



STATE OF WISCONSIN

Assembly Journal

One-Hundred and First Regular Session

12:52 P.M.

THURSDAY, February 28, 2013

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

Speaker Pro Tempore Kramer in the Chair.

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

A quorum was present.

The prayer was offered by Rev. Nathaniel Johnson, Jr. from the Unity Missionary Baptist Church in Milwaukee.

Representative Sargent 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 August, Ballweg, Barca, Barnes, Berceau, Bernard Schaber, Bernier, Bewley, Bies, Billings, Born, Brooks, Clark, Craig, Czaja, Danou, Doyle, Endsley, Genrich, Goyke, Hebl, Hesselbein, Hintz, Honadel, Hulsey, Hutton, Jacque, Jagler, Johnson, Jorgensen, Kahl, Kapenga, Kaufert, Kerkman, Kessler, Kestell, Kleefisch, Klenke, Knodl, Knudson, Kolste, Kooyenga, Kramer, Krug, Kuglitsch, T. Larson, LeMahieu, Loudenbeck, Marklein, Mason, Milroy, Murphy, Mursau, Murtha, Nass, Nerison, Nygren, Ohnstad, A. Ott, J. Ott, Pasch, Petersen, Petryk, Pope, Pridemore, Richards, Riemer, Ringhand, Ripp, Sanfelippo, Sargent, Schraa, Severson, Shankland, Sinicki, Smith, Spiros, Steineke, Stone, Strachota, Stroebel, Suder, Swearingen, Tauchen, C. Taylor, Thiesfeldt, Tittl, Tranel, Vruwink, Wachs, Weatherston, Weininger, Williams, Wright, Young, Zamarripa, Zepnick and Speaker Vos - 98.

Absent with leave - None.

Vacancies - 98th Assembly District - 1.

Speaker Vos in the Chair.

AMENDMENTS OFFERED

Assembly Amendment 1 to **Assembly Bill 15** offered by Representative Brooks.

Assembly Amendment 2 to **Assembly Bill 15** offered by Representative Shankland.

Assembly Amendment 2 to **Assembly Bill 35** offered by Representatives Knodl and Sinicki.

INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

Assembly Bill 46

Relating to: regulation of metallic mining, an occupation tax on iron mining, and making an appropriation.

By Representatives Clark, Barca, Jorgensen, Kahl, Kolste, Sinicki, Zepnick, Smith and Berceau; cosponsored by Senators T. Cullen, Schultz, Jauch, C. Larson, Hansen, Lassa, Taylor, Wirch and Lehman.

To committee on **Jobs, Economy and Mining**.

Assembly Bill 47

Relating to: entrepreneurial tax credit access grants.

By Representatives Clark, Smith, Barca, Danou, Mason, Hebl, Ringhand, Bernard Schaber, Berceau, Kahl, C. Taylor, Milroy, Pope, Riemer, Sargent, Doyle, Richards, Ohnstad, Billings, Wright and Kolste; cosponsored by Senators Lassa, Shilling, Lehman, Carpenter, Erpenbach, Harris and Wirch.

To committee on **Jobs, Economy and Mining**.

Assembly Bill 48

Relating to: state procurement of products and services from businesses located in this state and setting a goal for local government to purchase a certain percentage of products and services from businesses located in this state.

By Representatives Clark, Genrich, Barnes, Barca, Mason, Danou, Ringhand, Bernard Schaber, Bewley, Berceau, Kahl, Pope, Sargent, Jorgensen, Riemer, Hebl, C. Taylor, Ohnstad, Billings, Wright, Johnson and Richards; cosponsored by Senators Hansen, Vinehout, C. Larson, Miller, Erpenbach, Shilling, Lehman, Risser, Harris and Wirch.

To committee on **Government Operations and State Licensing**.

COMMITTEE REPORTS

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

Assembly Bill 1

Relating to: regulation of ferrous metallic mining and related activities, procedures for obtaining approvals from the Department of Natural Resources for the construction of utility facilities, making an appropriation, and providing penalties.

Assembly Substitute Amendment 1 adoption:

Ayes: 12 - Senators Darling, Olsen, Harsdorf, Leibham, Lazich, Grothman, Nygren, Strachota, Kooyenga, Knudson, LeMahieu and Klenke.

Noes: 4 - Senators Shilling, Wirch, Mason and Richards.

Passage as amended:

Ayes: 12 - Senators Darling, Olsen, Harsdorf, Leibham, Lazich, Grothman, Nygren, Strachota, Kooyenga, Knudson, LeMahieu and Klenke.

Noes: 4 - Senators Shilling, Wirch, Mason and Richards.

To committee on **Rules**.

JOHN NYGREN
Assembly Co-Chairperson
Joint Committee on Finance

MESSAGE FROM THE SENATE

From: Jeffrey Renk, Senate Chief Clerk.

