, Zepnick, Zipperer and Speaker Huebsch – 66.

Noes – Representatives Berceau, Black, Boyle, Colon, Garthwaite, Gronemus, Hebl, Hilgenberg, Hintz, Hixson, Hraychuck, Hubler, Kessler, Molepske, Parisi, Pocan, Pope-Roberts, Schneider, Sherman, Smith, Steinbrink, Tauchen, Toles, Van Akkeren, Vruwink, Wasserman, A. Williams and Ziegelbauer – 28.

Paired for – Representatives Sheridan and Shilling – 2.

Paired against – Representatives Benedict and Staskunas – 2.

Absent or not voting – Representative Young – 1.

Motion carried.

Representative J. Fitzgerald asked unanimous consent that the rules be suspended and that **Assembly Bill 207** be immediately messaged to the Senate.

Representative Black objected.

Representative J. Fitzgerald moved that the rules be suspended and that **Assembly Bill 207** be immediately messaged to the Senate.

The question was: Shall the rules be suspended and **Assembly Bill 207** be immediately messaged to the Senate?

The roll was taken.

The result follows:

Ayes – Representatives Albers, Ballweg, Bies, Davis, J. Fitzgerald, Friske, Gottlieb, Gunderson, Gundrum, Hahn, Hines, Honadel, Jeskewitz, Kaufert, Kerkman, Kestell, Kleefisch, Kramer, F. Lasee, LeMahieu, Lothian, Mason, Meyer, Montgomery, Moulton, Mursau, Murtha, Musser, Nass, Nerison, Newcomer, Nygren, A. Ott, J. Ott, Owens, Petersen, Petrowski, Pridemore, Rhoades, Roth, Stone, Strachota, Suder, Tauchen, Townsend, Turner, Van Roy, Vos, Vukmir, Wieckert, M. Williams, Wood, Zipperer and Speaker Huebsch – 54.

Noes – Representatives Berceau, Black, Boyle, Colon, Cullen, Fields, Garthwaite, Grigsby, Gronemus, Hebl, Hilgenberg, Hintz, Hixson, Hraychuck, Hubler, Jorgensen, Kessler, Kreuser, Krusick, Molepske, Nelson, Parisi, Pocan, Pope–Roberts, Richards, Schneider, Seidel, Sheridan, Sherman, Sinicki, Smith, Soletski, Staskunas, Steinbrink, Toles, Travis, Van Akkeren, Vruwink, Wasserman, A. Williams, Zepnick and Ziegelbauer – 42.

Absent or not voting – Representatives Benedict, Shilling and Young – 3.

Motion failed.

CALENDAR OF WEDNESDAY, MAY 9

Assembly Joint Resolution 12

Relating to: Seymour, Wisconsin, as the home of the hamburger.

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

Motion carried.

Representative J. Fitzgerald asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 12** be immediately messaged to the Senate. Granted.

Assembly Joint Resolution 36

Relating to: proclaiming Cesky Den.

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

Motion carried.

Representative J. Fitzgerald asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 36** be immediately messaged to the Senate. Granted.

Senate Joint Resolution 10

Relating to: the life and service of Specialist Shaun Allen Novak of the United States Army, who lost his life during Operation Enduring Freedom.

The question was: Shall **Senate Joint Resolution 10** be concurred in?

Motion carried.

Representative J. Fitzgerald asked unanimous consent that all members of the Assembly be added as cosponsors of **Senate Joint Resolution 10**. Granted.

Representative J. Fitzgerald asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 10** be immediately messaged to the Senate. Granted.

Representative J. Fitzgerald asked unanimous consent that **Senate Joint Resolution 38** be withdrawn from the committee on **Rules** and taken up at this time. Granted.

Senate Joint Resolution 38

Relating to: honoring the UW–Green Bay women’s basketball team.

The question was: Shall **Senate Joint Resolution 38** be concurred in?

Motion carried.

Representative J. Fitzgerald asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 38** be immediately messaged to the Senate. Granted.

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 49

ACTION ON THE SENATE MESSAGE

Representative J. Fitzgerald asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 49** be withdrawn from the Senate message and taken up at this time. Granted.

Senate Joint Resolution 49

Relating to: honoring Wisconsinites called up to active military duty.

By Senator Erpenbach.

