



STATE OF WISCONSIN Assembly Journal

Ninety-Ninth Regular Session

11:02 A.M.

TUESDAY, March 24, 2009

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

Representative Barca in the chair.

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

A quorum was present.

Speaker Sheridan in the chair.

The prayer was offered by Dr. Don Norman.

Representative Turner 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 Ballweg, Barca, Benedict, Berceau, Bernard Schaber, Bies, Black, Brooks, Clark, Colon, Cullen, Danou, Davis, Dexter, Fields, J. Fitzgerald, Friske, Garthwaite, Gottlieb, Grigsby, Gunderson, Gundrum, Hebl, Hilgenberg, Hintz, Hixson, Honadel, Hraychuck, Hubler, Huebsch, Jorgensen, Kaufert, Kerkman, Kessler, Kestell, Kleefisch, Knodl, Kramer, Krusick, LeMahieu, Lothian, Mason, Meyer, Milroy, Molepske Jr., Montgomery, Mursau, Murtha, Nass, Nelson, Nerison, Newcomer, Nygren, A. Ott, J. Ott, Parisi, Pasch, Petrowski, Pocan, Pope–Roberts, Pridemore, Radcliffe, Rhoades, Richards, Ripp, Roth, Roys, Schneider, Seidel, Sherman, Shilling, Sinicki, Smith, Soletski, Spanbauer, Staskunas, Steinbrink, Stone, Strachota, Suder, Tauchen, Toles, Townsend, Turner, Van Akkeren, Van Roy, Vos, Vruwink, Vukmir, A. Williams, M. Williams, Wood, Young, Zepnick, Ziegelbauer, Zigmunt, Zipperer and Speaker Sheridan – 98.

Absent with leave – Representative Petersen – 1.

Vacancies – None.

LEAVES OF ABSENCE

Representative Suder asked unanimous consent for a leave of absence for today's session for Representative Petersen. Granted.

LEAVES OF ABSENCE

Representative Barca asked unanimous consent for a leave of absence for part of today's session for Representative Molepske, Jr. Granted.

Representative Suder asked unanimous consent for a leave of absence for part of today's session for Representatives Gunderson and Kaufert. Granted.

AMENDMENTS OFFERED

Assembly amendment 2 to Assembly substitute amendment 1 to **Assembly Bill 16** offered by Representative Cullen.

Assembly amendment 1 to **Assembly Bill 35** offered by Representative Soletski.

Assembly amendment 1 to **Assembly Bill 78** offered by Representative Gundrum.

ADMINISTRATIVE RULES

Assembly Clearinghouse Rule 08–109

Relating to confidentiality requirements of the Family Care program that prohibit benefit specialists from disclosing personally identifying information about a client without the client's informed consent, unless required by law.

Submitted by Department of Health and Family Services.

Report received from Agency, March 10, 2009.

To committee on **Aging and Long-Term Care**.

Referred on March 24, 2009.

INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

Assembly Joint Resolution 34

Relating to: the life and public service of James A. McCann.

By Representatives Kessler, Bies, Fields, Hebl, Pope–Roberts, Richards, Staskunas, Townsend and A.

Williams; cosponsored by Senators Taylor, Coggs, Lehman and Plale.

To committee on **Rules**.

Assembly Joint Resolution 35

Relating to: commending the Gundersen Lutheran Health System on being recognized as the first medical facility in the nation to achieve a top rating from the National Quality Measures for Breast Centers.

By Representatives Shilling, Huebsch, Benedict, Berceau, Bies, Brooks, Cullen, Kessler, Nerison, Petrowski, Pope–Roberts, Radcliffe, Richards, Seidel, Townsend, Vruwink, M. Williams, Young and Bernard Schaber; cosponsored by Senators Kapanke, Cowles, Darling, Lassa, Lazich, Miller, Olsen, Plale, Taylor and Vinehout.

To committee on **Rules**.

Assembly Joint Resolution 36

Relating to: creation of a department of transportation, creation of a transportation fund, and deposit of funds into the transportation fund (first consideration).