Mr. Speaker:

I am directed to inform you that the Senate has

Passed and asks concurrence in:

Senate Bill 1

ACTION ON THE SENATE MESSAGE

Senate Bill 1

Relating to: regulation of ferrous metallic mining and related activities, procedures for obtaining approvals from the Department of Natural Resources for the construction of utility facilities, making an appropriation, and providing penalties.

By Senators Tiffany, Gudex, Darling, Farrow, Kedzie, Lasee, Lazich, Leibham and Vukmir; cosponsored by Representatives Suder, Honadel, Williams, August, Ballweg, Bernier, Bies, Born, Craig, Czaja, Endsley, Hutton, Jacque, Jagler, Kapenga, Kaufert, Kerkman, Kestell, Kleefisch, Klenke, Knodl, Knudson, Kooyenga, Kramer, Kuglitsch, T. Larson, LeMahieu, Loudenbeck, Murphy, Murtha, Nass, Nygren, A. Ott, J. Ott, Petersen, Petryk, Pridemore, Ripp, Sanfelippo, Schraa, Severson, Spiros, Steineke, Stone, Strachota, Stroebel, Swearingen, Tauchen, Thiesfeldt, Tittl, Vos, Weatherston and Weininger.

To committee on **Rules**.

EXECUTIVE COMMUNICATIONS

February 22, 2013

The Honorable Robin Vos
Speaker of the Assembly
211 West, State Capitol
Madison, WI 53708

The Honorable Michael Ellis
President of the Senate
220 South, State Capitol
Madison, WI 53707

Dear Speaker Vos and President Ellis:

Assembly Bill 37 makes an adjustment to the 2011-2013 executive budget and contains a fiscal note in excess of \$10,000. Accordingly, and pursuant to s. 16.47 (2), Wisconsin Statutes, I consider this bill an emergency bill, and I recommend that its passage be permitted prior to the passage of the 2013-2015 budget bill.

Sincerely,
SCOTT WALKER
Governor

February 22, 2013

The Honorable Robin Vos
Speaker of the Assembly
211 West, State Capitol
Madison, WI 53708

The Honorable Michael Ellis
President of the Senate
220 South, State Capitol
Madison, WI 53707

Dear Speaker Vos and President Ellis:

Assembly Bill 38 contains a fiscal note in excess of \$10,000. Accordingly, and pursuant to s. 16.47 (2), Wisconsin Statutes, I consider this bill an emergency bill, and I recommend that its passage be permitted prior to the passage of the 2013-2015 budget bill.

Sincerely,
SCOTT WALKER
Governor

COMMUNICATIONS

February 26, 2013

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

Dear Chief Clerk Fuller:

Enclosed is a copy of the *2012 Annual Report Legislative Council Rules Clearinghouse*, submitted to the Legislature pursuant to s. 227.15 (5), Wis. Stats.

Sincerely,
TERRY C. ANDERSON
Joint Legislative Council
Director

February 28, 2013

Patrick E. 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 29,
relating to collateral source payments.

Sincerely,
CHRIS KAPENGA
State Representative
99th Assembly District

CALENDAR OF THURSDAY, FEBRUARY 28

Assembly Joint Resolution 5

Relating to: the life and public service of Michael
Harried.

SPECIAL GUESTS

Representative Kahl introduced the family of Michael
Harried, including his parents, Loraine and Hjalmer "Jim"
Harried, and his sister, Cheryl Wilson, who, along with
Senator Miller, joined him at the rostrum.

The question was: Shall **Assembly Joint Resolution 5**
be adopted?

Motion carried.

Representative Suder asked unanimous consent that the
rules be suspended and that **Assembly Joint Resolution 5**
be immediately messaged to the Senate. Granted.

Assembly Joint Resolution 10

Relating to: declaring March 2013 American Red Cross
Month.

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

Motion carried.

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

Senate Joint Resolution 11

Relating to: recognizing Black History Month.

The question was: Shall **Senate Joint Resolution 11** be
concurrent in?

Motion carried.

Representative Suder asked unanimous consent that the
rules be suspended and that **Senate Joint Resolution 11** be
immediately messaged to the Senate. Granted.

Speaker Pro Tempore Kramer in the Chair.

Assembly Bill 14

Relating to: workforce training, granting rule-making
authority, and making appropriations.

Representative Nygren asked unanimous consent that
Assembly Bill 14 be referred to the joint committee on
Finance. Granted.

Representative Nygren asked unanimous consent that
the rules be suspended and that **Assembly Bill 14** be
withdrawn from the joint committee on **Finance** and taken
up at this time. Granted.

The question was: Shall Assembly Amendment 1 to
Assembly Bill 14 be adopted?

Motion carried.

Assembly Amendment 4 to **Assembly Bill 14** offered by
Representative Mason.

