



STATE OF WISCONSIN Assembly Journal

Ninety-Ninth Regular Session

TUESDAY, October 6, 2009

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

AMENDMENTS OFFERED

Assembly amendment 1 to **Assembly Bill 212** offered by Representatives Mursau and Hebl.

Assembly amendment 1 to **Assembly Bill 277** offered by Representative Parisi.

Assembly amendment 1 to **Assembly Bill 421** offered by committee on **Children and Families**.

Assembly amendment 2 to **Assembly Bill 421** offered by committee on **Children and Families**.

ADMINISTRATIVE RULES

Assembly Clearinghouse Rule 09-020

Relating to federal hazardous air pollutant regulations, biodiesel fuel, incorporation of statutory changes, and air permit applications and affecting small business.

Submitted by Department of Natural Resources.

Report received from Agency, September 29, 2009.

To committee on **Natural Resources**.

Referred on October 6, 2009.

Assembly Clearinghouse Rule 09-045

Relating to statements and penalties for grant and loan programs, and penalties for tax credit programs, and affecting small businesses.

Submitted by Department of Commerce.

Report received from Agency, September 28, 2009.

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

Referred on October 6, 2009.

INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

Assembly Bill 463

Relating to: requesting a person who operates a vehicle that is involved in an accident that causes death or injury to submit to a test for intoxication.

By Representatives LeMahieu, Mason, Mursau, Townsend, Brooks, Vos, Knodl, Petersen, Spanbauer, A. Ott, Lothian, Gunderson, Nass, Bies, Ziegelbauer and Ballweg; cosponsored by Senators Grothman, Risser, Lehman, Olsen, Taylor and Darling.

To committee on **Public Safety**.

Assembly Bill 464

Relating to: a requirement that an employer permit an employee who is a volunteer fire fighter, emergency medical technician, first responder, or ambulance driver for a volunteer fire department or fire company, a public agency, or a nonprofit corporation to be late for or absent from work if the lateness or absence is due to the employee responding to an emergency that begins before the employee is required to report to work.

By Representatives Gunderson, Berceau, Bies, Clark, Danou, Dexter, Garthwaite, Gottlieb, Hebl, Hintz, Hraychuck, Huebsch, Kerkman, LeMahieu, Lothian, Meyer, Milroy, Molepske Jr., Mursau, Murtha, Nerison, Nygren, A. Ott, Petrowski, Pridemore, Ripp, Schneider, Sherman, Sinicki, Smith, Spanbauer, Steinbrink, Suder, Townsend, Vos, Vruwink, Zigmunt and Petersen; cosponsored by Senators Vinehout, Darling, Hansen, Harsdorf, Lassa, Lehman, Miller, Olsen, Plale, Schultz, Taylor and Wirch.

To committee on **Labor**.

Assembly Bill 465

Relating to: special distinguishing registration plates associated with the Lions Clubs of Wisconsin and making an appropriation.

By Representatives Cullen, Molepske Jr., Nerison, Honadel, Zepnick, Milroy and Jorgensen; cosponsored by Senators Lazich, Sullivan, Schultz, Lassa, Coggs and Taylor.

To committee on **Transportation**.

Assembly Bill 466

Relating to: municipal quotas for retail intoxicating liquor licenses.

By Representatives Hintz, Gottlieb, Spanbauer, Strachota, Zigmunt, Zepnick, Lothian, Townsend, Mursau,

Zipperer, Ballweg and Roys; cosponsored by Senators Plale, Grothman, Miller, Olsen and Taylor.

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

Assembly Bill 467

Relating to: creating an optional holiday for state employees to observe the birthday of Cesar E. Chavez.

By Representatives Colon, Sherman, Zepnick, Black, Young, Roys, Hilgenberg, Turner, Berceau, Pocan, Sinicki, Mason, Kessler, Grigsby and Danou; cosponsored by Senators Lehman, Coggs, Taylor and Hansen.

