



STATE OF WISCONSIN Assembly Journal

Ninety-Eighth Regular Session

11:21 A.M.

TUESDAY, September 18, 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 Representative Hines.

Representative Gronemus 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, Murtha, Musser, Nass, Nelson, Nerison, Nygren, A. Ott, J. Ott, Owens, Parisi, Petersen, Petrowski, Pocan, Pope–Roberts, Pridemore, Rhoades, Richards, Roth, Schneider, Seidel, Sheridan, Sherman, Shilling, 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, Young, Zepnick, Ziegelbauer, Zipperer and Speaker Huebsch – 97.

Absent with leave – Representatives Mursau and Newcomer – 2.

Vacancies – None.

LEAVES OF ABSENCE

Representative Honadel asked unanimous consent for a leave of absence for today's session for Representatives Mursau and Newcomer. Granted.

LEAVES OF ABSENCE

Representative Honadel asked unanimous consent for a leave of absence for part of today's session for Representatives Hahn and Montgomery. Granted.

Representative Staskunas asked unanimous consent for a leave of absence for part of today's session for Representatives Colon, Fields, Grigsby, Sheridan, Toles, Vruwink, Wasserman and Ziegelbauer. Granted.

AMENDMENTS OFFERED

Assembly amendment 2 to **Assembly Bill 96** offered by committee on **Natural Resources**.

Assembly amendment 1 to **Assembly Bill 377** offered by Representative Gundrum.

Assembly amendment 1 to **Assembly Bill 427** offered by Representative Gundrum.

Assembly amendment 1 to **Assembly Bill 433** offered by Representative Kaufert.

Assembly amendment 1 to **Assembly Bill 498** offered by Representative Gundrum.

Assembly amendment 1 to **Assembly Bill 499** offered by committee on **Judiciary and Ethics**.

Assembly amendment 1 to **Senate Bill 129** offered by Representative Gundrum.

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

The Assembly stood recessed.

11:32 A.M.

RECESS

The Assembly reconvened.

Speaker Pro Tempore Gottlieb in the chair.

3:28 P.M.

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

A quorum was present.

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

Representative Grigsby asked unanimous consent that her leave of absence be lifted. Granted.

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

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

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

Representative Toles asked unanimous consent that her leave of absence be lifted. Granted.

Representative Vruwink asked unanimous consent that her leave of absence be lifted. Granted.

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

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

CALENDAR OF TUESDAY, SEPTEMBER 18

Assembly Bill 506

Relating to: state finances and appropriations for state school aids for the 2007–09 fiscal biennium, school district revenue limits, school safety grants, the pupil transportation reimbursement rate, the school breakfast reimbursement rate, county and municipal aid, the school levy property tax credit, and making appropriations.

Representative Rhoades asked unanimous consent that **Assembly Bill 506** be referred to the joint committee on **Finance**. Granted.

Representative Rhoades asked unanimous consent that the rules be suspended and that **Assembly Bill 506** be withdrawn from the joint committee on **Finance** and taken up at this time. Granted.

The question was: Shall **Assembly Bill 506** 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 506** be given a third reading. Granted.

POINT OF ORDER

Representative Schneider rose to the point of order that **Assembly Bill 506** was not properly before the Assembly because it required an emergency statement pursuant to s. 16.47 (2) of the Wisconsin Statutes.

Speaker Pro Tempore Gottlieb ruled the point of order **not well taken**.

Pursuant to a unanimous consent request by Representative Travis, Speaker Pro Tempore Gottlieb's explanation of the ruling on the point of order will be printed in a later journal.

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

The question was: **Assembly Bill 506** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes – Representatives Albers, Ballweg, Bies, Boyle, Davis, J. Fitzgerald, Friske, Garthwaite, Gottlieb, Gronemus, Gunderson, Gundrum, Hahn, Hilgenberg, Hines, Hintz, Hixson, Honadel, Hraychuck, Jeskewitz, Jorgensen, Kaufert, Kerkman, Kestell, Kleefisch, Kramer, Kreuser, F. Lasee, LeMahieu, Lothian, Mason, Meyer, Molepske, Montgomery, Moulton, Murtha, Musser, Nass, Nelson, Nerison, Nygren, A. Ott, J. Ott, Owens, Petersen, Petrowski, Pridemore, Rhoades, Roth, Smith, Soletski, Steinbrink, Stone, Strachota, Suder, Tauchen, Townsend, Turner, Van Akkeren, Van Roy, Vos, Vruwink, Vukmir, Wasserman, Wieckert, M. Williams, Wood, Ziegelbauer, Zipperer and Speaker Huebsch – 70.

