



STATE OF WISCONSIN Assembly Journal

Ninety-Ninth Regular Session

10:18 A.M.

THURSDAY, November 5, 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.

SPECIAL GUEST

Representative Hebl introduced Mr. Carl Sampson from Stoughton. Since the age of 17, Mr. Sampson has recited the Gettysburg Address on Memorial Day for 65 consecutive years.

In lieu of the prayer, Mr. Sampson recited the Gettysburg Address.

Representative Spanbauer 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, 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, Schneider, Seidel, Sherman, Shilling, Sinicki, Smith, Soletski, Spanbauer, Staskunas, Steinbrink, Stone, Strachota, Tauchen, Toles, Townsend, Turner, Van Akkeren, Van Roy, Vos, Vruwink, Vukmir, A. Williams, M. Williams, Young, Zepnick, Ziegelbauer, Zigmunt, Zipperer and Speaker Sheridan – 94.

Absent with leave – Representatives Friske, Roth, Roys and Suder – 4.

Absent due to illness – Representative Wood – 1.

Vacancies – None.

LEAVES OF ABSENCE

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

Representative Kleefisch asked unanimous consent for a leave of absence for today's session for Representatives Friske, Roth and Suder. Granted.

LEAVES OF ABSENCE

Representative Barca asked unanimous consent for a leave of absence for part of today's session for Representatives Berceau, Steinbrink, Turner and Zepnick. Granted.

Representative Kleefisch asked unanimous consent for a leave of absence for part of today's session for Representatives Ballweg, Gunderson, Mursau and Van Roy. Granted.

AMENDMENTS OFFERED

Assembly substitute amendment 3 to **Assembly Bill 29** offered by committee on **Personal Privacy**.

Assembly substitute amendment 1 to **Assembly Bill 171** offered by committee on **Personal Privacy**.

Assembly amendment 5 to **Assembly Bill 171** offered by committee on **Personal Privacy**.

Assembly amendment 1 to **Assembly Bill 173** offered by Representative Murtha.

Assembly substitute amendment 1 to **Assembly Bill 193** offered by committee on **Personal Privacy**.

Assembly amendment 5 to **Assembly Bill 462** offered by Representative Vos.

Assembly amendment 6 to **Assembly Bill 462** offered by Representative Vos.

Assembly amendment 7 to **Assembly Bill 462** offered by Representative Vos.

Assembly amendment 8 to **Assembly Bill 462** offered by Representative Vos.

Assembly amendment 9 to **Assembly Bill 462** offered by Representative Vos.

Assembly amendment 10 to **Assembly Bill 462** offered by Representative Vos.

Assembly amendment 11 to **Assembly Bill 462** offered by Representative Vos.

Assembly amendment 12 to **Assembly Bill 462** offered by Representative Vos.

Assembly amendment 13 to **Assembly Bill 462** offered by Representative Vos.

ADMINISTRATIVE RULES

Assembly Clearinghouse Rule 09–053

Relating to deer management unit population goals.
Submitted by Department of Natural Resources.
Report received from Agency, October 23, 2009.
To committee on **Fish and Wildlife**.
Referred on November 5, 2009.

INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

Assembly Bill 547

Relating to: operating a vehicle while intoxicated, granting rule-making authority, and providing a penalty.

By Representatives Krusick, J. Ott and Bies; cosponsored by Senators Darling, Olsen and Carpenter, by request of Paul and Judy Jenkins of Mequon (in memory of Jennifer Bukosky, Courtney Bella and Sophie Bukosky), Wendy Calvillo of Fort Atkinson (in memory of Alan and Bailey Calvillo), Steve Meinel of Weston (in memory of Lacey Meinel), Scott and Missy Heroux of Green Bay (in memory of Talhia Heroux), Jennifer M. Loppnow of Watertown (in memory of Randall James Engel), Elizabeth Klumb of Addison (in memory of Parker Klumb), Bruce and Nan Browne of Sheboygan, Bryan and Julie Gagnon of Shawano, Debbie Wermeling of Fort Atkinson, David Meredith of Oconto Falls, Milwaukee County Sheriff David A. Clarke Jr., Neenah Police Chief Kevin E. Wilkinson, Jamie Schumacher, Ramona Erickson of Greenfield (in memory of Clint Erickson), Dennis, Geraldine, Julie, Carl and Rebecca Bartoli of Campbellsport (in memory of Michael Bartoli) and Mothers Against Drunk Driving (MADD).

To committee on **Criminal Justice**.

Assembly Bill 548

Relating to: possession of certain animals killed by vehicles.

By Representatives Hraychuck, Zigmunt, Smith, Vruwink, Friske, Molepske Jr., Ballweg, Brooks, Gunderson, Garthwaite, Strachota, Danou, Berceau, Bies, Petrowski and M. Williams; cosponsored by Senators Holperin, Vinehout, A. Lasee, Taylor, Grothman, Schultz, Lassa, Hopper and Olsen.

To committee on **Fish and Wildlife**.

Assembly Bill 549

Relating to: psychological evaluations for law enforcement officers, providing an exemption from emergency rule procedures, and requiring the exercise of rule-making authority.

By Representatives Hraychuck, Bies, Danou, Gunderson, Young, Zepnick, Sinicki, Vruwink, Brooks, Cullen, Toles, Benedict, Berceau, Townsend, Ripp and Ziegelbauer; cosponsored by Senators Hansen, Holperin, A. Lasee, Coggs, Schultz and Taylor.

To committee on **Criminal Justice**.

Assembly Bill 550

Relating to: the exchange of electronic records contained in the Consolidated Court Automation Program and in the Statewide Automated Child Welfare Information System between the director of state courts and the Department of Children and Families and providing a penalty.

By Representatives Knodl, Grigsby, Berceau, Danou and Townsend; cosponsored by Senators Sullivan, Taylor, Coggs, Darling and Lehman.

To committee on **Children and Families**.

Assembly Bill 551

Relating to: furlough of executive branch state employees during the 2009–11 fiscal biennium and making an appropriation.

By Representatives Roys, Mason, Barca, Bernard Schaber, Berceau, Black, Clark, Dexter, Garthwaite, Hebl, Hilgenberg, Hixson, Parisi, Pasch, Pope–Roberts, Richards, Sinicki, Steinbrink, Toles, Turner, Van Akkeren, Vruwink, Young, Zigmunt and Van Roy; cosponsored by Senators Risser, Lassa, Hopper, Plale, Wirch and Taylor.

To committee on **Labor**.

Assembly Bill 552

Relating to: following snowplows and providing a penalty.

By Representatives Kaufert, Berceau, Smith, Brooks, Kerkman, Mursau, Zepnick, Lothian, Townsend and Clark; cosponsored by Senators Hansen, Lehman, Taylor and Schultz.

To committee on **Transportation**.

Assembly Bill 553

Relating to: creating new grounds for discipline of hearing instrument specialists, audiologists, and speech–language pathologists, changing licensing requirements for audiologists, and granting rule-making authority.

By Representatives Zepnick, Turner, A. Ott, Newcomer, Townsend, Danou and Kerkman; cosponsored by Senators Lehman, Taylor, Olsen and Kedzie.

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

Assembly Bill 554

Relating to: medical use of marijuana, the regulation of marijuana distribution organizations, requiring the exercise of rule-making authority, making appropriations, and providing a penalty.

By Representatives Pocan, Black, Roys, Hilgenberg, Berceau, Parisi, Kessler, Zepnick, Danou, Pope-Roberts, Grigsby, Pasch, Toles and Sherman; cosponsored by Senators Erpenbach, Taylor and Miller.

