



# STATE OF WISCONSIN Assembly Journal

## Ninety-Ninth Regular Session

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MONDAY, April 12, 2010

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

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### AMENDMENTS OFFERED

Assembly substitute amendment 1 to **Assembly Bill 239** offered by Representative Jorgensen.

Assembly amendment 7 to Assembly substitute amendment 1 to **Assembly Bill 641** offered by Representative Molepske Jr..

Assembly substitute amendment 1 to **Assembly Bill 660** offered by Representatives Jorgensen and Sinicki.

Assembly amendment 1 to **Assembly Bill 758** offered by Representative Molepske Jr..

Assembly amendment 1 to **Assembly Bill 830** offered by Representative Garthwaite.

Assembly substitute amendment 1 to **Assembly Bill 851** offered by Representative Sinicki.

Assembly amendment 6 to **Senate Bill 409** offered by Representative Molepske Jr..

Assembly amendment 1 to **Senate Bill 513** offered by Representative Molepske Jr..

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### INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

#### **Assembly Joint Resolution 125**

Relating to: requiring a photographic identification to vote, or register to vote, at the polls on election day (first consideration).

By Representatives Stone, Pridemore, Roth, Vukmir, Vos, LeMahieu, Gunderson, Van Roy, Suder, Gottlieb, Petersen, Honadel, Spanbauer, Kestell, Davis, Zipperer, Kaufert, Strachota, Newcomer, Petrowski, Kramer, Knodl, Kerkman, Nygren, A. Ott, Ballweg, Gundrum and J. Ott; cosponsored by Senators Leibham, Lazich, A. Lasee, Kanavas, Darling, Schultz and Hopper.

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

#### **Assembly Bill 946**

Relating to: health insurance coverage of smoking cessation treatment and medications.

By Representatives Black, Smith, Pope–Roberts, Mason, Berceau, Milroy, Grigsby, Hilgenberg, Bernard Schaber and Pasch; cosponsored by Senators Risser and Coggs.

To committee on **Insurance**.

#### **Assembly Bill 947**

Relating to: requiring certain identification in order to vote at a polling place or obtain an absentee ballot, verification of the addresses of electors, absentee voting procedure in certain residential care apartment complexes and adult family homes, identification cards issued by the Department of Transportation, creating an identification certificate issued by the Department of Transportation, requiring the exercise of rule–making authority, and providing a penalty.

By Representatives Stone, Pridemore, Roth, Davis, LeMahieu, Vukmir, Lothian, Huebsch, Van Roy, Gunderson, Suder, Gottlieb, Petersen, Honadel, Spanbauer, Kestell, Zipperer, Kaufert, Kleefisch, Kramer, Vos, Kerkman, A. Ott, Montgomery, Knodl, Ballweg, Gundrum and J. Ott; cosponsored by Senators Leibham, Lazich, A. Lasee, Kedzie, Olsen, Kanavas, Darling, Harsdorf, Schultz and Hopper.

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

#### **Assembly Bill 948**

Relating to: an income and franchise tax credit for investments in a community development financial institution and granting rule–making authority.

By Representatives Hilgenberg, Garthwaite, Molepske Jr., Fields, Zigmunt, Berceau, Vruwink, Brooks, Barca, Sinicki, Pasch, Richards, Schneider, Clark and Pope–Roberts; cosponsored by Senators Lassa, Taylor and Schultz.

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

#### **Assembly Bill 949**

Relating to: financial assistance under the Clean Water Fund Program and the Safe Drinking Water Loan Program.

By Representatives Pocan and Dexter; cosponsored by Senators Miller and Kreitlow.

To committee on **Natural Resources**.

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## COMMITTEE REPORTS

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The committee on **Energy and Utilities** reports and recommends:

### Assembly Bill 401

Relating to: creation of renewable resource credits by electric providers and granting rule-making authority.

Passage:

Ayes: 11 – Representatives Soletski, Zepnick, Staskunas, Richards, Steinbrink, Parisi, Zigmunt, Huebsch, Montgomery, Petersen and Zipperer.

Noes: 0.

To committee on **Rules**.

### Assembly Bill 876

Relating to: expanding the authority of political subdivisions to make residential energy efficiency improvement loans, and authorizing political subdivisions to make water efficiency improvement loans and impose special charges for the loans.