Representative Suder moved that Assembly Amendment
4 to **Assembly Bill 14** be laid on the table.

The question was: Shall Assembly Amendment 4 to
Assembly Bill 14 be laid on the table?

The roll was taken.

The result follows:

Ayes - Representatives August, Ballweg, Bernier, Bies,
Born, Brooks, Craig, Czaja, Endsley, Honadel, Hutton,
Jacque, Jagler, Kapenga, Kaufert, Kerkman, Kestell,
Kleefisch, Klenke, Knodl, Knudson, Kooyenga, Kramer,
Krug, Kuglitsch, T. Larson, LeMahieu, Loudenbeck,
Marklein, Murphy, Mursau, Murtha, Nass, Nerison, Nygren,
A. Ott, J. Ott, Petersen, Petryk, Pridemore, Ripp,
Sanfelippo, Schraa, Severson, Spiros, Steineke, Stone,
Strachota, Stroebel, Suder, Swearingen, Tauchen,
Thiesfeldt, Tittl, Tranel, Weatherston, Williams and Speaker
Vos - 58.

Noes - Representatives Barca, Barnes, Berceau, Bernard
Schaber, Bewley, Billings, Clark, Danou, Doyle, Genrich,
Goyke, Hebl, Hesselbein, Hintz, Hulsey, Johnson,
Jorgensen, Kahl, Kessler, Kolste, Mason, Milroy, Ohnstad,
Pasch, Pope, Richards, Riemer, Ringhand, Sargent,
Shankland, Sinicki, Smith, C. Taylor, Vruwink, Wachs,
Weininger, Wright, Young, Zamarripa and Zepnick - 40.

Absent or not voting - None.

Motion carried.

Assembly Amendment 5 to **Assembly Bill 14** offered by
Representative Mason.

Representative Suder moved that Assembly Amendment
5 to **Assembly Bill 14** be laid on the table.

The question was: Shall Assembly Amendment 5 to **Assembly Bill 14** be laid on the table?

The roll was taken.

The result follows:

Ayes - Representatives August, Ballweg, Bernier, Bies, Born, Brooks, Craig, Czaja, Endsley, Honadel, Hutton, Jacque, Jagler, Kapenga, Kaufert, Kerkman, Kestell, Kleefisch, Klenke, Knodl, Knudson, Kooyenga, Kramer, Krug, Kuglitsch, T. Larson, LeMahieu, Loudenbeck, Marklein, Murphy, Mursau, Murtha, Nass, Nerison, Nygren, A. Ott, J. Ott, Petersen, Petryk, Pridemore, Ripp, Sanfelippo, Schraa, Severson, Spiros, Steineke, Stone, Strachota, Stroebel, Suder, Swearingen, Tauchen, Thiesfeldt, Tittl, Tranel, Weatherston, Weininger, Williams and Speaker Vos - 59.

Noes - Representatives Barca, Barnes, Berceau, Bernard Schaber, Bewley, Billings, Clark, Danou, Doyle, Genrich, Goyke, Hebl, Hesselbein, Hintz, Hulsey, Johnson, Jorgensen, Kahl, Kessler, Kolste, Mason, Milroy, Ohnstad, Pasch, Pope, Richards, Riemer, Ringhand, Sargent, Shankland, Sinicki, Smith, C. Taylor, Vruwink, Wachs, Wright, Young, Zamarripa and Zepnick - 39.

Absent or not voting - None.

Motion carried.

Assembly Amendment 6 to **Assembly Bill 14** offered by Representatives Barca and Pasch.

Representative Suder moved that Assembly Amendment 6 to **Assembly Bill 14** be laid on the table.

The question was: Shall Assembly Amendment 6 to **Assembly Bill 14** be laid on the table?

The roll was taken.

The result follows:

Ayes - Representatives August, Ballweg, Bernier, Bies, Born, Brooks, Craig, Czaja, Endsley, Honadel, Hutton, Jacque, Jagler, Kapenga, Kaufert, Kerkman, Kestell, Kleefisch, Klenke, Knodl, Knudson, Kooyenga, Kramer, Krug, Kuglitsch, T. Larson, LeMahieu, Loudenbeck, Marklein, Murphy, Mursau, Murtha, Nass, Nerison, Nygren, A. Ott, J. Ott, Petersen, Petryk, Pridemore, Ripp, Sanfelippo, Schraa, Severson, Spiros, Steineke, Stone, Strachota, Stroebel, Suder, Swearingen, Tauchen, Thiesfeldt, Tittl, Tranel, Weatherston, Weininger, Williams and Speaker Vos - 59.