To committee on **State Affairs and Homeland Security**.

Assembly Bill 468

Relating to: municipal court fees.

By Representatives Parisi, Richards and Berceau; cosponsored by Senators Taylor, Hopper, Lehman and Erpenbach.

To committee on **Corrections and the Courts**.

Assembly Bill 469

Relating to: the parking of vehicles on highways.

By Representatives Richards, Pasch, Benedict, Turner, Smith, Milroy, Berceau, A. Williams, Mason and Toles; cosponsored by Senators Taylor and Lehman.

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

Assembly Bill 470

Relating to: membership of the Natural Resources Board.

By Representatives Vruwink, Garthwaite, Black, Tauchen, Hubler, Radcliffe, Molepske Jr., Danou, Hebl, Strachota, A. Williams, Zepnick and Brooks; cosponsored by Senator Schultz.

To committee on **Natural Resources**.

Assembly Bill 471

Relating to: mortgage broker duties and agency relationships.

By Representatives Young, Turner, Hraychuck and Clark; cosponsored by Senator Taylor, by request of The Speaker's Taskforce on Preventing Home Foreclosures.

To committee on **Housing**.

Assembly Bill 472

Relating to: certification and licensure of real estate appraisers and requirements for appraisal reports and granting rule-making authority.

By Representatives Zepnick, Young, Fields, Soletski, Jorgensen, Hraychuck, Clark, Dexter, A. Williams, Mason, Sinicki, Richards, Colon, Petrowski and Wood; cosponsored by Senators Plale, Taylor, Lehman and Hansen.

To committee on **Housing**.

Assembly Bill 473

Relating to: fees from retired law enforcement officers seeking to carry concealed weapons and making an appropriation.

By Representatives Hraychuck, Friske, Hubler, Jorgensen, Bies, Suder, Nygren, Danou, Montgomery, Kerkman, Sherman, Nerison, Kestell, Turner, Rhoades, Ripp, LeMahieu, Vos, Clark, Pridemore, Vruwink, Mursau, Meyer,

Kaufert, Zepnick, Townsend, Van Roy, Honadel, Roth, Smith, Spanbauer, Brooks, Nass, Knodl, Petrowski, Kramer and Ballweg; cosponsored by Senators Holperin, Hansen, Harsdorf, Taylor, Darling, Hopper, Schultz, Sullivan, Carpenter, Wirch, Kedzie, Lazich, A. Lasee, Grothman, Kapanke and S. Fitzgerald.

To committee on **Criminal Justice**.

Assembly Bill 474

Relating to: carrying concealed weapons by law enforcement officers and by retired law enforcement officers.

By Representatives Hraychuck, Friske, Hubler, Jorgensen, Bies, Suder, Nygren, Danou, Montgomery, Kerkman, Sherman, Nerison, Kestell, Turner, Rhoades, Ripp, LeMahieu, Vos, Clark, Pridemore, Vruwink, Mursau, Meyer, Kaufert, Zepnick, Strachota, Townsend, Van Roy, Honadel, Roth, Smith, Spanbauer, Brooks, Nass, Knodl, Petrowski, Kramer and Ballweg; cosponsored by Senators Holperin, Hansen, Harsdorf, Taylor, Darling, Hopper, Schultz, Sullivan, Carpenter, Wirch, Kedzie, Lazich, A. Lasee, Grothman, Kapanke and S. Fitzgerald.

To committee on **Criminal Justice**.

Assembly Bill 475

Relating to: prohibiting privatization of certain municipal water utilities.

By Representatives Kessler, Roys, Young, Pasch, Zepnick and A. Williams.

To committee on **Energy and Utilities**.

Assembly Bill 476

Relating to: requiring the Department of Commerce to study and report on methods to retain businesses at risk of relocating or expanding outside the state and to encourage business relocations and expansions in the state and to create an emergency response team.