Passage:

Ayes: 11 – Representatives Soletski, Zepnick, Staskunas, Richards, Steinbrink, Parisi, Zigmunt, Huebsch, Montgomery, Petersen and Zipperer.

Noes: 0.

To committee on **Rules**.

*JAMES SOLETSKI*  
Chairperson  
Committee on Energy and Utilities

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The joint committee on **Finance** reports and recommends:

### Assembly Bill 771

Relating to: a grant to Wisconsin Workforce Development Association from the Department of Commerce and making an appropriation.

Assembly Amendment 2 adoption:

Ayes: 11 – Representatives Pocan, Mason, Shilling, Sherman and Grigsby; Senators Miller, Hansen, Taylor, Lehman, Robson and Lassa.

Noes: 4 – Representatives Vos and Montgomery; Senators Darling and Olsen.

Passage as amended:

Ayes: 11 – Representatives Pocan, Mason, Shilling, Sherman and Grigsby; Senators Miller, Hansen, Taylor, Lehman, Robson and Lassa.

Noes: 4 – Representatives Vos and Montgomery; Senators Darling and Olsen.

To committee on **Rules**.

*MARK POCAN*  
Assembly Chairperson  
Joint Committee on Finance

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

### Assembly Bill 831

Relating to: prohibiting discrimination against an employee who declines to attend an employer-sponsored meeting or to participate in any communication with the employer or with an agent, representative, or designee of the employer, the primary purpose of which is to communicate the opinion of the employer about religious or political matters.

Passage:

Ayes: 6 – Representatives Sinicki, Jorgensen, Parisi, Toles Soletski and Nass.

Noes: 0

To committee on **Rules**.

### Assembly Bill 875

Relating to: restoring the Minority Business Development Board and the Minority Business Grant and Loan Program.

Passage:

Ayes: 5 – Representatives Sinicki, Jorgensen, Parisi, Toles and Soletski.

Noes: 1 – Representative Nass.

To committee on **Rules**.

### Assembly Bill 884

Relating to: various changes in the unemployment insurance law and providing a penalty.

Passage:

Ayes: 6 – Representatives Sinicki, Jorgensen, Parisi, Toles Soletski and Nass.

Noes: 0

To committee on **Rules**.

### Assembly Bill 885

Relating to: creation of a wage council to study and make recommendations concerning increases in the living wage, providing an exemption from emergency rule procedures, and granting rule-making authority.

Assembly Amendment 1 adoption:

Ayes: 6 – Representatives Sinicki, Jorgensen, Parisi, Toles, Soletski and Nass.

Noes: 0.

Passage as amended:

Ayes: 5 – Representatives Sinicki, Jorgensen, Parisi, Toles and Soletski.

Noes: 1 – Representative Nass.

To committee on **Rules**.

*CHRISTINE SINICKI*  
Chairperson  
Committee on Labor

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The committee on **Urban and Local Affairs** reports and recommends:

**Assembly Bill 788**

Relating to: creating a sunset provision for the county tax levy rate limit.

Passage:

Ayes: 5 – Representatives Berceau, Ziegelbauer, Parisi, Roys and Spanbauer.

Noes: 2 – Representatives LeMahieu and Gottlieb.

To committee on **Rules**.

**Assembly Bill 832**

Relating to: maximum amount of funeral and burial expenses under the funeral, burial, and cemetery expenses program.

Assembly Amendment 1 adoption:

Ayes: 7 – Representatives Berceau, Ziegelbauer, Parisi, Roys, LeMahieu, Gottlieb and Spanbauer.

Noes: 0.

Passage as amended:

Ayes: 6 – Representatives Berceau, Ziegelbauer, Parisi, Roys, LeMahieu and Spanbauer.

Noes: 1 – Representative Gottlieb.

To committee on **Rules**.

*TERESE BERCEAU*  
Chairperson  
Committee on Urban and Local Affairs

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The committee on **Veterans and Military Affairs** reports and recommends:

**Assembly Bill 702**

Relating to: the veterans tuition reimbursement program.

Passage:

Ayes: 9 – Representatives Hilgenberg, Schneider, Turner, Sinicki, Milroy, Petersen, Petrowski, Townsend and Meyer.

Noes: 0.

To committee on **Rules**.

**Assembly Bill 752**

Relating to: members of the Board of Veterans Affairs and granting rule-making authority.