Noes - Representatives Barca, Barnes, Berceau, Bernard Schaber, Bewley, Billings, Clark, Danou, Doyle, Genrich, Goyke, Hebl, Hesselbein, Hintz, Hulsey, Johnson, Jorgensen, Kahl, Kessler, Kolste, Mason, Milroy, Ohnstad, Pasch, Pope, Richards, Riemer, Ringhand, Sargent, Shankland, Sinicki, Smith, C. Taylor, Vruwink, Wachs, Wright, Young, Zamarripa and Zepnick - 39.

Absent or not voting - None.

Motion carried.

Assembly Amendment 7 to **Assembly Bill 14** offered by Representatives Barca and Jorgensen.

Representative Suder moved that Assembly Amendment 7 to **Assembly Bill 14** be laid on the table.

The question was: Shall Assembly Amendment 7 to **Assembly Bill 14** be laid on the table?

The roll was taken.

The result follows:

Ayes - Representatives August, Ballweg, Bernier, Bies, Born, Brooks, Craig, Czaja, Endsley, Honadel, Hutton, Jacque, Jagler, Kapenga, Kaufert, Kerkman, Kestell, Kleefisch, Klenke, Knodl, Knudson, Kooyenga, Kramer, Krug, Kuglitsch, T. Larson, LeMahieu, Loudenbeck, Marklein, Murphy, Mursau, Murtha, Nerison, Nygren, A. Ott, J. Ott, Petersen, Petryk, Pridemore, Ripp, Sanfelippo, Schraa, Severson, Spiros, Steineke, Stone, Strachota, Stroebel, Suder, Swearingen, Tauchen, Thiesfeldt, Tittl, Tranel, Weatherston, Weininger, Williams and Speaker Vos - 58.

Noes - Representatives Barca, Barnes, Berceau, Bernard Schaber, Bewley, Billings, Clark, Danou, Doyle, Genrich, Goyke, Hebl, Hesselbein, Hintz, Hulsey, Johnson, Jorgensen, Kahl, Kessler, Kolste, Mason, Milroy, Nass, Ohnstad, Pasch, Pope, Richards, Riemer, Ringhand, Sargent, Shankland, Sinicki, Smith, C. Taylor, Vruwink, Wachs, Wright, Young, Zamarripa and Zepnick - 40.

Absent or not voting - None.

Motion carried.

Assembly Amendment 8 to **Assembly Bill 14** offered by Representatives Richards and Hebl.

Representative Suder moved that Assembly Amendment 8 to **Assembly Bill 14** be laid on the table.

The question was: Shall Assembly Amendment 8 to **Assembly Bill 14** be laid on the table?

The roll was taken.

The result follows:

Ayes - Representatives August, Ballweg, Bernier, Bies, Born, Brooks, Craig, Czaja, Endsley, Honadel, Hutton, Jacque, Jagler, Kapenga, Kaufert, Kerkman, Kestell, Kleefisch, Klenke, Knodl, Knudson, Kooyenga, Kramer, Krug, Kuglitsch, T. Larson, LeMahieu, Loudenbeck, Marklein, Murphy, Mursau, Murtha, Nass, Nerison, Nygren, A. Ott, J. Ott, Petersen, Petryk, Pridemore, Ripp, Sanfelippo, Schraa, Severson, Spiros, Steineke, Stone, Strachota, Stroebel, Suder, Swearingen, Tauchen, Thiesfeldt, Tittl, Tranel, Weatherston, Weininger, Williams and Speaker Vos - 59.

Noes - Representatives Barca, Barnes, Berceau, Bernard Schaber, Bewley, Billings, Clark, Danou, Doyle, Genrich, Goyke, Hebl, Hesselbein, Hintz, Hulsey, Johnson, Jorgensen, Kahl, Kessler, Kolste, Mason, Milroy, Ohnstad, Pasch, Pope, Richards, Riemer, Ringhand, Sargent,

Shankland, Sinicki, Smith, C. Taylor, Vruwink, Wachs, Wright, Young, Zamarripa and Zepnick - 39.

Absent or not voting - None.

Motion carried.

The question was: Shall **Assembly Bill 14** be ordered engrossed and read a third time?

Motion carried.

Representative Suder asked unanimous consent that the rules be suspended and that **Assembly Bill 14** be given a third reading. Granted.

The question was: **Assembly Bill 14** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes - Representatives August, Ballweg, Barca, Barnes, Berceau, Bernard Schaber, Bernier, Bewley, Bies, Billings, Born, Brooks, Clark, Czaja, Danou, Doyle, Endsley, Genrich, Goyke, Hebl, Hesselbein, Hintz, Honadel, Hulsey, Hutton, Jacque, Jagler, Johnson, Jorgensen, Kahl, Kaufert, Kerkman, Kessler, Kestell, Kleefisch, Klenke, Knodl, Knudson, Kolste, Kooyenga, Kramer, Krug, Kuglitsch, T. Larson, LeMahieu, Loudonbeck, Marklein, Mason, Murphy, Mursau, Murtha, Nass, Nerison, Nygren, Ohnstad, A. Ott, J. Ott, Pasch, Petersen, Petryk, Pope, Pridemore, Richards, Riemer, Ringhand, Ripp, Sanfelippo, Sargent, Schraa, Shankland, Sinicki, Smith, Spiros, Steineke, Stone, Strachota, Stroebel, Suder, Swearingen, Tauchen, C. Taylor, Thiesfeldt, Tittl, Tranel, Vruwink, Wachs, Weatherston, Weininger, Williams, Wright, Young, Zamarripa, Zepnick and Speaker Vos - 94.