The question was: Shall **Senate Joint Resolution 49** be concurred in?

Motion carried.

Representative J. Fitzgerald asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 49** be immediately messaged to the Senate. Granted.

Representative J. Fitzgerald in the chair.

Assembly Bill 26

Relating to: liability for disobeying school crossing guards and providing a penalty.

The question was: Shall Assembly amendment 1 to **Assembly Bill 26** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 26** be ordered engrossed and read a third time?

Motion carried.

Representative Gundrum asked unanimous consent that the rules be suspended and that **Assembly Bill 26** be given a third reading. Granted.

The question was: **Assembly Bill 26** having been read three times, shall the bill be passed?

Motion carried.

Representative Gundrum asked unanimous consent that the rules be suspended and that **Assembly Bill 26** be immediately messaged to the Senate. Granted.

Speaker Pro Tempore Gottlieb in the chair.

Assembly Bill 30

Relating to: permitting an educational agency to refuse to employ or to terminate from employment an unpardoned felon.

The question was: Shall Assembly amendment 1 to **Assembly Bill 30** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 30** be ordered engrossed and read a third time?

Motion carried.

Representative J. Fitzgerald asked unanimous consent that the rules be suspended and that **Assembly Bill 30** be given a third reading.

Representative Grigsby objected.

Representative J. Fitzgerald moved that the rules be suspended and that **Assembly Bill 30** be given a third reading.

The question was: Shall the rules be suspended and **Assembly Bill 30** be given a third reading?

The roll was taken.

The result follows:

Ayes – Representatives Albers, Ballweg, Bies, Davis, J. Fitzgerald, Friske, Gottlieb, Gunderson, Gundrum, Hahn, Hines, Honadel, Jeskewitz, Kaufert, Kerkman, Kestell, Kleefisch, Kramer, Krusick, F. Lasee, LeMahieu, Lothian, Mason, Meyer, Montgomery, Moulton, Mursau, Murtha, Musser, Nass, Nerison, Newcomer, Nygren, A. Ott, J. Ott, Owens, Petersen, Petrowski, Pridemore, Rhoades, Roth, Stone, Strachota, Suder, Tauchen, Townsend, Van Roy, Vos, Vukmir, Wieckert, M. Williams, Wood, Zipperer and Speaker Huebsch – 54.

Noes – Representatives Berceau, Black, Boyle, Colon, Cullen, Fields, Garthwaite, Grigsby, Gronemus, Hebl, Hilgenberg, Hintz, Hixson, Hraychuck, Hubler, Jorgensen, Kessler, Kreuser, Molepske, Nelson, Parisi, Pocan, Pope–Roberts, Richards, Schneider, Seidel, Sheridan, Sherman, Sinicki, Smith, Soletski, Staskunas, Steinbrink, Toles, Travis, Turner, Van Akkeren, Vruwink, Wasserman, A. Williams, Zepnick and Ziegelbauer – 42.

Absent or not voting – Representatives Benedict, Shilling and Young – 3.

Motion failed.

Assembly Bill 35

Relating to: the privilege of self–defense.

The question was: Shall **Assembly Bill 35** be ordered engrossed and read a third time?

Motion carried.

Representative J. Fitzgerald asked unanimous consent that the rules be suspended and that **Assembly Bill 35** be given a third reading. Granted.

The question was: **Assembly Bill 35** having been read three times, shall the bill be passed?

Motion carried.

Representative J. Fitzgerald asked unanimous consent that the rules be suspended and that **Assembly Bill 35** be immediately messaged to the Senate. Granted.

Assembly Bill 51

Relating to: prohibiting certain computer messages or postings that invite harassment or obscene, lewd, or profane communication and providing a penalty.

Representative J. Fitzgerald asked unanimous consent that **Assembly Bill 51** be laid on the table. Granted.

Assembly Bill 162

Relating to: resisting arrest while armed with or threatening to use a dangerous weapon.

The question was: Shall Assembly amendment 1 to **Assembly Bill 162** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 162** be ordered engrossed and read a third time?

Motion carried.

Representative J. Fitzgerald asked unanimous consent that the rules be suspended and that **Assembly Bill 162** be given a third reading. Granted.

The question was: **Assembly Bill 162** having been read three times, shall the bill be passed?

Motion carried.