To committee on **Public Health**.

Assembly Bill 555

Relating to: correcting the 2009 equalized valuation of property in the city of Milton.

By Representative Hixson.

To joint committee on **Finance**.

COMMITTEE REPORTS

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

Assembly Bill 362

Relating to: designating and marking the bridge on USH 41 across the Peshtigo River in the city of Peshtigo as the Steven Drees Memorial Bridge.

Passage:

Ayes: 10 – Representatives Steinbrink, Vruwink, Garthwaite, Fields, Bernard Schaber, Sinicki, Petrowski, A. Ott, Stone and Bies.

Noes: 0.

To committee on **Rules**.

JOHN STEINBRINK

Chairperson

Committee on Transportation

SPEAKER'S APPOINTMENTS

November 4, 2009

The Honorable Jim Doyle
Governor
115 East, State Capitol
Madison, WI 53703

Dear Governor Doyle:

Pursuant to state statute 15.105 (28), I would like to appoint Representative Phil Montgomery to the Information Technology Management Board.

This appointment is effective immediately.

Sincerely,
MICHAEL J. SHERIDAN
Assembly Speaker

COMMUNICATIONS

November 4, 2009

Assembly Speaker Mike Sheridan
211 West, State Capitol

Dear Speaker Sheridan:

This letter is to inform you of my request to appoint Representative Phil Montgomery to serve on the Information Technology Management Board pursuant to section 15.105 (28) of the Wisconsin state statutes.

Thank you for your consideration.

Sincerely,
JEFF FITZGERALD
Assembly Republican Leader

November 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 November 3, 2009, I am writing to indicate how I would have voted on bills that received roll call votes, as follows:

- Assembly Resolution 15, adoption - Aye
- Assembly Bill 230, passage - Aye
- Assembly Bill 267, passage - Aye
- Assembly Bill 458:
 - AA 4, table - Nay
 - AA 5, table - Nay
 - AA 6, decision of the Chair - Nay
 - AA 7, table - Nay
 - AA 8, decision of the Chair - Nay
 - AA 9, table - Nay
 - AA 10, table - Nay

I would appreciate if you could include this information in the Assembly Journal. Also, please record me as using leave for this day.

Thank you for your assistance.

Sincerely,
LEE NERISON
State Representative
96th Assembly District

November 5, 2009

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

Dear Chief Clerk Fuller:

I would like to have the record reflect how I would have voted on the roll call for the Tuesday, November 3rd, 2009 session.

The following reflects my intended votes:

- Assembly Bill 230, Passage - Aye
- Assembly Bill 241, Table AA 1 - Aye
- Assembly Bill 267, Passage - Aye
- Assembly Bill 458
 - AA 4, tabling - Nay
 - AA 5, tabling - Nay
 - AA 6, decision of the Chair - Nay
 - AA 7, tabling - Nay
 - AA 8, decision of the Chair - Nay
 - AA 9, tabling - Nay
 - AA 10, tabling - Nay

Sincerely,
LEAH VUKMIR
State Representative
14th Assembly District

November 5, 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 Bill 534, Assembly Bill 535, Assembly Bill 536, Assembly Bill 537, and Assembly Bill 538.

Sincerely,
LENA TAYLOR
State Senator
4th Senate District

State of Wisconsin
Legislative Reference Bureau
Madison

DATE: November 4, 2009

TO: Patrick E. Fuller
Assembly Chief Clerk

Robert Marchant
Senate Chief Clerk

FROM: Bruce J. Hoesly
Code Editor

SUBJECT: Rules published in the October 31, 2009
Wisconsin Administrative [Register, No. 646](#).

The following rules have been published:

Clearinghouse Rule 08-083	effective	11-1-2009
Clearinghouse Rule 08-093	effective	11-1-2009
Clearinghouse Rule 09-007	effective	11-1-2009
Clearinghouse Rule 09-009	effective	11-1-2009
Clearinghouse Rule 09-015	part eff.	11-1-2009
	part eff.	2-1-2010
Clearinghouse Rule 09-019	effective	11-1-2009
Clearinghouse Rule 09-026	effective	11-1-2009

CALENDAR OF TUESDAY, NOVEMBER 3

Senate Bill 80

Relating to: the Volunteer Health Care Provider Program.

The question was: Shall **Senate Bill 80** be ordered to a third reading?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 80** be given a third reading. Granted.

The question was: **Senate Bill 80** having been read three times, shall the bill be concurred in?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 80** be immediately messaged to the Senate. Granted.

CALENDAR OF THURSDAY, NOVEMBER 5

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

Assembly Joint Resolution 86

Relating to: the life and public service of Rudy John Kuzel.

The question was: Shall **Assembly Joint Resolution 86** be adopted?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 86** be immediately messaged to the Senate. Granted.

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

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

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

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

Assembly Joint Resolution 87

Relating to: the life and public service of Reuben K. Harpole, Jr.

Representative Kessler asked unanimous consent that all members of the Assembly be made coauthors of **Assembly Joint Resolution 87**. Granted.

The question was: Shall **Assembly Joint Resolution 87** be adopted?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 87** be immediately messaged to the Senate. Granted.

Assembly Joint Resolution 93

Relating to: recognizing November as National Adoption Month.

The question was: Shall **Assembly Joint Resolution 93** be adopted?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 93** be immediately messaged to the Senate. Granted.

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

Assembly Joint Resolution 95

Relating to: commemorating the City of Racine's Demisemiseptcentennial (175th Anniversary).

The question was: Shall **Assembly Joint Resolution 95** be adopted?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 95** be immediately messaged to the Senate. Granted.

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

The Assembly stood recessed.

11:13 A.M.

RECESS

6:00 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 Berceau asked unanimous consent that her leave of absence be lifted. Granted.

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

LEAVES OF ABSENCE

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

Assembly Bill 110

Relating to: access to employment records of candidates for law enforcement positions.

The question was: **Assembly Bill 110** having been read three times, shall the bill be passed?

Motion carried.

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

Assembly Bill 241

Relating to: retail theft, proof of ownership for flea market sales, and providing penalties.

Representative Spanbauer asked unanimous consent to be made a coauthor of **Assembly Bill 241**. Granted.

The question was: **Assembly Bill 241** having been read three times, shall the bill be passed?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Assembly Bill 241** be immediately messaged to the Senate. Granted.

Assembly Bill 458

Relating to: providing instruction in human growth and development.

The question was: **Assembly Bill 458** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes – Representatives Barca, Benedict, Berceau, Bernard Schaber, Black, Clark, Colon, Cullen, Danou, Dexter, Fields, Grigsby, Hebl, Hilgenberg, Hintz, Hixson, Hraychuck, Hubler, Jorgensen, Kessler, Krusick, Mason, Milroy, Molepske Jr., Nelson, Parisi, Pasch, Pocan, Pope-Roberts, Radcliffe, Richards, Schneider, Seidel, Sherman, Shilling, Sinicki, Smith, Soletski, Staskunas,

Steinbrink, Toles, Turner, Van Akkeren, Vruwink, Young, Zepnick, Zigmunt and Speaker Sheridan – 48.

Noes – Representatives Ballweg, Bies, Brooks, Davis, J. Fitzgerald, Gottlieb, Gunderson, Gundrum, 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, Spanbauer, Stone, Strachota, Tauchen, Townsend, Van Roy, Vos, Vukmir, M. Williams, Ziegelbauer and Zipperer – 43.

Paired for – Representatives Garthwaite and Roys – 2.

Paired against – Representatives Honadel and A. Williams – 2.