By Representatives Rhoades, Davis, Montgomery, Suder, Petersen, Vos, Huebsch, Murtha, Knodl, Zipperer, Nygren, Kerkman, Townsend, Honadel, Meyer, Petrowski, Spanbauer, Strachota, Bies and Van Roy; cosponsored by Senators Hopper, Darling and Olsen.

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

Assembly Bill 477

Relating to: the effective date of the jobs tax credit.

By Representatives M. Williams, Zipperer, Nygren, Petersen, Suder, Davis, Vukmir, Pridemore, Vos, Kaufert, Kramer, Knodl, Huebsch, LeMahieu, Brooks, Spanbauer, Petrowski, Murtha, Tauchen, Townsend, Honadel, Stone, Kleefisch, Ripp, Nerison, Kestell, Strachota, Van Roy, A. Ott, Friske, Nass and Gunderson; cosponsored by Senators Hopper, Darling, Kanavas and Leibham.

To joint committee on **Finance**.

Assembly Bill 478

Relating to: ending combined reporting.

By Representatives Zipperer, Kramer, Ballweg, Davis, Gunderson, Gundrum, Honadel, Huebsch, Kerkman, Knodl, LeMahieu, Lothian, Meyer, Montgomery, Murtha, Nass, Newcomer, Nygren, A. Ott, Petersen, Petrowski, Pridemore, Rhoades, Ripp, Roth, Spanbauer, Stone, Suder, Tauchen, Vos,

Vukmir and Ziegelbauer; cosponsored by Senators Hopper, Kanavas, Darling, Kedzie, Lazich, Leibham and Olsen.

To joint committee on **Finance**.

Assembly Bill 479

Relating to: prohibiting a person who has been convicted or adjudicated delinquent for committing certain serious crimes, who is the subject of a pending criminal charge or delinquency petition for committing a serious crime, or who has had entered against him or her a domestic abuse, child abuse, individual-at-risk abuse, or harassment temporary restraining order or injunction in the preceding 15 years from being licensed, certified, or contracted with to provide child care, from being employed or contracted as a caregiver of a child care provider, or from being permitted to reside at a premises where child care is provided; requiring suspected fraudulent activity on the part of a participant in the Wisconsin Works Program, including a person receiving a child care subsidy under that program, to be reported to the district attorney; making an appropriation; and providing a penalty.

By Representatives Gundrum, Honadel, Ziegelbauer, Suder, Kleefisch, Gottlieb, Vos, Kerkman, Zipperer, Davis, Knodl, Huebsch, Lothian, A. Ott, Nass, Petersen, LeMahieu, Vukmir, Spanbauer, Montgomery, Ballweg, Gunderson, Kestell, Kramer, Newcomer, Petrowski, Tauchen, Townsend, Strachota, Stone, Nygren, J. Ott, Brooks, Meyer and Kaufert; cosponsored by Senators Darling, Lazich, Plale, Carpenter, Kanavas, Cowles, A. Lasee, Olsen, Hopper and Sullivan.

To committee on **Children and Families**.

Assembly Bill 480

Relating to: creating a civil cause of action for acts of violence motivated by gender.

By Representatives Berceau, Roys, Black, Sinicki, Dexter, Grigsby, Pasch, Toles and Parisi; cosponsored by Senators Coggs, Hansen and Taylor.

To committee on **Corrections and the Courts**.

Assembly Bill 481

Relating to: making crimes based on gender of victim subject to a penalty enhancer and providing a penalty.

By Representatives Parisi, Pasch, Roys, Black, Berceau, Turner, Shilling, Dexter, Grigsby, Smith and Vruwink; cosponsored by Senators Taylor and Vinehout.

To committee on **Criminal Justice**.

Assembly Bill 482

Relating to: the minimum sale price of prescription drugs.