Representative J. Fitzgerald asked unanimous consent that the rules be suspended and that **Assembly Bill 162** be immediately messaged to the Senate. Granted.

Assembly Bill 166

Relating to: information obtained by a tax preparer in the course of preparing a client's tax return.

The question was: Shall Assembly amendment 1 to Assembly substitute amendment 1 to **Assembly Bill 166** be adopted?

Motion carried.

The question was: Shall Assembly substitute amendment 1 to **Assembly Bill 166** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 166** be ordered engrossed and read a third time?

Motion carried.

Representative J. Fitzgerald asked unanimous consent that the rules be suspended and that **Assembly Bill 166** be given a third reading. Granted.

The question was: **Assembly Bill 166** having been read three times, shall the bill be passed?

The roll was taken.

Ayes – Representatives Albers, Ballweg, Berceau, Bies, Black, Boyle, Colon, Cullen, Davis, Fields, J. Fitzgerald, Friske, Garthwaite, Gottlieb, Grigsby, Gronemus, Gunderson, Gundrum, Hahn, Hebl, Hilgenberg, Hines, Hintz, Hixson, Honadel, Hraychuck, Hubler, Jeskewitz, Jorgensen, Kaufert, Kerkman, Kessler, Kestell, Kleefisch, Kramer, Kreuser, Krusick, F. Lasee, LeMahieu, Lothian, Mason, Meyer, Molepske, Montgomery, Moulton, Mursau, Murtha, Musser, Nass, Nelson, Nerison, Newcomer, Nygren, A. Ott, J. Ott, Owens, Parisi, Petersen, Petrowski, Pocan, Pope–Roberts, Pridemore, Rhoades, Richards, Roth, Schneider, Seidel, Sheridan, Sherman, Sinicki, Smith, Soletski, Staskunas, Steinbrink, Stone, Strachota, Suder, Tauchen, Toles, Townsend, Travis, Turner, Van Akkeren, Van Roy, Vos, Vruwink, Vukmir, Wasserman, Wieckert, A. Williams, M. Williams, Wood, Zepnick, Ziegelbauer, Zipperer and Speaker Huebsch – 96.

Noes – None.

Absent or not voting – Representatives Benedict, Shilling and Young – 3.

Motion carried.

Representative J. Fitzgerald asked unanimous consent that the rules be suspended and that **Assembly Bill 166** be immediately messaged to the Senate. Granted.

Representative J. Fitzgerald asked unanimous consent that the rules be suspended and that **Senate Bill 110** be withdrawn from the committee on **Rules** and taken up at this time. Granted.

Senate Bill 110

Relating to: refusal by the Department of Natural Resources to reveal electronic mail addresses of subscribers.

The question was: Shall **Senate Bill 110** be ordered to a third reading?

Motion carried.

Representative J. Fitzgerald asked unanimous consent that the rules be suspended and that **Senate Bill 110** be given a third reading. Granted.

The question was: **Senate Bill 110** having been read three times, shall the bill be concurred in?

Motion carried.

Representative J. Fitzgerald asked unanimous consent that the rules be suspended and that **Senate Bill 110** be immediately messaged to the Senate. Granted.

Assembly Bill 220

Relating to: refusal by the Department of Natural Resources to reveal electronic mail addresses of subscribers.

Representative J. Fitzgerald asked unanimous consent that **Assembly Bill 220** be laid on the table. Granted.

Assembly Bill 227

Relating to: continuing education requirements for persons applying for a building permit.

The question was: Shall **Assembly Bill 227** be ordered engrossed and read a third time?

Motion carried.

Representative J. Fitzgerald asked unanimous consent that the rules be suspended and that **Assembly Bill 227** be given a third reading. Granted.