Noes - Representatives Craig, Kapenga, Milroy and Severson - 4.

Absent or not voting - None.

Motion carried.

Representative Krug asked unanimous consent to be added as a coauthor of **Assembly Bill 14**. Granted.

Representative Suder asked unanimous consent that the rules be suspended and that **Assembly Bill 14** be immediately messaged to the Senate. Granted.

Assembly Bill 35

Relating to: the effective date for licensing and registration requirements for electricians and electrical contractors.

Representative Suder asked unanimous consent that **Assembly Bill 35** be placed after **Assembly Bill 37** on today's calendar. Granted

Assembly Bill 37

Relating to: requiring the Wisconsin Economic Development Corporation to organize trade and marketing forums for Tier I, Tier II, and Tier III manufacturers and making an appropriation.

Representative Nygren asked unanimous consent that **Assembly Bill 37** be referred to the joint committee on **Finance**. Granted.

Representative Nygren asked unanimous consent that the rules be suspended and that **Assembly Bill 37** be withdrawn from the joint committee on **Finance** and taken up at this time. Granted.

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

Motion carried.

The question was: Shall Assembly Amendment 2 to **Assembly Bill 37** be adopted?

Motion carried.

Assembly Amendment 3 to **Assembly Bill 37** offered by Representative Barca.

Representative Barca asked unanimous consent that Assembly Amendment 3 to **Assembly Bill 37** be withdrawn and returned to author. Granted.

The question was: Shall **Assembly Bill 37** be ordered engrossed and read a third time?

Motion carried.

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

The question was: **Assembly Bill 37** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes - Representatives August, Ballweg, Barca, Barnes, Berceau, Bernard Schaber, Bernier, Bewley, Bies, Billings, Born, Brooks, Clark, Czaja, Danou, Doyle, Endsley, Genrich, Goyke, Hebl, Hesselbein, Hintz, Honadel, Hulsey, Jagler, Johnson, Jorgensen, Kahl, Kaufert, Kerkman, Kessler, Kestell, Kleefisch, Klenke, Knodl, Knudson, Kolste, Kooyenga, Kramer, Krug, Kuglitsch, T. Larson, LeMahieu, Loudonbeck, Marklein, Mason, Milroy, Murphy, Mursau, Murtha, Nerison, Nygren, Ohnstad, A. Ott, J. Ott, Pasch, Petersen, Petryk, Pope, Pridemore, Richards, Riemer, Ringhand, Ripp, Sargent, Schraa, Severson, Shankland, Sinicki, Smith, Spiros, Steineke, Stone, Strachota, Stroebel, Suder, Swearingen, Tauchen, C. Taylor, Thiesfeldt, Tittl, Tranel, Vruwink, Wachs, Weatherston, Weininger, Williams, Wright, Young, Zamarripa, Zepnick and Speaker Vos - 92.

Noes - Representatives Craig, Hutton, Jacque, Kapenga, Nass and Sanfelippo - 6.

Absent or not voting - None.

Motion carried.

Representatives Bernard Schaber, Doyle, Vruwink, Milroy, Billings, Hulsey, Wachs, Hesselbein, Sinicki,

Petryk and Pridemore asked unanimous consent to be added as coauthors of **Assembly Bill 37**. Granted.

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

Assembly Bill 35

Relating to: the effective date for licensing and registration requirements for electricians and electrical contractors.

Assembly Substitute Amendment 1 to **Assembly Bill 35** offered by Representatives Sinicki and Kahl.

Representative Suder moved that Assembly Substitute Amendment 1 to **Assembly Bill 35** be laid on the table.

The question was: Shall Assembly Substitute Amendment 1 to **Assembly Bill 35** be laid on the table?

The roll was taken.

The result follows:

Ayes - Representatives August, Ballweg, Bernier, Bies, Born, Brooks, Craig, Czaja, Endsley, Honadel, Hutton, Jacque, Jagler, Kapenga, Kaufert, Kerkman, Kestell, Kleefisch, Klenke, Knodl, Knudson, Kooyenga, Kramer, Krug, Kuglitsch, T. Larson, LeMahieu, Loudenbeck, Marklein, Murphy, Mursau, Murtha, Nass, Nerison, Nygren, A. Ott, J. Ott, Petersen, Petryk, Pridemore, Ripp, Sanfelippo, Schraa, Severson, Smith, Spiros, Steineke, Stone, Strachota, Stroebel, Suder, Swearingen, Tauchen, Thiesfeldt, Tittl, Tranel, Weatherston, Weininger, Williams and Speaker Vos - 60.