By Representatives Gottlieb, Petrowski, J. Fitzgerald, Ballweg, Brooks, Davis, Honadel, Huebsch, Kerkman, Kestell, Knodl, LeMahieu, Lothian, Meyer, Montgomery, Mursau, Murtha, Nass, Nerison, Nygren, Ripp, Stone, Strachota, Suder, Townsend, Vos, Zipperer, Bies, Spanbauer and Kaufert; cosponsored by Senators Hopper, Darling, Olsen, Plale and Schultz.

To joint committee on **Finance**.

Assembly Bill 165

Relating to: expanding the types of property that may be specially assessed by a neighborhood improvement district.

By Representatives Richards, Zepnick, Colon, Grigsby, Berceau, Turner and Fields; cosponsored by Senators Plale, Carpenter and Taylor.

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

Assembly Bill 166

Relating to: the use of pesticides by veterinarians and veterinary technicians.

By Representatives Radcliffe, Tauchen, Vruwink, Townsend, Jorgensen, Smith, Lothian, Ballweg, Turner, Clark, Danou, Gunderson, Brooks, A. Ott, Mason and Nerison; cosponsored by Senators Vinehout, Lassa, Harsdorf, Taylor, Schultz, Kedzie, Olsen, Lehman and Hansen.

To committee on **Agriculture**.

Assembly Bill 167

Relating to: the inapplicability of the prevailing wage law to projects in which the construction is contracted for by a private owner or developer and the completed project is acquired by a local governmental unit or state agency.

By Representatives Gottlieb, Ziegelbauer, Brooks, Friske, Gunderson, Honadel, Huebsch, Kestell, Knodl, LeMahieu, Meyer, Montgomery, Murtha, Nerison, A. Ott, Petersen, Suder, Stone, Strachota, Tauchen, Townsend, Vos, Roth and Nygren; cosponsored by Senators Harsdorf, Schultz, Kedzie, Olsen and S. Fitzgerald.

To committee on **Labor**.

Assembly Bill 168

Relating to: preparation and legislative consideration of a biennial budget bill; making executive sessions of the Joint Committee on Finance relating to the biennial budget bill available in real time for viewing by the public on the legislature's Internet Web site; and reporting of certain information by lobbying principals.

By Representatives Zipperer, Vukmir, Kramer, Davis, Gundrum, Kerkman, Kestell, Kleefisch, Knodl, LeMahieu, Lothian, Montgomery, Murtha, Nass, Nygren, J. Ott, Petersen, Roth, Spanbauer, Strachota, Suder, Townsend, Van Roy, Vos and Ziegelbauer; cosponsored by Senators Leibham, Kanavas, Cowles, Darling, Hopper, Lazich and Schultz.

To joint committee on **Finance**.

Assembly Bill 169

Relating to: the number of nomination paper signatures required for school board candidates in certain school districts.

By Representative Zipperer; cosponsored by Senator Kanavas.

To committee on **Elections and Campaign Reform**.

Assembly Bill 170

Relating to: regulating the provision of certain bags to customers of retailers and granting rule-making authority.

By Representatives Schneider, Vruwink, Black, Benedict and Turner.

To committee on **Jobs, the Economy and Small Business**.

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 4

Assembly Joint Resolution 1

Assembly Joint Resolution 5

Assembly Joint Resolution 7

Assembly Joint Resolution 18

Assembly Joint Resolution 21

Adopted and asks concurrence in:

Senate Joint Resolution 17

Senate Joint Resolution 19

Senate Joint Resolution 20

Senate Joint Resolution 21

ACTION ON THE SENATE MESSAGE

Senate Joint Resolution 17

Relating to: proclaiming March of every year as Irish–American Heritage Month.

By Senators Plale, S. Fitzgerald, Lassa, Sullivan, Miller, Vinehout, Erpenbach, Lehman, Schultz, Darling, Taylor and Olsen; cosponsored by Representatives Sheridan, J. Fitzgerald, Kerkman, Staskunas, Kestell, Tauchen, Vos, Barca, Murtha, Bies, Turner, Nerison, Townsend, Kleefisch, Petrowski, Danou, Brooks, Spanbauer, Knodl, Molepske Jr., A. Ott, Steinbrink and Zepnick.

To committee on **Rules**.

Senate Joint Resolution 19

Relating to: declaring April 2009 Donate Life Month.