The question was: **Assembly Bill 227** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes – Representatives Albers, Ballweg, Berceau, Bies, Black, Boyle, Colon, Cullen, Davis, Fields, J. Fitzgerald, Friske, Garthwaite, Gottlieb, Grigsby, Gronemus, Gunderson, Hahn, Hebl, Hilgenberg, Hines, Hintz, Hixson, Honadel, Hraychuck, Hubler, Jeskewitz, Jorgensen, Kaufert, Kessler, Kestell, Kleefisch, Kramer, Kreuser, Krusick, F. Lasee, LeMahieu, Lothian, Mason, Meyer, Molepske, Montgomery, Moulton, Mursau, Murtha, Musser, Nass, Nelson, Nerison, Newcomer, Nygren, A. Ott, J. Ott, Owens, Parisi, Petersen, Petrowski, Pocan, Pope–Roberts, Pridemore, Rhoades, Richards, Roth, Schneider, Seidel, Sheridan, Sherman, Sinicki, Smith, Soletski, Staskunas, Steinbrink, Stone, Strachota, Suder, Tauchen, Toles, Townsend, Travis, Turner, Van Akkeren, Van Roy, Vruwink, Vukmir, Wasserman, Wieckert, A. Williams, Wood, Zepnick, Ziegelbauer, Zipperer and Speaker Huebsch – 92.

Noes – Representatives Gundrum, Kerkman, Vos and M. Williams – 4.

Absent or not voting – Representatives Benedict, Shilling and Young – 3.

Motion carried.

Representative J. Fitzgerald asked unanimous consent that the rules be suspended and that **Assembly Bill 227** be immediately messaged to the Senate. 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 133

ACTION ON THE SENATE MESSAGE

Representative J. Fitzgerald asked unanimous consent that the rules be suspended and that **Senate Bill 133** be withdrawn from the Senate message and taken up at this time. Granted.

Senate Bill 133

Relating to: fraud in advertising of musical performances and providing a penalty.

By Senators Coggs, S. Fitzgerald, Plale, Olsen, Lassa and Erpenbach; cosponsored by Representatives M. Williams, Pocan, Turner, Sinicki, Nerison, Montgomery, Hintz, Berceau, Ziegelbauer, Nygren, Hahn, Townsend and Vos.

The question was: Shall **Senate Bill 133** be ordered to a third reading?

Motion carried.

Representative J. Fitzgerald asked unanimous consent that the rules be suspended and that **Senate Bill 133** be given a third reading. Granted.

The question was: **Senate Bill 133** having been read three times, shall the bill be concurred in?

Motion carried.

Representative J. Fitzgerald asked unanimous consent that the rules be suspended and that **Senate Bill 133** be immediately messaged to the Senate. Granted.

Assembly Bill 230

Relating to: fraud in advertising of musical performances and providing a penalty.

Representative J. Fitzgerald asked unanimous consent that **Assembly Bill 230** be laid on the table. Granted.

LEAVES OF ABSENCE

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

Assembly Bill 260

Relating to: permitting an employer to refuse to employ or to terminate from employment an individual who has been convicted of a sex offense or a violent offense and preempting cities, villages, town, and counties from adopting provisions concerning employment discrimination based on arrest or conviction record that prohibit activity that is allowed under the state fair employment law.

Assembly amendment 1 to **Assembly Bill 260** offered by Representatives Kleefisch and Grigsby.

Representative Kleefisch asked unanimous consent that Assembly amendment 1 to **Assembly Bill 260** be withdrawn and returned to the author. Granted.

The question was: Shall **Assembly Bill 260** be ordered engrossed and read a third time?

Motion carried.

Representative J. Fitzgerald asked unanimous consent that the rules be suspended and that **Assembly Bill 260** be given a third reading. Granted.

The question was: **Assembly Bill 260** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes – Representatives Albers, Ballweg, Bies, Cullen, Davis, J. Fitzgerald, Garthwaite, Gottlieb, Gronemus, Gunderson, Gundrum, Hahn, Hines, Hintz, Honadel, Hraychuck, Jeskewitz, Jorgensen, Kaufert, Kerkman, Kestell, Kleefisch, Kramer, Krusick, F. Lasee, LeMahieu, Lothian, Mason, Meyer, Montgomery, Moulton, Mursau, Murtha, Musser, Nelson, Nerison, Newcomer, Nygren, A. Ott, J. Ott, Owens, Petersen, Petrowski, Pridemore, Rhoades, Roth, Soletski, Staskunas, Stone, Strachota, Suder, Tauchen, Townsend, Vos, Vukmir, Wieckert, M. Williams, Wood, Ziegelbauer, Zipperer and Speaker Huebsch – 61.