Passage:

Ayes: 7 – Representatives Hilgenberg, Sinicki, Milroy, Petersen, Petrowski, Townsend and Meyer.

Noes: 2 – Representatives Schneider and Turner.

To committee on **Rules**.

**Assembly Bill 835**

Relating to: adding a member to the council on veterans programs.

Passage:

Ayes: 9 – Representatives Hilgenberg, Schneider, Turner, Sinicki, Milroy, Petersen, Petrowski, Townsend and Meyer.

Noes: 0.

To committee on **Rules**.

*STEVE HILGENBERG*  
Chairperson  
Committee on Veterans and Military Affairs

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**REFERENCE BUREAU CORRECTIONS**

**Assembly Bill 899**

1. Page 2, line 10: delete “exceeds” and substitute “exceed”.

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Assembly Substitute Amendment 1 to **Assembly Bill 910**

1. Page 10, line 11: delete “delegate to” and substitute “delegate”.

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**SPEAKER’S COMMUNICATIONS**

April 9, 2010

Mr. Patrick Fuller  
Assembly Chief Clerk  
Risser Justice Center, Room 401  
Madison, Wisconsin 53703

Dear Chief Clerk Fuller:

Pursuant to Assembly Rule 42 (3)(c), I am withdrawing **Assembly Bill 897** from the Assembly Committee on Insurance and re-referring it to the Assembly Committee on Consumer Protection.

I have the consent of Representative David Cullen, chairperson of the Assembly Committee on Insurance, to take this action.

Thank you for your immediate attention to this referral.

Sincerely,  
*MICHAEL J. SHERIDAN*  
Assembly Speaker

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April 12, 2010

Mr. Patrick Fuller  
Assembly Chief Clerk  
Risser Justice Center, Room 401  
Madison, Wisconsin 53703

Dear Chief Clerk Fuller:

Pursuant to Assembly Rule 42 (3)(c), I am withdrawing **Assembly Bill 225** from the Assembly Committee on Corrections and the Courts and re-referring it to the Assembly Committee on Criminal Justice.

I have the consent of Representative Joe Parisi, chairperson of the Assembly Committee on Corrections and the Courts, to take this action.

Thank you for your immediate attention to this referral.

Sincerely,  
*MICHAEL J. SHERIDAN*  
Assembly Speaker

April 12, 2010

Mr. Patrick Fuller  
Assembly Chief Clerk  
Risser Justice Center, Room 401  
Madison, Wisconsin 53703

Dear Chief Clerk Fuller:

Pursuant to Assembly Rule 42 (3)(c), I am withdrawing **Assembly Bill 345** from the Assembly Committee on Corrections and the Courts and re-referring it to the Assembly Committee on Criminal Justice.

I have the consent of Representative Joe Parisi, chairperson of the Assembly Committee on Corrections and the Courts, to take this action.

Thank you for your immediate attention to this referral.

Sincerely,  
*MICHAEL J. SHERIDAN*  
Assembly Speaker

April 12, 2010

Mr. Patrick Fuller  
Assembly Chief Clerk  
Risser Justice Center, Room 401  
Madison, Wisconsin 53703

Dear Chief Clerk Fuller:

Pursuant to Assembly Rule 42 (3)(c), I am withdrawing **Assembly Bill 762** from the Assembly Committee on Corrections and the Courts and re-referring it to the Assembly Committee on Criminal Justice.

I have the consent of Representative Joe Parisi, chairperson of the Assembly Committee on Corrections and the Courts, to take this action.

Thank you for your immediate attention to this referral.

Sincerely,  
*MICHAEL J. SHERIDAN*  
Assembly Speaker

April 12, 2010

Mr. Patrick Fuller  
Assembly Chief Clerk  
Risser Justice Center, Room 401  
Madison, Wisconsin 53703

Dear Chief Clerk Fuller:

Pursuant to Assembly Rule 42 (3)(c), I am withdrawing **Assembly Bill 879** from the Assembly Committee on

Corrections and the Courts and re-referring it to the Assembly Committee on Criminal Justice.

I have the consent of Representative Joe Parisi, chairperson of the Assembly Committee on Corrections and the Courts, to take this action.

Thank you for your immediate attention to this referral.