By Senators Risser, Lehman, Cowles, Darling, Coggs, Hansen, Harsdorf, Kedzie, Kreitlow, Lassa, Miller, Plale, Schultz, Wirch, Erpenbach, Olsen and Taylor; cosponsored by Representatives Ballweg, Benedict, Berceau, Clark, Dexter, Grigsby, Hebl, Hintz, Kerkman, Lothian, Montgomery, Nerison, A. Ott, Pasch, Petersen, Pope–Roberts, Seidel, Smith, Spanbauer, Staskunas, Toles, Turner, Van Akkeren, M. Williams, Jorgensen, Kaufert, Nygren, J. Ott, Stone, Strachota, Suder, Tauchen, Townsend, Van Roy and Ziegelbauer.

To committee on **Rules**.

Senate Joint Resolution 20

Relating to: proclaiming the Week of the Young Child.

By Senators Jauch, Miller, Robson, Lehman, Hansen, Wirch, Taylor, Coggs, Erpenbach, Lassa and Olsen; cosponsored by Representatives Grigsby, Jorgensen, A. Ott, Berceau, Sinicki, Turner, Toles, Hebl, Seidel, Pope–Roberts, Townsend, Molepske Jr., Pasch and Danou.

To committee on **Rules**.

Senate Joint Resolution 21

Relating to: celebrating March 25, 2009, as the 188th anniversary of Greek independence.

By Senators Kanavas, Plale, Coggs, Erpenbach, Lehman, Taylor, Miller and Darling; cosponsored by Representatives Zepnick, Vukmir, Berceau, Bies, Danou, Jorgensen, Lothian, Petrowski, Pope–Roberts, Townsend and M. Williams.

To committee on **Rules**.

REFERENCE BUREAU CORRECTIONS

Assembly Bill 70

1. Page 10, line 12: delete “(3)(cv)” and substitute “(13)(cv)”.

COMMUNICATIONS

March 23, 2009

Patrick Fuller
Assembly Chief Clerk
17 West Main Street, Suite 401
Madison, WI 53703

Dear Chief Clerk Fuller:

Please add my name as a co-sponsor of Assembly Joint Resolution 33, relating to proclaiming April as Autism Awareness Month.

Sincerely,
JON ERPENBACH
State Senator
27th Senate District

SPECIAL GUEST

Representative Turner introduced Miss Wisconsin 2008, Briana Lipor, who addressed the members from the rostrum.

CALENDAR OF TUESDAY, MARCH 24

Assembly Joint Resolution 10

Relating to: Congenital Heart Defect Awareness Week.

The question was: Shall **Assembly Joint Resolution 10** be adopted?

Motion carried.

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

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

Representative Molepske, Jr. asked unanimous consent that his leave of absence be lifted. Granted.

Assembly Joint Resolution 33

Relating to: proclaiming April as Autism Awareness Month.

The question was: Shall **Assembly Joint Resolution 33** be adopted?

Motion carried.

Representative Smith asked unanimous consent to be made a coauthor of **Assembly Joint Resolution 33**. Granted.

Representative Spanbauer asked unanimous consent to be made a coauthor of **Assembly Joint Resolution 33**. Granted.

Representative Nelson asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 33** be immediately messaged to the Senate. Granted.

Senate Joint Resolution 3

Relating to: Proclaiming Data Privacy Day.

The question was: Shall **Senate Joint Resolution 3** be concurred in?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 3** be immediately messaged to the Senate. Granted.

Senate Joint Resolution 12

Relating to: recognizing and supporting national Minority Cancer Awareness Week.

The question was: Shall **Senate Joint Resolution 12** be concurred in?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 12** 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 22

ACTION ON THE SENATE MESSAGE

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 22** be withdrawn from the Senate message and taken up at this time. Granted.

SPECIAL GUESTS

Representative Black introduced members of the University of Wisconsin-Madison Women's Hockey Team, including Director of Women's Hockey Operations Paul Hickman, Assistant Coaches Tracey Cornell and Dan Koch and Defender Rachel Bible, who joined him at the rostrum.

Senate Joint Resolution 22

Relating to: commending the University of Wisconsin women's hockey team on winning the NCAA Division I Women's Ice Hockey National Championship.

By Senator Risser; cosponsored by Representatives Hebl and Black.

The question was: Shall **Senate Joint Resolution 22** be concurred in?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 22** be immediately messaged to the Senate. Granted.