Noes - Representatives Barca, Barnes, Berceau, Bernard Schaber, Bewley, Billings, Clark, Danou, Doyle, Genrich, Goyke, Hebl, Hesselbein, Hintz, Hulsey, Johnson, Jorgensen, Kahl, Kessler, Kolste, Mason, Milroy, Ohnstad, Pasch, Pope, Richards, Riemer, Ringhand, Sargent, Shankland, Sinicki, C. Taylor, Vruwink, Wachs, Wright, Young, Zamarripa and Zepnick - 38.

Absent or not voting - None.

Motion carried.

The question was: Shall Assembly Amendment 2 to **Assembly Bill 35** be adopted?

Motion carried.

Assembly Amendment 3 to **Assembly Bill 35** offered by Representatives Sinicki, C. Taylor, Ohnstad and Kahl.

Representative Suder moved that Assembly Amendment 3 to **Assembly Bill 35** be laid on the table.

The question was: Shall Assembly Amendment 3 to **Assembly Bill 35** be laid on the table?

The roll was taken.

The result follows:

Ayes - Representatives August, Ballweg, Bernier, Bies, Born, Brooks, Craig, Czaja, Endsley, Honadel, Hutton,

Jacque, Jagler, Kapenga, Kaufert, Kerkman, Kestell, Kleefisch, Klenke, Knodl, Knudson, Kooyenga, Kramer, Krug, Kuglitsch, T. Larson, LeMahieu, Loudenbeck, Marklein, Murphy, Mursau, Murtha, Nass, Nerison, Nygren, A. Ott, J. Ott, Petersen, Petryk, Pridemore, Ripp, Sanfelippo, Schraa, Severson, Spiros, Steineke, Stone, Strachota, Stroebel, Suder, Swearingen, Tauchen, Thiesfeldt, Tittl, Tranel, Weatherston, Weininger, Williams and Speaker Vos - 59.

Noes - Representatives Barca, Barnes, Berceau, Bernard Schaber, Bewley, Billings, Clark, Danou, Doyle, Genrich, Goyke, Hebl, Hesselbein, Hintz, Hulsey, Johnson, Jorgensen, Kahl, Kessler, Kolste, Mason, Milroy, Ohnstad, Pasch, Pope, Richards, Riemer, Ringhand, Sargent, Shankland, Sinicki, Smith, C. Taylor, Vruwink, Wachs, Wright, Young, Zamarripa and Zepnick - 39.

Absent or not voting - None.

Motion carried.

The question was: Shall **Assembly Bill 35** be ordered engrossed and read a third time?

Motion carried.

Representative Suder asked unanimous consent that the rules be suspended and that **Assembly Bill 35** be given a third reading. Granted.

The question was: **Assembly Bill 35** having been read three times, shall the bill be passed?

Motion carried.

Representatives Barca, Pasch, Hebl, Bewley, Vruwink, Kessler, Mason, Sinicki, Shankland, Doyle, Wachs, Billings, Ohnstad, Genrich, Kahl, Danou, Pope, Wright, Kolste, Hesselbein, Bernard Schaber, Barnes, Smith, Sargent, Ringhand, Reimer, Zamirripa, Johnson, Goyke, Berceau, T. Larson, Hulsey, Young Richards, and Jagler asked unanimous consent to be recorded as voting "No" on the previous question. Granted.

Representative Suder asked unanimous consent that the rules be suspended and that **Assembly Bill 35** be immediately messaged to the Senate. Granted.

Assembly Bill 38

Relating to: a manufacturer marketing assistance program for Wisconsin Tier II and Tier III manufacturers and making an appropriation.

Representative Suder asked unanimous consent that **Assembly Bill 38** be placed at the foot of today's calendar. Granted.

Senate Bill 10

Relating to: methods of providing assistance under the Clean Water Fund Program and the Safe Drinking Water Loan Program and projects that are eligible for assistance under the Clean Water Fund Program.

The question was: Shall **Senate Bill 10** be ordered to a third reading?

Motion carried.

Representative Suder asked unanimous consent that the rules be suspended and that **Senate Bill 10** be given a third reading. Granted.

The question was: **Senate Bill 10** having been read three times, shall the bill be concurred in?

Motion carried.

Representatives Danou, Hebl, Bewley, Hesselbein, Wright, Doyle, Wachs, Ohnstad, Kahl, Richards, Shankland, C. Taylor, Kessler, Vruwink, Mason, Johnson, Ringhand, Barnes, Sargent, Pope, Kolste, Young and Berceau asked unanimous consent to be added as cosponsors of **Senate Bill 10**. Granted.