Absent or not voting – Representatives Friske, Roth, Suder and Wood – 4.

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Assembly Bill 458** be immediately messaged to the Senate.

Representative Gottlieb objected.

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 40
Senate Bill 223

ACTION ON THE SENATE MESSAGE

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 40** be withdrawn from the Senate message and taken up at this time. Granted.

Senate Bill 40

Relating to: public financing of campaigns for the office of justice of the supreme court, making appropriations, and providing penalties.

By Senators Kreitlow, Taylor, Sullivan, Miller, Risser, Erpenbach, Wirch, Lassa, Lehman, Hansen, Vinehout and Schultz; cosponsored by Representatives Hintz, Hilgenberg, Smith, Garthwaite, Benedict, Roys, Hebl, Staskunas, Turner, Parisi, Cullen, Jorgensen, Richards, Zepnick, Pocan, Pope–Roberts, Clark, Shilling, Hubler, Black, Berceau, Grigsby, Molepske Jr. and Kessler.

The question was: Shall **Senate Bill 40** be ordered to a third reading?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 40** be given a third reading. Granted.

The question was: **Senate Bill 40** 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, Kaufert, Kessler, Krusick, Mason, Milroy, Molepske Jr., Nelson, Parisi, Pasch, Pocan, Pope–Roberts, Radcliffe, Richards, Schneider, Seidel, Sherman, Shilling, Sinicki, Smith, Soletski, Staskunas, Steinbrink, Toles, Turner, Van Akkeren, Vruwink, A. Williams, Young, Zepnick, Zigmunt and Speaker Sheridan – 51.

Noes – Representatives Ballweg, Bies, Brooks, Davis, J. Fitzgerald, Gottlieb, Gunderson, Gundrum, Huebsch, Kerkman, Kestell, Kleefisch, Knodl, Kramer, LeMahieu, Lothian, Meyer, Montgomery, Mursau, Murtha, Nass, Nerison, Newcomer, Nygren, A. Ott, J. Ott, Petersen, Petrowski, Pridemore, Rhoades, Ripp, Spanbauer, Stone, Strachota, Tauchen, Townsend, Van Roy, Vos, Vukmir, M. Williams, Ziegelbauer and Zipperer – 42.

Paired for – Representative Roys – 1.

Paired against – Representative Honadel – 1.

Absent or not voting – Representatives Friske, Roth, Suder and Wood – 4.

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 40** be immediately messaged to the Senate. Granted.

Assembly Bill 65

Relating to: public financing of campaigns for the office of justice of the supreme court, making appropriations, and providing penalties.

Representative Nelson asked unanimous consent that **Assembly Bill 65** be laid on the table. Granted.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 223** be withdrawn from the Senate message and taken up at this time. Granted.

Senate Bill 223

Relating to: composition of the Board of Regents of the University of Wisconsin System.

By Senators Lassa, Kreitlow, Holperin, Hansen, Vinehout, Schultz and Harsdorf; cosponsored by Representatives Smith, Rhoades, Hixson, Soletski, Garthwaite, Grigsby, Turner, Danou, Molepske Jr., Shilling, Montgomery, Kestell, Townsend, A. Ott, Brooks, Lothian and Murtha.

Representative Hilgenberg asked unanimous consent to be added as a cosponsor of **Senate Bill 223**. Granted.

The question was: Shall **Senate Bill 223** be ordered to a third reading?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 223** be given a third reading. Granted.

The question was: **Senate Bill 223** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes – Representatives Ballweg, Barca, Benedict, Bernard Schaber, Bies, Brooks, Clark, Danou, Dexter, J. Fitzgerald, Garthwaite, Hilgenberg, Hintz, Hixson, Hraychuck, Hubler, Huebsch, Jorgensen, Kerkman, Kestell, Knodl, Kramer, LeMahieu, Lothian, Meyer, Molepske Jr., Montgomery, Mursau, Murtha, Nass, Nelson, Nerison, Newcomer, Nygren, A. Ott, J. Ott, Petersen, Petrowski, Radcliffe, Rhoades, Ripp, Sherman, Shilling, Smith, Soletski, Spanbauer, Staskunas, Steinbrink, Tauchen, Townsend, Turner, Van Akkeren, Van Roy, Vruwink, Vukmir, M. Williams, Ziegelbauer, Zigmunt and Speaker Sheridan – 59.

Noes – Representatives Berceau, Black, Colon, Cullen, Davis, Fields, Gottlieb, Grigsby, Gunderson, Gundrum, Hebl, Kaufert, Kessler, Kleefisch, Krusick, Mason, Milroy, Parisi, Pasch, Pocan, Pope–Roberts, Pridemore, Richards, Schneider, Seidel, Sinicki, Stone, Strachota, Toles, Vos, A. Williams, Young, Zepnick and Zipperer – 34.

Absent or not voting – Representatives Friske, Honadel, Roth, Roys, Suder and Wood – 6.

Motion carried.

Representative Turner asked unanimous consent to be recorded as voting “No” on the previous question. Granted.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 223** be immediately messaged to the Senate. Granted.

Assembly Bill 276

Relating to: composition of the Board of Regents of the University of Wisconsin System.

Representative Nelson asked unanimous consent that **Assembly Bill 276** be laid on the table. Granted.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 41** be withdrawn from today’s calendar and taken up at this time. Granted.

Senate Bill 41

Relating to: indoor environmental quality in public and private schools.

The question was: Shall **Senate Bill 41** be ordered to a third reading?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 41** be given a third reading. Granted.

The question was: **Senate Bill 41** 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, Dexter, Fields, Garthwaite, Grigsby, Hebl, Hilgenberg, Hintz, Hixson, Hraychuck, Hubler, Huebsch, Jorgensen, Kaufert, Kessler, Krusick, Mason, Milroy, Molepske Jr., Mursau, Murtha, Nelson, Nerison, A. Ott, Parisi, Pasch, Petrowski, Pocan, Pope–Roberts, Radcliffe, Rhoades, Richards, Ripp, Schneider, Seidel, Sherman, Shilling, Sinicki, Smith, Soletski, Spanbauer, Staskunas, Steinbrink, Toles, Turner, Van Akkeren, Van Roy, Vruwink, A. Williams, M. Williams, Young, Zepnick, Ziegelbauer, Zigmunt and Speaker Sheridan – 64.

Noes – Representatives Ballweg, Brooks, Davis, J. Fitzgerald, Gottlieb, Gunderson, Gundrum, Kerkman, Kestell, Kleefisch, Knodl, Kramer, LeMahieu, Lothian, Meyer, Montgomery, Nass, Newcomer, Nygren, J. Ott, Petersen, Pridemore, Stone, Strachota, Tauchen, Townsend, Vos, Vukmir and Zipperer – 29.

Absent or not voting – Representatives Friske, Honadel, Roth, Roys, Suder and Wood – 6.

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 41** be immediately messaged to the Senate. Granted.

Assembly Bill 358

Relating to: indoor environmental quality in public and private schools.

Representative Nelson asked unanimous consent that **Assembly Bill 358** be laid on the table. Granted.

Assembly Bill 403

Relating to: local government property insurance fund premiums.

Representative Spanbauer asked unanimous consent to be made a coauthor of **Assembly Bill 403**. Granted.

The question was: Shall Assembly substitute amendment 1 to **Assembly Bill 403** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 403** be ordered engrossed and read a third time?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Assembly Bill 403** be given a third reading. Granted.

The question was: **Assembly Bill 403** having been read three times, shall the bill be passed?