Sincerely,  
*MICHAEL J. SHERIDAN*  
Assembly Speaker

April 12, 2010

Mr. Patrick Fuller  
Assembly Chief Clerk  
Risser Justice Center, Room 401  
Madison, Wisconsin 53703

Dear Chief Clerk Fuller:

Pursuant to Assembly Rule 42 (3)(c), I am withdrawing **Assembly Bill 910** from the Joint Committee on Finance and re-referring it to the Assembly Committee on Natural Resources.

I have the consent of Representative Mark Pocan, chairperson of the Joint Committee on Finance, to take this action.

Thank you for your immediate attention to this referral.

Sincerely,  
*MICHAEL J. SHERIDAN*  
Assembly Speaker

April 12, 2010

Mr. Patrick Fuller  
Assembly Chief Clerk  
Risser Justice Center, Room 401  
Madison, Wisconsin 53703

Dear Chief Clerk Fuller:

I am re-appointing Representative Scott Suder to the Assembly Organization, Rules, Insurance, Personal Privacy and Fish and Wildlife Committees now that he is back from his military deployment.

These appointments are effective immediately.

Sincerely,  
*MICHAEL J. SHERIDAN*  
Assembly Speaker

## COMMUNICATIONS

April 9, 2010

Representative Joe Parisi  
Chair, Assembly Committee on Corrections and the Courts  
Room 126 North, State Capitol  
Madison, WI 53708

To the Honorable Representative Parisi:

I am writing in my capacity as the chairperson of the Assembly Committee on Corrections and the Courts to request that the Joint Review Committee on Criminal Penalties prepare a report under Wisconsin Statute 13.525 (5)(b) on Assembly Bill 71, which creates a new crime or revises an existing criminal penalty.

If you have any questions, please do not hesitate to contact me.

Sincerely,  
*JOE PARISI*  
State Representative  
48th Assembly District

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April 9, 2010

Representative Joe Parisi  
Chair, Assembly Committee on Corrections and the Courts  
Room 126 North, State Capitol  
Madison, WI 53708

To the Honorable Representative Parisi:

I am writing in my capacity as the chairperson of the Assembly Committee on Corrections and the Courts to request that the Joint Review Committee on Criminal Penalties prepare a report under Wisconsin Statute 13.525 (5)(b) on Assembly Bill 225, which creates a new crime or revises an existing criminal penalty.

If you have any questions, please do not hesitate to contact me.

Sincerely,  
*JOE PARISI*  
State Representative  
48th Assembly District

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April 12, 2010

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

Dear Mr. Fuller:

Representative Shilling would like to switch her Assembly floor seat to the open one next to Representative Wood.

Thank you for considering this request and if you have any questions, please let me know.

Sincerely,  
*PETER BARCA*  
State Representative  
64th Assembly District

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April 12, 2010

Representative Joe Parisi

Chair, Assembly Committee on Corrections and the Courts  
Room 126 North, State Capitol  
Madison, WI 53708

Dear Chairperson Parisi:

I am writing in my capacity as the chairperson of the Assembly Committee on Judiciary and Ethics to request that the Joint Review Committee on Criminal Penalties prepare a report under Wisconsin Statute 13.525 (5)(b) on Assembly Bill 460, relating to preliminary hearings for allegations of sexual exploitation by a therapist.

Please feel free to contact me if you have any questions regarding this request.

Sincerely,  
*GARY HEBL*  
State Representative  
46th Assembly District

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April 12, 2010

Representative Joe Parisi  
Chair, Assembly Committee on Corrections and the Courts  
Room 126 North, State Capitol  
Madison, WI 53708

To the Honorable Representative Parisi:

I am writing in my capacity as the co-chairperson of the Joint Committee on Finance to request that the Joint Review Committee on Criminal Penalties prepare a report under Wisconsin Statute 13.525 (5)(b) on Assembly Bill 547, (relating to: operating a vehicle while intoxicated, granting rule-making authority, and providing a penalty), which creates a new crime or revises an existing criminal penalty.

If you have any questions, please do not hesitate to contact me.

Sincerely,  
*MARK POCAN*  
State Representative  
78th Assembly District

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April 12, 2010

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-author of Assembly Bill 699, relating to exempting wellness programs from unfair trade or marketing practices.

Sincerely,  
*JOAN BALLWEG*  
State Representative  
41st Assembly District