Noes – Representatives Berceau, Black, Boyle, Colon, Fields, Friske, Grigsby, Hebl, Hilgenberg, Hixson, Hubler, Kessler, Kreuser, Molepske, Parisi, Pocan, Pope–Roberts, Richards, Schneider, Seidel, Sheridan, Sherman, Sinicki, Smith, Steinbrink, Toles, Travis, Turner, Van Akkeren, Van Roy, Vruwink, A. Williams and Zepnick – 33.

Paired for – Representative Wasserman – 1.

Paired against – Representative Benedict – 1.

Absent or not voting – Representatives Nass, Shilling and Young – 3.

Motion carried.

Representative J. Fitzgerald asked unanimous consent that the rules be suspended and that **Assembly Bill 260** be immediately messaged to the Senate. Granted.

Senate Bill 7

Relating to: revisions in terminology that affect mobile homes, manufactured homes, modular homes, manufactured buildings, recreational vehicles, and mobile and manufactured home communities, and changes that apply to monthly fees collected by certain local governmental units.

The question was: Shall **Senate Bill 7** be ordered to a third reading?

Motion carried.

Representative J. Fitzgerald asked unanimous consent that the rules be suspended and that **Senate Bill 7** be given a third reading. Granted.

The question was: **Senate Bill 7** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes – Representatives Albers, Ballweg, Berceau, Bies, Black, Boyle, Colon, Cullen, Davis, Fields, J. Fitzgerald, Friske, Garthwaite, Gottlieb, Grigsby, Gronemus, Gunderson, Gundrum, Hahn, Hebl, Hilgenberg, Hines, Hintz, Hixson, Honadel, Hraychuck, Hubler, Jeskewitz, Jorgensen, Kaufert, Kerkman, Kessler, Kestell, Kleefisch, Kramer, Kreuser, Krusick, F. Lasee, LeMahieu, Lothian, Mason, Meyer, Molepske, Montgomery, Moulton, Mursau, Murtha, Musser, Nelson, Nerison, Newcomer, Nygren, A. Ott, J. Ott, Owens, Parisi, Petersen, Petrowski, Pocan, Pope–Roberts, Pridemore, Rhoades, Richards, Roth, Schneider, Seidel, Sheridan, Sherman, Sinicki, Smith, Soletski, Staskunas, Steinbrink, Stone, Strachota, Suder, Tauchen, Toles, Townsend, Travis, Turner, Van Akkeren, Van Roy, Vos, Vruwink, Vukmir, Wasserman, Wieckert, A. Williams, M. Williams, Wood, Zepnick, Ziegelbauer, Zipperer and Speaker Huebsch – 95.

Noes – None.

Absent or not voting – Representatives Benedict, Nass, Shilling and Young – 4.

Motion carried.

Representative J. Fitzgerald asked unanimous consent that the rules be suspended and that **Senate Bill 7** be immediately messaged to the Senate. 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:

Students from Jefferson School in Oshkosh, guests of Representative Hintz.

Will Egan, a Political Science Major at the University of Wisconsin-Madison, guest and intern of Representative Kerkman.

Matt Eggerer, a student at the University of Wisconsin-Whitewater, guest and intern of Representative Hixson.

Bryan Dressler, a student at the University of Wisconsin-Madison, guest and intern of Representative Nygren.

Marc Larivee, a student at the University of Wisconsin-Madison, guest and intern of Representative Nygren.

ANNOUNCEMENTS

Representative Hebl asked unanimous consent that the Assembly adjourn in honor of Larry Bocock, on the occasion of his retirement from Sun Prairie Water and Light after 23 years of service. Granted.

Representative Hebl asked unanimous consent that the Assembly adjourn in honor of Cathleen Pagel, on the occasion of her retirement from Sun Prairie's Northside Elementary School after 38 years of teaching. Granted.

Representative Hebl asked unanimous consent that the Assembly adjourn in honor of Arlene Nobui, on the occasion of her retirement from Sun Prairie's Eastside Elementary School after 14 years of teaching. Granted.

Representative Murtha asked unanimous consent that the Assembly adjourn in honor of the University of Wisconsin-Stout Blue Devils Baseball Team, who won their first trip to the WIAC Baseball Tournament since 1999. Granted.

ADJOURNMENT

Representative J. Fitzgerald moved that the Assembly stand adjourned until 10:00 A.M. on Thursday, May 10.

The question was: Shall the Assembly stand adjourned?

Motion carried.

The Assembly stood adjourned.

6:04 P.M.