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

The Assembly stood recessed.

11:50 A.M.

RECESS

2:59 P.M.

The Assembly reconvened.

Speaker Pro Tempore Staskunas in the chair.

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

A quorum was present.

Representative Gunderson 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

Amended and concurred in as amended:

Assembly Bill 3 (Senate Amendment 1 adopted)

Assembly Bill 3

Relating to: restrictions on the use and sale of fertilizer containing phosphorus and other turf fertilizer and providing a penalty.

The question was: Shall Senate amendment 1 to **Assembly Bill 3** be concurred in?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that the Assembly's action on **Assembly Bill 3** be immediately messaged to the Senate. Granted.

Senate Joint Resolution 6

Relating to: opposing a federal mandate requiring the suspension or revocation of driver's licenses in all circumstances in which a person has been convicted of a drug or other controlled substances violation and exercising the state's option to opt out of this federal mandate.

The question was: Shall **Senate Joint Resolution 6** be concurred in?

The roll was taken.

The result follows:

Ayes – Representatives Ballweg, Barca, Benedict, Berceau, Bernard Schaber, Bies, Black, Brooks, Clark, Colon, Cullen, Danou, Davis, Dexter, Fields, Friske, Garthwaite, Gottlieb, Grigsby, Gunderson, Gundrum, Hebl, Hilgenberg, Hintz, Hixson, Honadel, Hraychuck, Hubler, Jorgensen, Kaufert, Kerkman, Kessler, Knodl, Kramer,

Krusick, LeMahieu, Lothian, Mason, Meyer, Milroy, Molepske Jr., Montgomery, Mursau, Murtha, Nelson, Nerison, Newcomer, Nygren, A. Ott, Parisi, Pasch, Petrowski, Pocan, Pope–Roberts, Rhoades, Richards, Ripp, Roys, Schneider, Seidel, Sherman, Shilling, Sinicki, Smith, Soletski, Spanbauer, Staskunas, Steinbrink, Stone, Strachota, Tauchen, Toles, Turner, Van Akkeren, Van Roy, Vruwink, Vukmir, A. Williams, M. Williams, Wood, Young, Zepnick, Ziegelbauer, Zigmunt, Zipperer and Speaker Sheridan – 86.

Noes – Representatives J. Fitzgerald, Huebsch, Kestell, Kleefisch, Nass, J. Ott, Pridemore, Radcliffe, Roth, Suder, Townsend and Vos – 12.

Absent or not voting – Representative Petersen – 1.

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 6** 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 4

ACTION ON THE SENATE MESSAGE

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 4** be withdrawn from the Senate message and taken up at this time. Granted.

Senate Bill 4

Relating to: the regulation of traveling sales crews, requiring the exercise of rule–making authority, and providing penalties.

By Senators Erpenbach, Robson, Hansen, Kanavas, Lassa, Risser, Coggs and Lehman; cosponsored by Representatives Pope–Roberts, Sheridan, Berceau, Sinicki, Van Akkeren, Pocan, Vruwink, Pasch, Richards, A. Ott, A. Williams and Dexter.

Assembly amendment 1 to **Senate Bill 4** offered by Representative Strachota.

Representative Pope–Roberts moved that Assembly amendment 1 to **Senate Bill 4** be laid on the table.

The question was: Shall Assembly amendment 1 to **Senate Bill 4** be laid on the table?

The roll was taken.

The result follows:

Ayes – Representatives Barca, Benedict, Berceau, Bernard Schaber, Black, Clark, Colon, Cullen, Danou, Dexter, Fields, Garthwaite, Grigsby, Hebl, Hilgenberg, Hintz, Hixson, Hraychuck, Hubler, Jorgensen, Kessler, Krusick, Mason, Milroy, Molepske Jr., Nelson, A. Ott, Parisi, Pasch, Pocan, Pope–Roberts, Radcliffe, Richards, Roys, Schneider, Seidel, Sherman, Shilling, Sinicki, Smith, Soletski, Staskunas, Steinbrink, Toles, Turner, Van Akkeren, Vruwink, A. Williams, Wood, Young, Zepnick, Ziegelbauer, Zigmunt and Speaker Sheridan – 54.