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, J. Fitzgerald, Garthwaite, Gottlieb, Grigsby, Gunderson, Gundrum, Hebl, Hilgenberg, Hintz, Hixson, 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, Schneider, Seidel, Sherman, Shilling, Sinicki, Smith, Soletski, Spanbauer, Staskunas, Steinbrink, Stone, Strachota, Tauchen, Toles, Townsend, Turner, Van Akkeren, Van Roy, Vos, Vruwink, Vukmir, A. Williams, M. Williams, Young, Zepnick, Ziegelbauer, Zigmunt, Zipperer and Speaker Sheridan – 93.

Noes – None.

Absent or not voting – Representatives Friske, Honadel, Roth, Roys, Suder and Wood – 6.

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Assembly Bill 403** 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 331

ACTION ON THE SENATE MESSAGE

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 331** be withdrawn from the Senate message and taken up at this time. Granted.

Senate Bill 331

Relating to: prohibiting a person who has been convicted or adjudicated delinquent for committing certain serious crimes or who is the subject of a pending criminal charge or delinquency petition for committing a serious crime 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 and making an appropriation.

By Senators Jauch, Vinehout, Taylor, Darling, Lehman, Holperin, Hansen, Cowles, Plale, Carpenter, Lassa and Sullivan; cosponsored by Representatives Grigsby, Barca, Pasch, Fields, Toles, Young, Sinicki, Kessler, Cullen, Mason, Turner, Kestell, Shilling, Berceau, Ballweg, Vruwink, Hilgenberg, A. Ott, Pocan, Kaufert, Seidel, Jorgensen, Krusick and A. Williams.

Representatives Garthwaite, Molepske Jr., Smith and Spanbauer asked unanimous consent to be added as a cosponsor of **Senate Bill 331**. Granted.

Assembly amendment 1 to **Senate Bill 331** offered by Representative Kleefisch.

Representative Nelson moved that Assembly amendment 1 to **Senate Bill 331** be laid on the table.

The question was: Shall Assembly amendment 1 to **Senate Bill 331** 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, Parisi, Pasch, Pocan, Pope–Roberts, Radcliffe, Richards, 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, Bies, Brooks, Davis, J. Fitzgerald, Gottlieb, Gunderson, Gundrum, 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, Spanbauer, Stone, Strachota, Tauchen, Townsend, Van Roy, Vos, Vukmir, M. Williams, Ziegelbauer and Zipperer – 43.

Absent or not voting – Representatives Friske, Honadel, Roth, Roys, Suder and Wood – 6.

Motion carried.

Assembly amendment 2 to **Senate Bill 331** offered by Representative Vos.

Representative Nelson moved that Assembly amendment 2 to **Senate Bill 331** be laid on the table.

The question was: Shall Assembly amendment 2 to **Senate Bill 331** 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, Nelson, Parisi, Pasch, Pocan, Pope–Roberts, Radcliffe, Richards, 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, Bies, Brooks, Davis, J. Fitzgerald, Gottlieb, Gunderson, Gundrum, Huebsch, Kaufert, Kerkman, Kestell, Kleefisch, Knodl, Kramer, LeMahieu, Lothian, Meyer, Molepske Jr., Montgomery, Mursau, Murtha, Nass, Nerison, Newcomer, Nygren, A. Ott, J. Ott, Petersen, Petrowski, Pridemore, Rhoades, Ripp, Spanbauer, Stone, Strachota, Tauchen, Townsend, Van Roy, Vos, Vukmir, M. Williams, Ziegelbauer and Zipperer – 44.

Absent or not voting – Representatives Friske, Honadel, Roth, Roys, Suder and Wood – 6.

Motion carried.

Assembly amendment 3 to **Senate Bill 331** offered by Representative Vos.

Representative Parisi moved that Assembly amendment 3 to **Senate Bill 331** be laid on the table.

The question was: Shall Assembly amendment 3 to **Senate Bill 331** be laid on the table?

The roll was taken.

The result follows:

Ayes – Representatives Barca, Benedict, Berceau, Black, Clark, Colon, Cullen, Danou, Dexter, Fields, J. Fitzgerald, Garthwaite, Grigsby, Hebl, Hilgenberg, Hintz, Hixson, Hraychuck, Hubler, Jorgensen, Kessler, Mason, Milroy, Molepske Jr., Nelson, Parisi, Pasch, Pocan, Pope–Roberts, Radcliffe, Richards, 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, Bernard Schaber, Bies, Brooks, Davis, Gottlieb, Gunderson, Gundrum, 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, Spanbauer, Stone, Strachota, Tauchen, Townsend, Van Roy, Vos, Vukmir, M. Williams, Ziegelbauer and Zipperer – 44.

Absent or not voting – Representatives Friske, Honadel, Roth, Roys, Suder and Wood – 6.

Motion carried.

Assembly amendment 4 to **Senate Bill 331** offered by Representative Vos.

POINT OF ORDER

Representative Black raised a point of order that Assembly amendment 4 to **Senate Bill 331** was not germane under Assembly Rule 54.

Speaker Pro Tempore Staskunas ruled the point of order **well taken**.

Representative Huebsch appealed the ruling of the Chair.

The question was: Shall the ruling of the Chair stand as the ruling of the Assembly?

The roll was taken.

The result follows:

Ayes – Representatives Barca, Benedict, Berceau, Bernard Schaber, Black, Clark, Colon, Cullen, Danou, Dexter, Fields, Garthwaite, Grigsby, Hilgenberg, Hintz, Hixson, Hraychuck, Hubler, Jorgensen, Kessler, Mason, Milroy, Molepske Jr., Nelson, Parisi, Pasch, Pocan, Pope–Roberts, Radcliffe, Richards, Schneider, Seidel, Sherman, Shilling, Sinicki, Smith, Soletski, Staskunas, Steinbrink, Toles, Turner, Van Akkeren, Vruwink, A. Williams, Young, Zepnick, Ziegelbauer, Zigmunt and Speaker Sheridan – 49.

Noes – Representatives Ballweg, Bies, Brooks, Davis, J. Fitzgerald, Gottlieb, Gunderson, Gundrum, 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, Spanbauer, Stone, Strachota, Tauchen, Townsend, Van Roy, Vos, Vukmir, M. Williams and Zipperer – 43.

Absent or not voting – Representatives Friske, Hebl, Honadel, Roth, Roys, Suder and Wood – 7.

Motion carried.

Assembly amendment 5 to **Senate Bill 331** offered by Representative Vos.

Representative Nelson moved that Assembly amendment 5 to **Senate Bill 331** be laid on the table.

The question was: Shall Assembly amendment 5 to **Senate Bill 331** 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, Mason, Milroy, Molepske Jr., Nelson, Parisi, Pasch, Pocan, Pope–Roberts, Radcliffe, Richards, 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, Bies, Brooks, Davis, J. Fitzgerald, Gottlieb, Gunderson, Gundrum, Huebsch, Kaufert, Kerkman, Kestell, Kleefisch, Knodl, Kramer, Krusick, LeMahieu, Lothian, Meyer, Mursau, Nass, Nerison, Newcomer, Nygren, A. Ott, J. Ott, Petersen, Pridemore, Rhoades, Ripp, Spanbauer, Stone, Strachota, Tauchen, Townsend, Van Roy, Vos, Vukmir, M. Williams, Ziegelbauer and Zipperer – 41.

Absent or not voting – Representatives Friske, Honadel, Montgomery, Murtha, Petrowski, Roth, Roys, Suder and Wood – 9.

Motion carried.

Representative Montgomery asked unanimous consent to be recorded as voting “No” on the previous question. Granted.