Representative Suder asked unanimous consent that the rules be suspended and that **Senate Bill 10** be immediately messaged to the Senate. Granted.

Speaker Pro Tempore Kramer asked unanimous consent that the Assembly stand recessed. Granted.

The Assembly stood recessed.

3:02 P.M.

RECESS

3:13 P.M.

The Assembly reconvened.

Speaker Pro Tempore Kramer in the chair.

The committee on **Rules** introduced a privileged resolution.

INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

Assembly Resolution 5

Relating to: establishing a special order of business for Tuesday, March 5, 2013.

By committee on **Rules**.

Privileged and read.

The question was: Shall **Assembly Resolution 5** be adopted?

The roll was taken.

The result follows:

Ayes - Representatives August, Ballweg, Bernier, Bies, Born, Brooks, Craig, Czaja, Endsley, Honadel, Hutton, Jacque, Jagler, Kapenga, Kaufert, Kerkman, Kestell, Kleefisch, Klenke, Knodl, Knudson, Kooyenga, Kramer, Krug, Kuglitsch, T. Larson, LeMahieu, Loudenbeck, Marklein, Murphy, Mursau, Murtha, Nass, Nerison, Nygren, A. Ott, J. Ott, Petersen, Petryk, Pridemore, Ripp,

Sanfelippo, Schraa, Severson, Spiros, Steineke, Stone, Strachota, Stroebel, Suder, Swearingen, Tauchen, Thiesfeldt, Tittl, Tranel, Weatherston, Weininger, Williams and Speaker Vos - 59.

Noes - Representatives Barca, Barnes, Berceau, Bernard Schaber, Bewley, Billings, Clark, Danou, Doyle, Genrich, Goyke, Hebl, Hesselbein, Hintz, Hulsey, Johnson, Jorgensen, Kahl, Kessler, Kolste, Mason, Milroy, Ohnstad, Pasch, Pope, Richards, Riemer, Ringhand, Sargent, Shankland, Sinicki, Smith, C. Taylor, Vruwink, Wachs, Wright, Young, Zamarripa and Zepnick - 39.

Absent or not voting - None.

Motion carried.

Assembly Bill 1 be made a special order of business at 10:01 AM on March 5, 2013 pursuant to **Assembly Resolution 5**

Senate Bill 1 be made a special order of business at 10:01 AM on March 5, 2013 pursuant to **Assembly Resolution 5**

Assembly Bill 38

Relating to: a manufacturer marketing assistance program for Wisconsin Tier II and Tier III manufacturers and making an appropriation.

Representative Nygren asked unanimous consent that **Assembly Bill 38** be referred to the joint committee on **Finance**. Granted.

Representative Nygren asked unanimous consent that the rules be suspended and that **Assembly Bill 38** be withdrawn from the joint committee on **Finance** and taken up at this time. Granted.

The question was: Shall Assembly Amendment 1 to **Assembly Bill 38** be adopted?

Motion carried.

The question was: Shall Assembly Amendment 2 to **Assembly Bill 38** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 38** be ordered engrossed and read a third time?

Motion carried.

Representative Suder asked unanimous consent that the rules be suspended and that **Assembly Bill 38** be given a third reading. Granted.

Representatives Doyle, Vruwink, Danou, Wachs, Billings, Hesselbein, Bernard Schaber, Sinicki, Zepnick, Petryk, Kleefisch and Hulsey asked unanimous consent to be added as coauthors of **Assembly Bill 38**. Granted.

The question was: **Assembly Bill 38** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes - Representatives August, Ballweg, Barca, Barnes, Berceau, Bernard Schaber, Bernier, Bewley, Bies, Billings, Born, Brooks, Clark, Czaja, Danou, Doyle, Endsley, Genrich, Goyke, Hebl, Hesselbein, Hintz, Honadel, Hulsey, Jagler, Johnson, Jorgensen, Kahl, Kerkman, Kessler, Kestell, Kleefisch, Klenke, Knodl, Knudson, Kolste, Kooyenga, Kramer, Krug, Kuglitsch, T. Larson, LeMahieu, Loudenbeck, Marklein, Mason, Milroy, Murphy, Mursau, Murtha, Nerison, Nygren, Ohnstad, A. Ott, J. Ott, Pasch, Petersen, Petryk, Pope, Pridemore, Richards, Riemer, Ringhand, Ripp, Sargent, Schraa, Shankland, Sinicki, Smith, Spiros, Steineke, Stone, Strachota, Stroebel, Suder, Swearingen, Tauchen, C. Taylor, Thiesfeldt, Tittl, Tranel, Vruwink, Wachs, Weatherston, Weininger, Williams, Wright, Young, Zamarripa, Zepnick and Speaker Vos - 90.