Noes – Representatives Ballweg, Bies, Brooks, Davis, J. Fitzgerald, Friske, Gottlieb, Gunderson, Gundrum, Honadel, Huebsch, Kaufert, Kerkman, Kestell, Kleefisch, Knodl, Kramer, LeMahieu, Lothian, Meyer, Montgomery, Mursau, Murtha, Nass, Nerison, Newcomer, Nygren, J. Ott, Petrowski, Pridemore, Rhoades, Ripp, Roth, Spanbauer, Stone, Strachota, Suder, Tauchen, Townsend, Van Roy, Vos, Vukmir, M. Williams and Zipperer – 44.

Absent or not voting – Representative Petersen – 1.

Motion carried.

Senate Bill 36

Relating to: motor vehicle operating privilege suspensions for controlled substance violations.

The question was: Shall **Senate Bill 36** be ordered to a third reading?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 36** be given a third reading. Granted.

The question was: **Senate Bill 36** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes – Representatives Ballweg, Barca, Benedict, Berceau, Bernard Schaber, Bies, Black, Brooks, Clark, Colon, Cullen, Danou, Dexter, Fields, Friske, Garthwaite, Gottlieb, Grigsby, Gunderson, Gundrum, Hebl, Hilgenberg, Hintz, Hixson, Honadel, Hraychuck, Hubler, Jorgensen, Kaufert, Kerkman, Kessler, Knodl, Kramer, Krusick, LeMahieu, Mason, Meyer, Milroy, Molepske Jr., Montgomery, Mursau, Murtha, Nelson, Nerison, Newcomer, Nygren, A. Ott, J. Ott, Parisi, Pasch, Petrowski, Pocan, Pope–Roberts, Rhoades, Richards, Roys, Schneider, Seidel, Sherman, Shilling, Sinicki, Smith, Soletski, Spanbauer, Staskunas, Steinbrink, Stone, Strachota, Tauchen, Toles, Turner, Van Akkeren, Van Roy, Vruwink, A. Williams, M. Williams, Wood, Young, Zepnick, Ziegelbauer, Zigmunt, Zipperer and Speaker Sheridan – 83.

Noes – Representatives Davis, J. Fitzgerald, Huebsch, Kestell, Kleefisch, Lothian, Nass, Pridemore, Radcliffe, Ripp, Roth, Suder, Townsend, Vos and Vukmir – 15.

Absent or not voting – Representative Petersen – 1.

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 36** be immediately messaged to the Senate. Granted.

Senate Bill 37

Relating to: payment of judgments in traffic courts and municipal courts by installments and the suspension of operating privileges.

Assembly amendment 1 to **Senate Bill 37** offered by Representatives Grigsby and Seidel.

The question was: Shall Assembly amendment 1 to **Senate Bill 37** be adopted?

Motion carried.

The question was: Shall **Senate Bill 37** be ordered to a third reading?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 37** be given a third reading. Granted.

The question was: **Senate Bill 37** having been read three times, shall the bill be concurred in as amended?

The roll was taken.

The result follows:

Ayes – Representatives Barca, Benedict, Berceau, Bernard Schaber, Bies, Black, Clark, Colon, Cullen, Danou, Dexter, Fields, Friske, Garthwaite, Grigsby, Hebl, Hilgenberg, Hintz, Hraychuck, Hubler, Jorgensen, Kessler, Mason, Milroy, Molepske Jr., Nelson, A. Ott, Parisi, Pasch, Pocan, Pope–Roberts, Richards, Roys, Schneider, Seidel, Sherman, Shilling, Sinicki, Smith, Soletski, Staskunas, Steinbrink, Toles, Turner, Van Akkeren, Van Roy, Vruwink, A. Williams, Wood, Young, Zepnick, Zigmunt and Speaker Sheridan – 53.

Noes – Representatives Ballweg, Brooks, Davis, J. Fitzgerald, Gottlieb, Gunderson, Gundrum, Hixson, Honadel, Huebsch, Kaufert, Kerkman, Kestell, Kleefisch, Knodl, Kramer, Krusick, LeMahieu, Lothian, Meyer, Montgomery, Mursau, Murtha, Nass, Nerison, Newcomer, Nygren, J. Ott, Petrowski, Pridemore, Radcliffe, Rhoades, Ripp, Roth, Spanbauer, Stone, Strachota, Suder, Tauchen, Townsend, Vos, Vukmir, M. Williams, Ziegelbauer and Zipperer – 45.