Noes – Representatives Benedict, Berceau, Black, Colon, Cullen, Fields, Grigsby, Hebl, Hubler, Kessler, Krusick, Parisi, Pocan, Pope–Roberts, Richards, Schneider, Seidel, Sheridan, Sherman, Shilling, Sinicki, Staskunas, Toles, Travis, A. Williams, Young and Zepnick – 27.

Absent or not voting – Representatives Mursau and Newcomer – 2.

Motion carried.

Representative J. Fitzgerald asked unanimous consent that the rules be suspended and that **Assembly Bill 506** be immediately messaged to the Senate. Granted.

Assembly Bill 507

Relating to: modifying and extending local levy limits for cities, villages, towns, and counties and creating a levy limit for technical college districts.

Representative Rhoades asked unanimous consent that **Assembly Bill 507** be referred to the joint committee on **Finance**. Granted.

Representative Rhoades asked unanimous consent that the rules be suspended and that **Assembly Bill 507** be withdrawn from the joint committee on **Finance** and taken up at this time. Granted.

The question was: Shall **Assembly Bill 507** 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 507** be given a third reading. Granted.

The question was: **Assembly Bill 507** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes – Representatives Albers, Ballweg, Bies, Davis, J. Fitzgerald, Friske, Gottlieb, Gronemus, Gunderson, Gundrum, Hahn, Hines, Honadel, Jeskewitz, Kaufert, Kerkman, Kestell, Kleefisch, Kramer, F. Lasee, LeMahieu, Lothian, Meyer, Montgomery, Moulton, Murtha, Musser, Nass, Nerison, Nygren, A. Ott, J. Ott, Owens, Petersen, Petrowski, Pridemore, Rhoades, Roth, Stone, Strachota, Suder, Tauchen, Townsend, Van Roy, Vos, Vukmir, Wieckert, M. Williams, Wood, Ziegelbauer, Zipperer and Speaker Huebsch – 52.

Noes – Representatives Benedict, Berceau, Black, Boyle, Colon, Cullen, Fields, Garthwaite, Grigsby, Hebl, Hilgenberg, Hintz, Hixson, Hraychuck, Hubler, Jorgensen, Kessler, Kreuser, Krusick, Mason, Molepske, Nelson, Parisi, Pocan, Pope–Roberts, Richards, Schneider, Seidel, Sheridan, Sherman, Shilling, Sinicki, Smith, Soletski, Staskunas, Steinbrink, Toles, Travis, Turner, Van Akkeren, Vruwink, Wasserman, A. Williams, Young and Zepnick – 45.

Absent or not voting – Representatives Mursau and Newcomer – 2.

Motion carried.

Representative J. Fitzgerald asked unanimous consent that the rules be suspended and that **Assembly Bill 507** be immediately messaged to the Senate. Granted.

Representative Hraychuck asked unanimous consent to be made a coauthor of **Assembly Bill 42** and **Assembly Bill 498**. Granted.

Representative Kaufert asked unanimous consent to be made a coauthor of **Assembly Bill 61**. Granted.

ANNOUNCEMENTS

Representative Sinicki asked unanimous consent that the Assembly adjourn in memory of Steven Schloemer, who passed away on August 16, at the age of 18. Granted.

Representative Zepnick asked unanimous consent that the Assembly adjourn in memory of Eric Parker, who passed away unexpectedly on August 25. Granted.

Representative Nelson asked unanimous consent that the Assembly adjourn in memory of Norbert “Nubs” De Cleene, Ashwaubenon Village President, who passed on August 9. Granted.

Representative Hebl asked unanimous consent that the Assembly adjourn in memory of Al Suchomel from Sun Prairie, who passed away on September 15. Al was a legendary softball pitcher in Madison and Sun Prairie from 1956 until 1971 and he was also elected to the All-Time Madison Softball All Stars in 1974. Granted.

Representative A. Ott asked unanimous consent that the Assembly adjourn in honor of his sixth grandchild, Bryce Henry Ott, who was born on September 17. Granted.

Representative Molepske asked unanimous consent that the Assembly adjourn in honor of his sister Ann and her husband Tim, on the occasion of the birth of their daughter, Lillian Marie Whittwer on August 3. Granted.

Representative Schneider asked unanimous consent that the Assembly adjourn in honor of the United States Air Force, on the occasion of their 60th Anniversary. Granted.

ADJOURNMENT

Representative J. Fitzgerald moved that the Assembly stand adjourned until 10:00 A.M. on Thursday, September 20.

The question was: Shall the Assembly stand adjourned?

Motion carried.

The Assembly stood adjourned.

5:24 P.M.