Representative Murtha asked unanimous consent to be recorded as voting “No” on the previous question. Granted.

Representative Petrowski asked unanimous consent to be recorded as voting “No” on the previous question. Granted.

Assembly amendment 6 to **Senate Bill 331** offered by Representative Vos.

Representative Nelson moved that Assembly amendment 6 to **Senate Bill 331** be laid on the table.

The question was: Shall Assembly amendment 6 to **Senate Bill 331** 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, Mason, Milroy, Molepske Jr., Nelson, Parisi, Pasch, Pocan, Pope–Roberts, Radcliffe, Richards, 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, Bies, Brooks, Davis, J. Fitzgerald, Gottlieb, Gunderson, Gundrum, 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, Spanbauer, Stone, Strachota, Tauchen, Townsend, Van Roy, Vos, Vukmir, M. Williams, Ziegelbauer and Zipperer – 44.

Absent or not voting – Representatives Friske, Honadel, Roth, Roys, Suder and Wood – 6.

Motion carried.

Assembly amendment 7 to **Senate Bill 331** offered by Representative Vos.

Representative Nelson moved that Assembly amendment 7 to **Senate Bill 331** be laid on the table.

The question was: Shall Assembly amendment 7 to **Senate Bill 331** 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, Parisi, Pasch, Pocan, Pope–Roberts, Radcliffe, Richards, 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, Bies, Brooks, Davis, J. Fitzgerald, Gottlieb, Gunderson, Gundrum, 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, Spanbauer, Stone, Strachota, Tauchen, Townsend, Van Roy, Vos, Vukmir, M. Williams, Ziegelbauer and Zipperer – 43.

Absent or not voting – Representatives Friske, Honadel, Roth, Roys, Suder and Wood – 6.

Motion carried.

Assembly amendment 8 to **Senate Bill 331** offered by Representative Vos.

Representative Nelson moved that Assembly amendment 8 to **Senate Bill 331** be laid on the table.

The question was: Shall Assembly amendment 8 to **Senate Bill 331** be laid on the table?

The roll was taken.

The result follows:

Ayes – Representatives Barca, Benedict, Berceau, Black, Clark, Colon, Cullen, Danou, Dexter, Fields, J. Fitzgerald, Garthwaite, Grigsby, Hebl, Hilgenberg, Hintz, Hixson, Hraychuck, Hubler, Jorgensen, Kessler, Mason, Milroy, Molepske Jr., Nelson, Parisi, Pasch, Pocan, Pope–Roberts, Radcliffe, Richards, 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, Bernard Schaber, Bies, Brooks, Davis, Gottlieb, Gunderson, Gundrum, 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, Spanbauer, Stone, Strachota, Tauchen, Townsend, Van Roy, Vos, Vukmir, M. Williams, Ziegelbauer and Zipperer – 44.

Absent or not voting – Representatives Friske, Honadel, Roth, Roys, Suder and Wood – 6.

Motion carried.

Assembly amendment 9 to **Senate Bill 331** offered by Representative Vos.

Representative Nelson moved that Assembly amendment 9 to **Senate Bill 331** be laid on the table.

The question was: Shall Assembly amendment 9 to **Senate Bill 331** 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, Schneider, Seidel, Sherman, Shilling, Sinicki, Smith, Soletski, Staskunas, Steinbrink, Toles, Turner, Van Akkeren, Vruwink, A. Williams, Young, Zepnick, Zigmunt and Speaker Sheridan – 48.

Noes – Representatives Ballweg, Bies, Brooks, Cullen, Davis, J. Fitzgerald, Gottlieb, Gunderson, Gundrum, 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, Spanbauer, Stone, Strachota, Tauchen, Townsend, Van Roy, Vos, Vukmir, M. Williams, Ziegelbauer and Zipperer – 45.

Absent or not voting – Representatives Friske, Honadel, Roth, Roys, Suder and Wood – 6.

Motion carried.

Assembly amendment 10 to **Senate Bill 331** offered by Representative Vos.

Representative Nelson moved that Assembly amendment 10 to **Senate Bill 331** be laid on the table.

The question was: Shall Assembly amendment 10 to **Senate Bill 331** 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, Mason, Milroy, Molepske Jr., Nelson, Parisi, Pasch, Pocan, Pope–Roberts, Radcliffe, Richards, 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, Bies, Brooks, Davis, J. Fitzgerald, Gottlieb, Gunderson, Gundrum, 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, Spanbauer, Stone, Strachota, Tauchen, Townsend, Van Roy, Vos, Vukmir, M. Williams, Ziegelbauer and Zipperer – 44.

Absent or not voting – Representatives Friske, Honadel, Roth, Roys, Suder and Wood – 6.

Motion carried.

Assembly amendment 11 to **Senate Bill 331** offered by Representative Kerkman.

Representative Nelson moved that Assembly amendment 11 to **Senate Bill 331** be laid on the table.

The question was: Shall Assembly amendment 11 to **Senate Bill 331** 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, Mason, Milroy, Molepske Jr., Nelson, Parisi, Pasch, Pocan, Pope–Roberts, Radcliffe, Richards, Schneider, Seidel, Sherman, Shilling, Sinicki, Smith, Soletski, Staskunas, Steinbrink, Toles, Turner, Van Akkeren, Vruwink, A. Williams, Young, Zepnick, Ziegelbauer, Zigmunt and Speaker Sheridan – 50.

Noes – Representatives Ballweg, Bies, Brooks, Davis, J. Fitzgerald, Gottlieb, Gunderson, Gundrum, 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, Spanbauer, Stone, Strachota, Tauchen, Townsend, Van Roy, Vos, Vukmir, M. Williams and Zipperer – 43.

Absent or not voting – Representatives Friske, Honadel, Roth, Roys, Suder and Wood – 6.

Motion carried.

The question was: Shall **Senate Bill 331** be ordered to a third reading?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 331** be given a third reading. Granted.

The question was: **Senate Bill 331** 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, Davis, Dexter, Fields, J. Fitzgerald, Garthwaite, Gottlieb, Grigsby, Gunderson, Gundrum, Hebl, Hilgenberg, Hintz, Hixson, Hraychuck, Hubler, Huebsch, Jorgensen, Kaufert, Kerkman, 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, Schneider, Seidel, Sherman, Shilling, Sinicki, Smith, Soletski, Spanbauer, Staskunas, Steinbrink, Stone, Strachota, Tauchen, Toles, Townsend, Turner, Van Akkeren, Van Roy, Vos, Vruwink, Vukmir, A. Williams, M. Williams, Young, Zepnick, Ziegelbauer, Zigmunt, Zipperer and Speaker Sheridan – 93.

Noes – None.

Absent or not voting – Representatives Friske, Honadel, Roth, Roys, Suder and Wood – 6.

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 331** be immediately messaged to the Senate. Granted.

Assembly Bill 462

Relating to: prohibiting a person who has been convicted or adjudicated delinquent for committing certain serious crimes or who is the subject of a pending criminal charge or delinquency petition for committing a serious crime 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 and making an appropriation.

Representative Spanbauer asked unanimous consent to be made a coauthor of **Assembly Bill 462**. Granted.

Assembly amendment 14 to **Assembly Bill 462** offered by Representative Kerkman.

Representative Nelson asked unanimous consent that **Assembly Bill 462** be laid on the table. Granted.

Representative Black in the chair.

Assembly Bill 533

Relating to: using the results of standardized examinations to evaluate teachers and requiring the development of a teacher evaluation plan to be a mandatory subject of collective bargaining.

Representative Nelson asked unanimous consent that **Assembly Bill 533** be placed at the foot of today's calendar. Granted.