Absent or not voting – Representative Petersen – 1.

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 37** be immediately messaged to the Senate. Granted.

Senate Bill 4

Relating to: the regulation of traveling sales crews, requiring the exercise of rule-making authority, and providing penalties.

Assembly amendment 2 to **Senate Bill 4** offered by Representative Montgomery.

Representative Nelson moved that Assembly amendment 2 to **Senate Bill 4** be laid on the table.

The question was: Shall Assembly amendment 2 to **Senate Bill 4** be laid on the table?

The roll was taken.

The result follows:

Ayes – Representatives Barca, Benedict, Berceau, Bernard Schaber, Black, Clark, Colon, Cullen, Danou, Dexter, Fields, Garthwaite, Grigsby, Hebl, Hilgenberg, Hintz, Hixson, Hraychuck, Hubler, Jorgensen, Kessler, Krusick, Mason, Milroy, Molepske Jr., Nelson, A. Ott, Parisi, Pasch, Pocan, Pope–Roberts, Radcliffe, Richards, Roys, Schneider, Seidel, Sherman, Shilling, Sinicki, Smith, Soletski, Staskunas, Steinbrink, Toles, Turner, Van Akkeren, Vruwink, A. Williams, Young, Zepnick, Ziegelbauer, Zigmunt and Speaker Sheridan – 53.

Noes – Representatives Ballweg, Bies, Brooks, Davis, J. Fitzgerald, Friske, Gottlieb, Gunderson, Gundrum, Honadel, Huebsch, Kaufert, Kerkman, Kestell, Kleefisch, Knodl, Kramer, LeMahieu, Lothian, Meyer, Montgomery, Mursau, Murtha, Nass, Nerison, Newcomer, Nygren, J. Ott, Petrowski, Pridemore, Rhoades, Ripp, Roth, Spanbauer, Stone, Strachota, Suder, Tauchen, Townsend, Van Roy, Vos, Vukmir, M. Williams, Wood and Zipperer – 45.

Absent or not voting – Representative Petersen – 1.

Motion carried.

Assembly amendment 3 to **Senate Bill 4** offered by Representatives Rhoades, Vos, Gottlieb, Kaufert and Huebsch.

Representative Nelson moved that Assembly amendment 3 to **Senate Bill 4** be laid on the table.

The question was: Shall Assembly amendment 3 to **Senate Bill 4** be laid on the table?

The roll was taken.

The result follows:

Ayes – Representatives Barca, Benedict, Berceau, Bernard Schaber, Black, Clark, Colon, Cullen, Danou, Dexter, Fields, Garthwaite, Grigsby, Hebl, Hilgenberg, Hintz, Hixson, Hraychuck, Hubler, Jorgensen, Kessler, Krusick, Mason, Milroy, Molepske Jr., Nelson, A. Ott, Parisi, Pasch, Pocan, Pope–Roberts, Radcliffe, Richards, Roys, Schneider, Seidel, Sherman, Shilling, Sinicki, Smith, Soletski, Staskunas, Steinbrink, Toles, Turner, Van Akkeren, Vruwink, A. Williams, Wood, Young, Zepnick, Ziegelbauer, Zigmunt and Speaker Sheridan – 54.

Noes – Representatives Ballweg, Bies, Brooks, Davis, J. Fitzgerald, Friske, Gottlieb, Gunderson, Gundrum, Honadel, Huebsch, Kaufert, Kerkman, Kestell, Kleefisch, Knodl, Kramer, LeMahieu, Lothian, Meyer, Montgomery, Mursau, Murtha, Nass, Nerison, Newcomer, Nygren, J. Ott, Petrowski, Pridemore, Rhoades, Ripp, Roth, Spanbauer, Stone, Strachota, Suder, Tauchen, Townsend, Van Roy, Vos, Vukmir, M. Williams and Zipperer – 44.

Absent or not voting – Representative Petersen – 1.

Motion carried.

The question was: Shall **Senate Bill 4** be ordered to a third reading?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 4** be given a third reading.

Representative Gottlieb objected.

