



STATE OF WISCONSIN Assembly Journal

Ninety-Ninth Regular Session

8:13 A.M.

WEDNESDAY, April 29, 2009

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

Speaker Pro Tempore Staskunas in the chair.

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

A quorum was present.

The prayer was offered by Representative LeMahieu.

Representative Kleefisch 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, 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, Petersen, 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 Bies – 1.

Vacancies – None.

LEAVES OF ABSENCE

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

INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

Assembly Bill 234

Relating to: an income and franchise tax for hiring certain individuals.

By Representatives Fields, A. Williams, Staskunas, Lothian, Jorgensen, Hilgenberg, Grigsby, Pasch and Parisi; cosponsored by Senators Erpenbach and Plale.

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

Assembly Bill 235

Relating to: the issuance of licenses to teach mathematics or science.

By Representatives Fields, Honadel, Grigsby, Davis, Vukmir, Kerkman, Ripp, Bies, Knodl, Brooks, Spanbauer, Gunderson, Townsend, Vos, Dexter and Ballweg; cosponsored by Senators Plale, Olsen, Darling and Hopper.

To committee on **Education**.

Assembly Bill 236

Relating to: requiring that certain high school agriculture courses be counted as science credits.

By Representatives Radcliffe, Danou, Berceau, Pope–Roberts, Davis, Hilgenberg, Ripp, A. Ott, Nerison, Lothian, Tauchen, Spanbauer, Molepske Jr., Jorgensen, Gunderson, Hixson and Vruwink; cosponsored by Senators Vinehout, Taylor, Olsen, Hansen and Kedzie.

To committee on **Education**.

COMMUNICATIONS

April 28, 2009

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

Dear Patrick:

I am pleased to transmit to you the following reports to the 2009 Legislature on legislation introduced by the Joint Legislative Council:

RL 2009–03 Special Committee on School Safety
[2009 Senate Bills 154 and 155]

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

Sincerely,
TERRY C. ANDERSON
Joint Legislative Council
Director

**SPECIAL ORDER OF
BUSINESS AT 7:00 A.M.**

Assembly Bill 124

Relating to: appellate procedure.

Representative Nelson asked unanimous consent that the rules be suspended and that **Assembly Bill 124** be immediately messaged to the Senate. Granted.

**SPECIAL ORDER OF
BUSINESS AT 7:01 A.M.**

Senate Bill 161

Relating to: administration of certain public assistance programs in Milwaukee County, removing county civil service protections from certain employees, required provisions in certain collective bargaining agreements under the Municipal Employment Relations Act, and making an appropriation.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 161** be immediately messaged to the Senate. Granted.

**SPECIAL ORDER OF
BUSINESS AT 7:02 A.M.**

Senate Bill 49

Relating to: changing the procedures for filling vacant civil service positions in the city of Milwaukee.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 49** be immediately messaged to the Senate. Granted.

LEAVES OF ABSENCE

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

**SPECIAL ORDER OF
BUSINESS AT 7:04 A.M.**

Senate Bill 20

Relating to: authorizing the circuit court to order a person who engages in discrimination in employment to pay compensatory and punitive damages and a surcharge and making an appropriation.

Representative Nelson moved that Assembly amendment 1 to **Senate Bill 20** be laid on the table.

The question was: Shall Assembly amendment 1 to **Senate Bill 20** be laid on the table?

The roll was taken.

The result follows:

Ayes – Representatives Barca, Benedict, Berceau, Bernard Schaber, Black, Clark, Colon, Danou, Dexter, Fields, Garthwaite, Grigsby, Hebl, Hilgenberg, Hintz, Hixson, Hraychuck, Hubler, Jorgensen, Kessler, Mason, Milroy, Molepske Jr., Nelson, 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, Zigmunt and Speaker Sheridan – 49.

Noes – Representatives Ballweg, Brooks, Davis, J. Fitzgerald, Friske, Gottlieb, Gunderson, Gundrum, Honadel, Huebsch, Kaufert, Kerkman, Kestell, Kleefisch, Knodl, Kramer, Krusick, LeMahieu, Lothian, Meyer, Montgomery, Mursau, Murtha, Nass, Nerison, Newcomer, Nygren, A. Ott, J. Ott, Petersen, Petrowski, Pridemore, Rhoades, Ripp, Roth, Spanbauer, Stone, Strachota, Suder, Tauchen, Townsend, Van Roy, Vos, Vukmir, M. Williams, Wood, Ziegelbauer and Zipperer – 48.

Absent or not voting – Representatives Bies and Cullen – 2.

Motion carried.

Representative Nelson moved that Assembly amendment 2 to **Senate Bill 20** be laid on the table.

The question was: Shall Assembly amendment 2 to **Senate Bill 20** be laid on the table?

The roll was taken.

The result follows:

Ayes – Representatives Barca, Benedict, Berceau, Bernard Schaber, Black, Clark, Colon, Danou, Dexter, Fields, Garthwaite, Grigsby, Hebl, Hilgenberg, Hintz, Hixson, Hraychuck, Hubler, Jorgensen, Kessler, Krusick, Mason, Milroy, Molepske Jr., Nelson, 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, Zigmunt and Speaker Sheridan – 50.

Noes – Representatives Ballweg, 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, A. Ott, J. Ott, Petersen, Petrowski, Pridemore, Rhoades, Ripp, Roth, Spanbauer, Stone, Strachota, Suder, Tauchen, Townsend, Van Roy, Vos, Vukmir, M. Williams, Wood, Ziegelbauer and Zipperer – 47.

Absent or not voting – Representatives Bies and Cullen – 2.

Motion carried.

The question was: Shall **Senate Bill 20** be ordered to a third reading?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 20** be given a third reading. Granted.

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

The question was: **Senate Bill 20** 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, Black, Clark, Colon, Cullen, Danou, Dexter, Fields, Garthwaite, Grigsby, Hebl, Hilgenberg, Hintz, Hixson, Hraychuck, Hubler, Jorgensen, Kessler, Krusick, Mason, Milroy, Molepske Jr., Nelson, Parisi, Pasch, Pocan, Pope–Roberts, Richards, Roys, Schneider, Seidel, Sherman, Shilling, Sinicki, Smith, Soletski, Staskunas, Steinbrink, Toles, Turner, Van Akkeren, Vruwink, A. Williams, Wood, Young, Zepnick, Zigmunt and Speaker Sheridan – 51.

Noes – Representatives Ballweg, 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, A. Ott, J. Ott, Petersen, Petrowski, Pridemore, Radcliffe, Rhoades, Ripp, Roth, Spanbauer, Stone, Strachota, Suder, Tauchen, Townsend, Van Roy, Vos, Vukmir, M. Williams, Ziegelbauer and Zipperer – 47.

Absent or not voting – Representative Bies – 1.

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 20** be immediately messaged to the Senate. Granted.

Representative Newcomer asked unanimous consent to be made a coauthor of **Assembly Bill 130**. Granted.

ANNOUNCEMENTS

Representative Kessler asked unanimous consent that the Assembly adjourn in honor Douglas Dynamics, for expanding its snowplow manufacturing factory in Milwaukee. Granted.

ADJOURNMENT

Representative Nelson moved that the Assembly stand adjourned pursuant to **Senate Joint Resolution 1**.

The question was: Shall the Assembly stand adjourned?

Motion carried.

The Assembly stood adjourned.

10:34 A.M.