By Representatives Richards, Roys, Hubler, Mason, Young, Pasch, Turner, Grigsby, Schneider, Hintz, Vukmir, Sinicki, Pope-Roberts, Newcomer, Kramer, Vruwink, Cullen and Fields; cosponsored by Senators Risser, Carpenter, Olsen, Cowles, Erpenbach, Lazich, Taylor, Darling and Plale.

To committee on **Health and Healthcare Reform**.

CHIEF CLERK REPORTS

The Chief Clerk records:

- Assembly Bill 33**
- Assembly Bill 86**
- Assembly Bill 119**
- Assembly Bill 308**
- Assembly Bill 316**
- Assembly Bill 319**

Presented to the Governor on Monday, October 5.

PATRICK E. FULLER
Assembly Chief Clerk

EXECUTIVE COMMUNICATIONS

State of Wisconsin
Office of the Governor
Madison

October 6, 2009

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:

<u>Bill Number</u>	<u>Act Number</u>	<u>Date Approved</u>
Assembly Bill 119	41	October 6, 2009
Assembly Bill 316	42	October 6, 2009
Assembly Bill 319	43	October 6, 2009
Assembly Bill 308	46	October 6, 2009
Assembly Bill 33	47	October 6, 2009
Assembly Bill 86	48	October 6, 2009

Respectfully submitted,
JIM DOYLE
Governor

COMMUNICATIONS

State of Wisconsin
Legislative Reference Bureau
Madison

DATE: September 30, 2009

TO: Patrick E. Fuller
Assembly Chief Clerk

Robert Marchant
Senate Chief Clerk

FROM: Bruce J. Hoesly
Code Editor

SUBJECT: Rules published in the September 30, 2009 Wisconsin Administrative [Register, No. 645](#).

The following rules have been published:

[Clearinghouse Rule 07-082](#) effective 10-1-2009

Clearinghouse Rule 08-026 effective 10-1-2009
Clearinghouse Rule 08-110 effective 10-1-2009
Clearinghouse Rule 09-014 effective 10-1-2009
Clearinghouse Rule 09-027 effective 10-1-2009

October 6, 2009

SPEAKER'S APPOINTMENTS

October 6, 2009

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

Dear Chief Clerk Fuller:

I am appointing Representative Mark Honadel to the Housing Committee to replace Representative Roger Roth during his military deployment.

This appointment is effective immediately.

Sincerely,
MICHAEL J. SHERIDAN
Assembly Speaker

COMMUNICATIONS

October 5, 2009

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

Dear Chief Clerk Fuller:

Due to my absence during floor session on September 22, 2009, I am writing to indicate how I would have voted on two bills that received roll call votes for which I was not able to pair my vote.

Assembly Bill 227, passage – Aye
Assembly Bill 314, passage – Aye

I would appreciate it if you could include this information in the Assembly Journal. Thank you for your assistance.

Sincerely,
KARL VAN ROY
State Representative
90th Assembly District

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 Bill 373, relating to providing information to a firearms dealer when purchasing a handgun, authorizing the Department of Justice to prosecute violations of certain laws regulating firearms, and providing penalties.

I have notified the author, Representative Gunderson, that I was making this request.

Please let me know if you have any additional questions.

Sincerely,
LUTHER OLSEN
State Senator
14th Senate District

REFERRAL OF AGENCY REPORTS

State of Wisconsin
Cooperative Health Choices of Western Wisconsin
Hudson

September 28, 2009

To the Honorable, the Legislature:

Submitted in accordance with Wis. Stat. s. 13.172 (2), Cooperative Health Choices of Western Wisconsin (CHC) is pleased to report on its progress as a health benefit purchasing cooperative.

Thank you for the opportunity to submit this annual summary, in the event of questions of comments, please feel free to contact the undersigned or Steven J. Healy, CHC's Interim president at 715-425-9447.

Sincerely,
WILLIAM RUBIN
Cooperative Health Choice of
Western Wisconsin

Referred to committee on **Health and Healthcare Reform.**