Representative Gottlieb withdrew his objection that **Senate Bill 4** be given a third reading.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 4** be given a third reading. Granted.

The question was: **Senate Bill 4** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes – Representatives Barca, Benedict, Berceau, Bernard Schaber, Bies, Black, Clark, Colon, Cullen, Danou, Davis, Dexter, Fields, Garthwaite, Grigsby, Gunderson, Hebl, Hilgenberg, Hintz, Hixson, Hraychuck, Hubler, Huebsch, Jorgensen, Kaufert, Kessler, Krusick, Mason, Milroy, Molepske Jr., Murtha, Nelson, Nerison, A. Ott, J. Ott, Parisi, Pasch, Petrowski, Pocan, Pope–Roberts, Pridemore, Radcliffe, Rhoades, Richards, Ripp, Roys, Schneider, Seidel, Sherman, Shilling, Sinicki, Smith, Soletski, Spanbauer, Staskunas, Steinbrink, Stone, Toles, Turner, Van Akkeren, Vruwink, A. Williams, Wood, Young, Zepnick, Ziegelbauer, Zigmunt and Speaker Sheridan – 68.

Noes – Representatives Ballweg, Brooks, J. Fitzgerald, Friske, Gottlieb, Gundrum, Honadel, Kerkman, Kestell, Kleefisch, Knodl, Kramer, LeMahieu, Lothian, Meyer, Montgomery, Mursau, Nass, Newcomer, Nygren, Roth, Strachota, Suder, Tauchen, Townsend, Van Roy, Vos, Vukmir, M. Williams and Zipperer – 30.

Absent or not voting – Representative Petersen – 1.

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 4** be immediately messaged to the Senate. Granted.

Assembly Bill 14

Relating to: the regulation of traveling sales crews, requiring the exercise of rule-making authority, and providing penalties.

Representative Nelson asked unanimous consent that **Assembly Bill 14** be laid on the table. Granted.

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 Joint Resolution 10
Assembly Joint Resolution 33

VISITORS

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

Kelly Klinzing and her son Easton Klinzing from Madison, guests of Representative Berceau.

Sarah Larson from Madison, guest of Representative Berceau.

Greg, Erik and Ben Englestend from Cambridge, guests of Representative Jorgensen.

David Jensen from Cambridge, guest of Representative Jorgensen.

Sam and Jack Carrig from Cambridge, guests of Representative Jorgensen.

Alex Steen from Cambridge, guest of Representative Jorgensen.

Students from Barron Christian School in Barron, guests of Representative Hubler.

5th Grade Students from Sunrise Elementary in Sturgeon Bay, accompanied by their teachers Dean Hoegger, Tony Smith, Aaron Pairolen and Nikki Wruiek, guests of Representative Bies.

Amy Basken and her son Nicholas, guests of Representative Hilgenberg.

Wael Taleb, a student at North Central Technical College from Cairo, Egypt, guest and intern of Representative Schneider.

Julie and Zach Nicholson from Sheboygan Falls, guests of Representative Kestell.

Winnie Doxie, guest of Representative Pope–Roberts.

Phil Ellenbecker, guest of Representative Pope–Roberts.

Randy Vant Hoff, Kurt Dorfler and Wes Neuman from Sun Prairie, guests of Representative Hebl.

ANNOUNCEMENTS

Representative Kerkman asked unanimous consent that the Assembly adjourn in memory of her husband's grandmother, Betty Weis, who passed away today. Granted.

Representative M. Williams asked unanimous consent that the Assembly adjourn in memory of Les Zorn from Phillips, who passed away on March 17. Granted.

Representative Hebl asked unanimous consent that the Assembly adjourn in memory of Bertha Storch, who passed away on March 6 at the age of 95. Granted.

Representative Hebl asked unanimous consent that the Assembly adjourn in honor of Joseph Mulcahy from Sun Prairie, on the occasion of his 90th birthday. Granted.

Representative Barca asked unanimous consent that the Assembly adjourn in honor of his son Peter Joseph, on the occasion of his birthday on March 14. Granted.

Representative Barca asked unanimous consent that the Assembly adjourn in honor of his son Peter Joseph, for his win at the DECA State Tournament and being elected as a state officer of DECA. Granted.