Representative Nelson asked unanimous consent that the rules be suspended and that **Assembly Bill 173** be withdrawn from the committee on **Rules** and taken up at this time. Granted.

Assembly Bill 173

Relating to: the method by which the Department of Revenue makes certain calculations regarding tax incremental financing district number 4 in the village of Elmwood.

The question was: Shall Assembly amendment 1 to **Assembly Bill 173** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 173** be ordered engrossed and read a third time?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Assembly Bill 173** be given a third reading. Granted.

The question was: **Assembly Bill 173** having been read three times, shall the bill be passed?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Assembly Bill 173** 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 373

Senate Bill 371

Senate Bill 370

Amended and concurred in as amended:

Assembly Bill 138 (Senate amendment 1 adopted)

ACTION ON THE SENATE MESSAGE

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 373** be withdrawn from the Senate message and taken up at this time. Granted.

Senate Bill 373

Relating to: establishing or contracting for the establishment of a charter school.

By committee on Education.

The question was: Shall **Senate Bill 373** be ordered to a third reading?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 373** be given a third reading. Granted.

The question was: **Senate Bill 373** having been read three times, shall the bill be concurred in?

Motion carried.

Representative A. Williams asked unanimous consent to be recorded as voting "**No**" on the previous question. Granted.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 373** be immediately messaged to the Senate. Granted.

Assembly Bill 535

Relating to: establishing or contracting for the establishment of a charter school.

Representative Nelson asked unanimous consent that **Assembly Bill 535** be laid on the table. Granted.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 371** be withdrawn from the Senate message and taken up at this time. Granted.

Senate Bill 371

Relating to: authorizing the Department of Public Instruction, the University of Wisconsin System, the Technical College System, and the Wisconsin Association of Independent Colleges and Universities to study each other's education programs, requiring a written agreement concerning such studies, and requiring the establishment of a longitudinal data system of student data.

By committee on Education.

Assembly amendment 1 to **Senate Bill 371** offered by Representative Krusick.

Representative Nelson moved that Assembly amendment 1 to **Senate Bill 371** be laid on the table.

The question was: Shall Assembly amendment 1 to **Senate Bill 371** be laid on the table?

The roll was taken.

The result follows:

Ayes – Representatives Ballweg, Barca, Benedict, Bies, Black, Brooks, Clark, Colon, Davis, Dexter, Fields, J. Fitzgerald, Garthwaite, Gottlieb, Grigsby, Gunderson, Gundrum, Hebl, Hilgenberg, Hintz, Hixson, Hraychuck, Huebsch, Jorgensen, Kaufert, Kerkman, Kestell, Kleefisch, Knodl, Kramer, LeMahieu, Lothian, Mason, Meyer, Montgomery, Mursau, Murtha, Nass, Nelson, Nerison, Newcomer, Nygren, A. Ott, J. Ott, Parisi, Pasch, Petersen, Petrowski, Pocan, Pope–Roberts, Pridemore, Radcliffe, Rhoades, Ripp, Seidel, Shilling, Soletski, Spanbauer, Staskunas, Steinbrink, Stone, Strachota, Tauchen, Toles, Townsend, Turner, Van Roy, Vos, Vukmir, M. Williams, Young, Zepnick, Ziegelbauer, Zigmunt, Zipperer and Speaker Sheridan – 76.

Noes – Representatives Berceau, Bernard Schaber, Cullen, Danou, Hubler, Kessler, Krusick, Milroy, Molepske Jr., Richards, Schneider, Sherman, Sinicki, Smith, Van Akkeren, Vruwink and A. Williams – 17.

Absent or not voting – Representatives Friske, Honadel, Roth, Roys, Suder and Wood – 6.

Motion carried.

Assembly amendment 2 to **Senate Bill 371** offered by Representative Krusick.

Representative Nelson moved that Assembly amendment 2 to **Senate Bill 371** be laid on the table.

The question was: Shall Assembly amendment 2 to **Senate Bill 371** be laid on the table?

The roll was taken.

The result follows:

Ayes – Representatives Ballweg, Barca, Benedict, Bernard Schaber, Bies, Black, Brooks, Clark, Colon, Davis, Dexter, Fields, J. Fitzgerald, Garthwaite, Gottlieb, Grigsby,

Gunderson, Gundrum, Hebl, Hilgenberg, Hintz, Hixson, Hraychuck, Huebsch, Jorgensen, Kaufert, Kerkman, Kestell, Kleefisch, Knodl, Kramer, LeMahieu, Lothian, Meyer, Montgomery, Mursau, Murtha, Nass, Nelson, Nerison, Newcomer, Nygren, A. Ott, J. Ott, Parisi, Pasch, Petersen, Petrowski, Pocan, Pope–Roberts, Pridemore, Radcliffe, Rhoades, Ripp, Seidel, Sherman, Shilling, Sinicki, Soletski, Spanbauer, Staskunas, Steinbrink, Stone, Strachota, Tauchen, Toles, Townsend, Turner, Van Akkeren, Van Roy, Vos, Vukmir, A. Williams, M. Williams, Young, Zepnick, Ziegelbauer, Zigmunt, Zipperer and Speaker Sheridan – 80.

Noes – Representatives Berceau, Cullen, Danou, Hubler, Kessler, Krusick, Mason, Milroy, Molepske Jr., Richards, Schneider, Smith and Vruwink – 13.

Absent or not voting – Representatives Friske, Honadel, Roth, Roys, Suder and Wood – 6.

Motion carried.

The question was: Shall **Senate Bill 371** be ordered to a third reading?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 371** be given a third reading. Granted.

The question was: **Senate Bill 371** 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, Davis, Dexter, Fields, J. Fitzgerald, Garthwaite, Gottlieb, Grigsby, Hebl, Hilgenberg, Hintz, Hixson, Hraychuck, Hubler, Huebsch, Jorgensen, Kaufert, Kessler, Kestell, Lothian, Mason, Meyer, Milroy, Molepske Jr., Montgomery, Mursau, Murtha, Nelson, Nerison, Nygren, A. Ott, Parisi, Pasch, Petersen, Petrowski, Pocan, Pope–Roberts, Radcliffe, Rhoades, Richards, Ripp, Seidel, Sherman, Shilling, Sinicki, Smith, Soletski, Spanbauer, Staskunas, Steinbrink, Tauchen, Toles, Townsend, Turner, Van Akkeren, Van Roy, Vruwink, M. Williams, Young, Zepnick, Zigmunt and Speaker Sheridan – 73.

Noes – Representatives Gunderson, Gundrum, Kerkman, Kleefisch, Knodl, Kramer, Krusick, LeMahieu, Nass, Newcomer, J. Ott, Pridemore, Schneider, Stone, Strachota, Vos, Vukmir, A. Williams, Ziegelbauer and Zipperer – 20.

Absent or not voting – Representatives Friske, Honadel, Roth, Roys, Suder and Wood – 6.

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 371** be immediately messaged to the Senate. Granted.

Assembly Bill 536

Relating to: authorizing the Department of Public Instruction, the University of Wisconsin System, the

Technical College System, and the Wisconsin Association of Independent Colleges and Universities to study each other's education programs, requiring a written agreement concerning such studies, and requiring the establishment of a longitudinal data system of student data.

Assembly amendment 2 to **Assembly Bill 536** offered by Representative Krusick.

Assembly amendment 3 to **Assembly Bill 536** offered by Representative Krusick.

Representative Nelson asked unanimous consent that **Assembly Bill 536** be laid on the table. Granted.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 370** be withdrawn from the Senate message and taken up at this time. Granted.