Noes - Representatives Craig, Hutton, Jacque, Kapenga, Kaufert, Nass, Sanfelippo and Severson - 8.

Absent or not voting - None.

Motion carried.

Representative Suder asked unanimous consent that the rules be suspended and that **Assembly Bill 38** be immediately messaged to the Senate. Granted.

VISITORS

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

Molly Jo Bautch, guest and sister of Representative Zamarripa.

Emily Conklin, guest and intern of Representative Bernard Schaber.

ANNOUNCEMENTS

Representative Bernard Schaber asked unanimous consent that the Assembly adjourn in memory of Ethel Gehring of Shioctin, who passed away on January 18. Granted.

Representative Berceau asked unanimous consent that the Assembly adjourn in memory of Dennis Presser of Madison, who passed away on February 16. Granted.

Representative Barnes asked unanimous consent that the Assembly adjourn in memory of Marco McMillian of Clarksdale, MS, who passed away on February 27. Granted.

Representative Hebl asked unanimous consent that the Assembly adjourn in memory of Don Statz of Sun Prairie, who passed away recently at the age of 74. Granted.

Representative Vruwink asked unanimous consent that the Assembly adjourn in memory of Margaret Hardesty of Arpin, who passed away on February 26. Granted.

Representative Goyke asked unanimous consent that the Assembly adjourn in memory of Ramon "Ray" Harmon of Milwaukee, who passed away on February 25. Granted.

Representative Hebl asked unanimous consent that the Assembly adjourn in honor of Grace Gassen, who recently retired as a clerk from the Stoughton Post Office. Granted.

Representative Hebl asked unanimous consent that the Assembly adjourn in honor of Assistant Fire Chief Arnie Kleven, who received the Jefferson Award for his 40 years of community service with the Sun Prairie Volunteer Fire Department. Granted.

Representative Hebl asked unanimous consent that the Assembly adjourn in honor of Doug Maughan, Sun Prairie High School boys and girls head track coach, who was recently named as 2012 District 5 Track Coach of the Year by the Wisconsin High School Track & Field Coaches Association. Granted.

Representative Hebl asked unanimous consent that the Assembly adjourn in honor of the Sun Prairie Cardinals Boys Basketball Team, for receiving their first ever Big 8 Conference Title. The Varsity team includes: Japareous Guercy, Michael Marchese, Donnel Thompson, Malik Robinson, Nick Fuller, Nick Noskowiak, Shane Waldon, Andrew Wessels, Victor Kumapayi, JT Ruffin and Craig Evans. Team Managers: Tori Freeman and Erica Hune and Coaches: Jeff Boos, Nate Grundhal, Alex Koskenen and Matt Richard. Granted.

Representative Hebl asked unanimous consent that the Assembly adjourn in honor of Rod and Karen Renz of Sun Prairie, on the occasion of their 50th wedding anniversary. Granted.

Representative Hebl asked unanimous consent that the Assembly adjourn in honor of Jared Scharenbrock, who won the WIAA Division 1 individual state wrestling championship. Granted.

Representative Hebl asked unanimous consent that the Assembly adjourn in honor of Westside Elementary School in Sun Prairie, for being one of two schools in the state receiving the Healthier US School Challenge – Gold Award of Distinction. Granted.

Representative Kahl asked unanimous consent that the Assembly adjourn in honor of the Monona Grove Boys Swim and Dive team, who won the WIAA Division II State Title. Granted.

Representative Doyle asked unanimous consent that the Assembly adjourn in honor of his daughter, Stephanie Doyle, who has recovered from a serious illness. Granted.

Representative Krug asked unanimous consent that the Assembly adjourn in honor of his son, Dylan Krug, and his stepdaughter, Laura Rost, on the occasion of their birthdays. Granted.

Representative Vruwink asked unanimous consent that the Assembly adjourn in honor of her father, Jim Vruwink

Sr., on the occasion of his 76th birthday on February 26. Granted.

Representative Vruwink asked unanimous consent that the Assembly adjourn in honor of her brother, Doug Vruwink, on the occasion of his 50th birthday. Granted.

Representative Vruwink asked unanimous consent that the Assembly adjourn in honor of Sophia Swetz, on the occasion of her 4th birthday on February 26. Granted.

Representative Ballweg asked unanimous consent that the Assembly adjourn in honor of her daughter, Kristen Lynn, on the occasion of her 30th birthday today. Granted.

Representative Milroy asked unanimous consent that the Assembly adjourn in honor of the Superior High School

Boys Hockey Team, for advancing to the WIAA State Semifinals. Granted.

ADJOURNMENT

Representative Suder moved that the Assembly stand adjourned until 10:00 A.M. on Tuesday, March 5.

The question was: Shall the Assembly stand adjourned?

Motion carried.

The Assembly stood adjourned.

3:44 P.M.