Representative Honadel asked unanimous consent that the Assembly adjourn in honor of his first grandchild, Austin Michael Koss, who was born on March 19. Granted.

Representative Molepske, Jr. asked unanimous consent that the Assembly adjourn in honor of his brother Michael and his sister-in-law Marhya, on the occasion of the birth of their son, Thaddeus Cyril Molepske. Granted.

Representative Sinicki asked unanimous consent that the Assembly adjourn in honor of her staff person Zeke Dascho, on the occasion of his 30th birthday. Granted.

Representatives Kramer and Newcomer asked unanimous consent that the Assembly adjourn in honor of the Waukesha West High School Academic Decathlon Team, on the occasion of winning their eighth straight title at the State Academic Decathlon Championship. Granted.

Representative Schneider asked unanimous consent that the Assembly adjourn in honor of Wisconsin Rapid's Assumption High School Boys Basketball Team for their second place finish in the WIAA Division IV State Championship. Granted.

Representative Hintz asked unanimous consent that the Assembly adjourn in honor of the Oshkosh North High School Boys Basketball Team for their second place finish in the WIAA Division I State Semifinals. Granted.

Representative Garthwaite asked unanimous consent that the Assembly adjourn in honor of the Cuba City High School Girls Basketball Team for their second place finish in the WIAA Division III State Championship. Granted.

Representative Garthwaite asked unanimous consent that the Assembly adjourn in honor of the Potosi High School Girls Basketball Team for their second place finish in the WIAA Division IV State Championship. Granted.

Representative Garthwaite asked unanimous consent that the Assembly adjourn in honor of the Benton High School Boys Basketball Team who won the WIAA Division IV State Championship. Granted.

Representative Turner asked unanimous consent that the Assembly adjourn in honor of Racine's St. Catherine's High School Boys Basketball Team who won the WIAA Division III State Championship. Granted.

Representative Turner asked unanimous consent that the Assembly adjourn in honor of the Racine Horlick Boys Basketball Team for their second place finish in the WIAA Division I State Championship. Granted.

Representative Hebl asked unanimous consent that the Assembly adjourn in honor of the Oregon High School Girls Basketball Team who took first place in the WIAA Division I Regional Championship. Granted.

Representative Hebl asked unanimous consent that the Assembly adjourn in honor of Jessie Vetter from Cottage Grove, goalie for University of Wisconsin-Madison Women's Hockey Team who earned her second Frozen Four Most Outstanding Player award and the 2009 Patty Kazmaier Award, the top honor in women's college hockey. Granted.

Representative Montgomery asked unanimous consent that the Assembly adjourn in honor of the DePere High School Girls Basketball Team for their second place finish in the WIAA Division I Semifinals. Granted.

Representative Montgomery asked unanimous consent that the Assembly adjourn in honor of DePere Girls Basketball Team Member Adrian Ritchie, who was named Miss Basketball by the Wisconsin Coaches Association. Miss Ritchie was also selected for the 2009 Associated Press Wisconsin state girls basketball all-state team. Granted.

Representative Montgomery asked unanimous consent that the Assembly adjourn in honor of the Ashwaubenon Public Safety Department for their commitment to the safety of our community and their outstanding work on crime scene investigation. Granted.

Representative Hixson asked unanimous consent that the Assembly adjourn in honor of UW-Whitewater Warhawks for winning their eighth National Intercollegiate Wheelchair basketball championship. Members of the team won with an 82-76 victory over the University of Illinois on March 14, 2009. Members of the team include: Chris Okon, Andrew Bienek, Zach Bradley, Nate Hinze, Joe Hargrow, Allon Dor-Onn, Derrick Dortch, Brian Wofford, Matt Lesperance, Joe Chambers, and their head coach Jermy Lade. Granted.

Representative Hixson asked unanimous consent that the Assembly adjourn in honor of Venture Crew 471, a Milton youth organization, for giving back to the community after a successful fundraiser. The crew decided to give 20 percent of the funds they raised back to the community-in particular they donated \$150 to the Milton House Museum and Milton Food Pantry. Granted.

ADJOURNMENT

Representative Nelson moved that the Assembly stand adjourned until 11:00 A.M. on Thursday, March 26.

The question was: Shall the Assembly stand adjourned?

Motion carried.

The Assembly stood adjourned.

5:07 P.M.