Senate Bill 370

Relating to: grants for improving academic achievement.
By committee on Education.

The question was: Shall **Senate Bill 370** be ordered to a third reading?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 370** be given a third reading. Granted.

The question was: **Senate Bill 370** 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, Davis, Dexter, Fields, J. Fitzgerald, Garthwaite, Gottlieb, Grigsby, Gunderson, Gundrum, Hebl, Hilgenberg, Hintz, Hixson, Hraychuck, Hubler, Huebsch, Jorgensen, Kaufert, Kerkman, Kessler, Kestell, Kleefisch, Knodl, Kramer, Krusick, LeMahieu, Lothian, Mason, Meyer, Milroy, Molepske Jr., Montgomery, Mursau, Murtha, Nelson, Nerison, Newcomer, Nygren, A. Ott, J. Ott, Parisi, Pasch, Petersen, Petrowski, Pocan, Pope–Roberts, Pridemore, Radcliffe, Rhoades, Richards, Ripp, Schneider, Seidel, Sherman, Shilling, Sinicki, Smith, Soletski, Spanbauer, Staskunas, Steinbrink, Stone, Strachota, Tauchen, Toles, Townsend, Turner, Van Akkeren, Van Roy, Vos, Vruwink, Vukmir, M. Williams, Young, Zepnick, Ziegelbauer, Zigmunt, Zipperer and Speaker Sheridan – 91.

Noes – Representatives Nass and A. Williams – 2.

Absent or not voting – Representatives Friske, Honadel, Roth, Roys, Suder and Wood – 6.

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 370** be immediately messaged to the Senate. Granted.

Assembly Bill 537

Relating to: grants for improving academic achievement.

Representative Nelson asked unanimous consent that **Assembly Bill 537** be laid on the table. Granted.

Speaker Pro Tempore Staskunas in the chair.

Assembly Bill 138

Relating to: the appointment and term of service of the secretary of natural resources and vacancies on the Natural Resources Board.

The question was: Shall Senate amendment 1 to **Assembly Bill 138** be concurred in?

The roll was taken.

The result follows:

Ayes – Representatives Barca, Benedict, Berceau, Bernard Schaber, Black, Clark, Colon, Cullen, Danou, Dexter, Garthwaite, Grigsby, Hebl, Hilgenberg, Hintz, Hixson, Hraychuck, Hubler, Jorgensen, Kaufert, Krusick, Mason, Milroy, Molepske Jr., Nelson, Parisi, Pasch, Pocan, Pope–Roberts, Radcliffe, Richards, Schneider, Seidel, Sherman, Shilling, Smith, Soletski, Staskunas, Steinbrink, Toles, Turner, Van Akkeren, Vruwink, A. Williams, Young, Zepnick, Ziegelbauer, Zigmunt and Speaker Sheridan – 49.

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

Absent or not voting – Representatives Friske, Honadel, Roth, Roys, Suder and Wood – 6.

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that the Assembly's action on **Assembly Bill 138** be immediately messaged to the Senate. Granted.

Representative Nelson asked unanimous consent that **Senate Bill 278** be taken from the table. Granted.

Senate Bill 278

Relating to: U–turns on highways and providing a penalty.

The question was: **Senate Bill 278** having been read three times, shall the bill be concurred in?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 278** be immediately messaged to the Senate. Granted.

Representative Nelson asked unanimous consent that the rules be suspended and that **Assembly Bill 362** be withdrawn from the committee on **Rules** and taken up at this time. Granted.

Assembly Bill 362

Relating to: designating and marking the bridge on USH 41 across the Peshtigo River in the city of Peshtigo as the Steven Drees Memorial Bridge.

The question was: Shall **Assembly Bill 362** be ordered engrossed and read a third time?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Assembly Bill 362** be given a third reading. Granted.

The question was: **Assembly Bill 362** having been read three times, shall the bill be passed?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Assembly Bill 362** 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 259**
- Senate Bill 204**
- Senate Bill 349**

ACTION ON THE SENATE MESSAGE

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 259** be withdrawn from the Senate message and taken up at this time. Granted.

Senate Bill 259

Relating to: the homestead exemption and increases in the value of the exemption for various property that is exempt from execution.

By Senators Taylor, Lehman, Miller, Vinehout, Robson, Lassa, Holperin and Risser; cosponsored by Representatives Hebl, Sherman, Roys, Berceau, Clark, Pope–Roberts, Richards, Turner, Molepske Jr., Smith, Hintz, Grigsby, Hilgenberg, Hixson, Kessler and Dexter.

The question was: Shall **Senate Bill 259** be ordered to a third reading?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 259** be given a third reading. Granted.

The question was: **Senate Bill 259** having been read three times, shall the bill be concurred in?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 259** be immediately messaged to the Senate. Granted.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 204** be withdrawn from the Senate message and taken up at this time. Granted.

Senate Bill 204

Relating to: prohibiting discrimination in housing because of domestic abuse victim status and providing a penalty.

By Senators Coggs, Taylor, Carpenter, Risser, Hansen, Holperin, Erpenbach, Plale, Sullivan and Lehman; cosponsored by Representatives Parisi, Suder, Seidel, A. Ott, Pocan, Van Roy, Young, Tauchen, Sherman, Petrowski, Grigsby, Wood, Roys, Spanbauer, Berceau, Hebl, Nygren, Pasch, Pope–Roberts, Zepnick, Shilling, Milroy, Sinicki, Toles and Dexter.

The question was: Shall **Senate Bill 204** be ordered to a third reading?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 204** be given a third reading. Granted.

The question was: **Senate Bill 204** having been read three times, shall the bill be concurred in?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 204** be immediately messaged to the Senate. Granted.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 349** be withdrawn from the Senate message and taken up at this time. Granted.

Senate Bill 349

Relating to: the employment of minors 12 years of age or older by nonprofit organizations in and around the homes of elderly persons and persons with disabilities to perform snow shoveling, lawn mowing, leaf raking, and other similar work usual to those homes.

By Senator Plale; cosponsored by Representative Sinicki.

The question was: Shall **Senate Bill 349** be ordered to a third reading?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 349** be given a third reading. Granted.

The question was: **Senate Bill 349** having been read three times, shall the bill be concurred in?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 349** be immediately messaged to the Senate. Granted.

Speaker Pro Tempore Staskunas asked unanimous consent that the Assembly stand informal. Granted.

The Assembly stood informal.

11:01 P.M.

INFORMAL

11:15 P.M.

The Assembly reconvened.

Speaker Pro Tempore Staskunas in the chair.

Representative Hixson asked unanimous consent that the rules be suspended and that **Assembly Bill 555** be withdrawn from the joint committee on **Finance** and taken up at this time. Representative Gottlieb objected.

Representative Hixson moved that the rules be suspended and that **Assembly Bill 555** be withdrawn from the joint committee on **Finance** and taken up at this time.

Representative Hixson withdrew his motion.

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

The Assembly stood recessed.

11:38 P.M.

RECESS

2:49 A.M. Friday, November 6

The Assembly reconvened.

Speaker Pro Tempore Staskunas in the chair.

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

A quorum was present.

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 372

ACTION ON THE SENATE MESSAGE

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 372** be withdrawn from the Senate message and taken up at this time. Granted.

Senate Bill 372

Relating to: using the results of standardized examinations to evaluate teachers and requiring the development of a teacher evaluation plan to be a mandatory subject of collective bargaining.

By committee on Education.

Assembly amendment 1 to **Senate Bill 372** offered by Representatives Davis and Vukmir.

Representative Nelson moved that Assembly amendment 1 to **Senate Bill 372** be laid on the table.

The question was: Shall Assembly amendment 1 to **Senate Bill 372** 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, Mason, Milroy, Molepske Jr., Nelson, Parisi, Pasch, Pocan, Pope–Roberts, Radcliffe, Richards, Schneider, Seidel, Sherman, Shilling, Sinicki, Smith, Soletski, Staskunas, Steinbrink, Toles, Turner, Van Akkeren, Vruwink, A. Williams, Young, Zepnick, Ziegelbauer, Zigmunt and Speaker Sheridan – 50.

Noes – Representatives Ballweg, Bies, Brooks, Davis, J. Fitzgerald, Gottlieb, Gunderson, Gundrum, 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, Spanbauer, Stone, Strachota, Tauchen, Townsend, Van Roy, Vos, Vukmir, M. Williams and Zipperer – 43.

Absent or not voting – Representatives Friske, Honadel, Roth, Roys, Suder and Wood – 6.

Motion carried.

Assembly amendment 2 to **Senate Bill 372** offered by Representatives Davis and Vukmir.

Representative Nelson moved that Assembly amendment 2 to **Senate Bill 372** be laid on the table.

The question was: Shall Assembly amendment 2 to **Senate Bill 372** 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, Mason, Milroy, Molepske Jr., Nelson, Parisi, Pasch, Pocan, Pope–Roberts, Radcliffe, Richards, Schneider, Seidel, Sherman, Shilling, Sinicki, Smith, Soletski, Staskunas, Steinbrink, Toles, Turner, Van Akkeren, Vruwink, A. Williams, Young, Zepnick, Ziegelbauer, Zigmunt and Speaker Sheridan – 50.

Noes – Representatives Ballweg, Bies, Brooks, Davis, J. Fitzgerald, Gottlieb, Gunderson, Gundrum, 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, Spanbauer, Stone, Strachota, Tauchen, Townsend, Van Roy, Vos, Vukmir, M. Williams and Zipperer – 43.

Absent or not voting – Representatives Friske, Honadel, Roth, Roys, Suder and Wood – 6.

Motion carried.

The question was: Shall **Senate Bill 372** be ordered to a third reading?

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 372** be given a third reading.

Representative Nass objected.

Speaker Pro Tempore Staskunas asked unanimous consent that the Assembly stand informal. Granted.

The Assembly stood informal.

2:57 A.M. Friday, November 6

INFORMAL

3:25 A.M. Friday, November 6

The Assembly reconvened.

Speaker Pro Tempore Staskunas in the chair.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 372** be given a third reading. Granted.

The question was: **Senate Bill 372** 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, Mason, Milroy, Molepske Jr., Nelson, Parisi, Pasch, Pocan,

Pope–Roberts, Richards, Schneider, Seidel, Sherman, Shilling, Sinicki, Smith, Soletski, Staskunas, Steinbrink, Toles, Turner, Van Akkeren, Vruwink, Zepnick, Ziegelbauer, Zigmunt and Speaker Sheridan – 47.

Noes – Representatives Ballweg, Bies, Brooks, Davis, J. Fitzgerald, Gottlieb, Gunderson, Gundrum, 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, Radcliffe, Rhoades, Ripp, Spanbauer, Stone, Strachota, Tauchen, Townsend, Van Roy, Vos, Vukmir, A. Williams, M. Williams, Young and Zipperer – 46.

Absent or not voting – Representatives Friske, Honadel, Roth, Roys, Suder and Wood – 6.

Motion carried.

Representative Nelson asked unanimous consent that the rules be suspended and that **Senate Bill 372** be immediately messaged to the Senate. Granted.

Assembly Bill 533

Relating to: using the results of standardized examinations to evaluate teachers and requiring the development of a teacher evaluation plan to be a mandatory subject of collective bargaining.

Assembly amendment 3 to **Assembly Bill 533** offered by Representatives Davis and Vukmir.

Assembly amendment 4 to **Assembly Bill 533** offered by Representatives Davis and Vukmir.

Representative Nelson asked unanimous consent that **Assembly Bill 533** be laid on the table. Granted.

Assembly Bill 75

Relating to: state finances and appropriations, constituting the executive budget act of the 2009 legislature.

Representative Rhoades asked unanimous consent that the rules be suspended and that partial item veto D–6 of **Assembly Bill 75** be withdrawn from the committee on **Rules** and taken up at this time.

Representative Nelson objected.

Representative Rhoades moved that the rules be suspended and that partial item veto D–6 of **Assembly Bill 75** be withdrawn from the committee on **Rules** and taken up at this time.

The question was: Shall the rules be suspended and partial item veto D–6 of **Assembly Bill 75** be withdrawn from the committee on **Rules** and taken up at this time?

The roll was taken.

The result follows:

Ayes – Representatives Ballweg, Bies, Brooks, Davis, J. Fitzgerald, Gottlieb, Gunderson, Gundrum, 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, Schneider,

Spanbauer, Stone, Strachota, Tauchen, Townsend, Van Roy, Vos, Vukmir, M. Williams and Zipperer – 44.

Noes – Representatives Barca, Benedict, Berceau, Bernard Schaber, Black, Clark, Colon, Cullen, 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, Seidel, Sherman, Shilling, Sinicki, Smith, Soletski, Staskunas, Steinbrink, Toles, Turner, Van Akkeren, Vruwink, A. Williams, Young, Zepnick, Ziegelbauer, Zigmunt and Speaker Sheridan – 49.

Absent or not voting – Representatives Friske, Honadel, Roth, Roys, Suder and Wood – 6.

Motion failed.

Representative Nerison asked unanimous consent to be withdrawn as a coauthor of **Assembly Bill 453**. 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 amendment 1 to **Senate Bill 241**
Assembly Joint Resolution 77
Assembly Joint Resolution 85
Assembly Joint Resolution 86
Assembly Joint Resolution 87
Assembly Joint Resolution 88
Assembly Joint Resolution 89
Assembly Joint Resolution 90
Assembly Joint Resolution 91
Assembly Joint Resolution 93
Assembly Joint Resolution 95
Assembly Bill 164
Assembly Bill 174
Assembly Bill 209
Assembly Bill 250
Assembly Bill 258
Assembly Bill 266
Assembly Bill 273
Assembly Bill 292
Assembly Bill 297

VISITORS

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

Rachel Johnson and Rachel Barker, guests of Representative Vos.

Adam Johnson, a student at the University of Wisconsin-Madison, guest of Representative Hraychuck.

Employees from the Diverse Options Sheltered Workshop in Ripon, guests of Representative Ballweg.

Britanny Hernandez, a senior from Fond du Lac High School and her grandmother, Shirley Weyh, guests of Representative Townsend.

ANNOUNCEMENTS

Representative Barca asked unanimous consent that the Assembly adjourn in honor of his daughter, Abrianna Barca, on the occasion of her 21st birthday. Granted.

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

Representative Vruwink asked unanimous consent that the Assembly adjourn in honor of the Auburndale Girls Volleyball, who will play in the WIAA Division III State Championship this weekend. Granted.

Representative Schneider asked unanimous consent that the Assembly adjourn in honor of the United States Marine Corps, on the occasion of its 234th birthday on November 10. Granted.

Representative Ballweg asked unanimous consent that the Assembly adjourn in honor of 11 year old Courtney Hardt, from Princeton, who received the Girl Scout Medal of Honor, the only Wisconsin girl to ever receive this honor for her role in saving her 4 year old brother Jordan in a boating incident on July 23, 2009. 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.

3:48 A.M. Friday, November 6