



# STATE OF WISCONSIN

# Assembly Journal

## One-Hundred and First Regular Session

12:57 P.M.

TUESDAY, October 15, 2013

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

Speaker Pro Tempore August in the Chair.

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

A quorum was present.

Speaker Vos in the chair.

The prayer was offered by Pastor Ryan Kibbe from Life Church in De Pere.

Representative Born 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, Bernard Schaber, Bernier, Bewley, Bies, Billings, Born, Brooks, Clark, Craig, Czaja, Danou, Doyle, Endsley, Genrich, Goyke, Hebl, Hesselbein, Hintz, 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, Neylon, Nygren, Ohnstad, A. Ott, J. Ott, Pasch, Petersen, Petryk, Pope, Pridemore, Richards, Riemer, Ringhand, Ripp, Sanfelippo, Sargent, Schraa, Severson, Shankland, Sinicki, Smith, Spiros, Steineke, Strachota, Stroebel, Swearingen, Tauchen, C. Taylor, Thiesfeldt, Tittl, Tranel, Vruwink, Wachs, Weatherston, Weininger, Williams, Wright, Young, Zamarripa, Zepnick and Speaker Vos - 95.

Absent with leave - Representative Berceau - 1.

Vacancies - 21<sup>st</sup>, 69<sup>th</sup> and 82<sup>nd</sup> Assembly District - 3.

---

### LEAVES OF ABSENCE

Representative Jorgensen asked unanimous consent for a leave of absence for today's session for Representative Berceau. Granted.

---

### LEAVES OF ABSENCE

Representative Ballweg asked unanimous consent for a leave of absence for part of today's session for Representatives Hutton and Klenke. Granted.

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

---

### AMENDMENTS OFFERED

Assembly Amendment 1 to **Assembly Bill 9** offered by Representative Kleefisch.

Assembly Amendment 2 to **Assembly Bill 9** offered by Representative Kleefisch.

Assembly Amendment 1 to **Assembly Bill 393** offered by Representative Bernier.

Assembly Amendment 1 to Assembly Amendment 1 to **Assembly Bill 403** offered by Representative Nerison.

Assembly Amendment 2 to **Assembly Bill 418** offered by Representative Bernier.

---

### INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

#### **Assembly Bill 421**

Relating to: eligibility for disaster damage aids paid by the Department of Transportation.

By Representatives Barnes, Wright, Johnson, Wachs, Pope, Jorgensen, Ohnstad, Shankland, Goyke, Genrich and Kahl; cosponsored by Senators Harris, T. Cullen and Hansen.

To committee on **Transportation**.

---

### MESSAGE FROM THE SENATE

From: Jeffrey Renk, Senate Chief Clerk.

Mr. Speaker:

I am directed to inform you that the Senate has

Adopted and asks concurrence in:

**Senate Joint Resolution 45**  
**Senate Joint Resolution 54**  
**Senate Joint Resolution 56**

Passed and asks concurrence in:

**Senate Bill 315**

Concurred in:

**Assembly Joint Resolution 54**  
**Assembly Joint Resolution 55**  
**Assembly Joint Resolution 56**  
**Assembly Joint Resolution 58**  
**Assembly Joint Resolution 59**

---

**ACTION ON THE SENATE MESSAGE**

**Senate Joint Resolution 45**

Relating to: designating the Honor and Remember Flag as Wisconsin's emblem of service and sacrifice by those in the United States Armed Forces who have given their lives in the line of duty.

By Senators Harsdorf, Farrow, L. Taylor, Lehman and T. Cullen; cosponsored by Representatives Murtha, Petryk, Spiros, Williams, Kerkman, Milroy, Bernier, A. Ott, Bies, Ballweg, T. Larson, Murphy, Nass, Brooks, Vruwink and Marklein.

To committee on **Rules**.

**Senate Joint Resolution 54**

Relating to: proclaiming November 2013 as Pancreatic Cancer Awareness Month.

By Senators Darling, Cowles, Hansen, Kedzie, Lassa, Lazich, Lehman, Olsen, Risser, Schultz, Shilling and Wirch; cosponsored by Representatives Ballweg, Berceau, Bernier, Bies, Danou, Endsley, Hesselbein, Hintz, Jacque, Jorgensen, Kahl, Kaufert, Kerkman, Kleefisch, Kolste, Marklein, Milroy, Murphy, Ohnstad, A. Ott, Petryk, Pope, Pridemore, Ringhand, Ripp, Shankland, Spiros, Strachota, Thiesfeldt, Tittl, Tranel, Vruwink, Williams and Wright.

To committee on **Rules**.

**Senate Joint Resolution 56**

Relating to: proclaiming the month of October as Breast Cancer Awareness Month.

By Senators Darling, Lazich, T. Cullen, Erpenbach, Gudex, Harris, Harsdorf, Kedzie, C. Larson, Lassa, Lehman, L. Taylor and Wirch; cosponsored by Representatives Strachota, Czaja, Berceau, Bewley, Bies, Born, Danou, Goyke, Hebl, Jagler, Johnson, Jorgensen, Kahl, Kessler, Kleefisch, Krug, Mason, Milroy, Murtha, Nass, Ohnstad, A. Ott, Pridemore, Sinicki, Spiros, C. Taylor, Tranel and Wachs.

To committee on **Rules**.

**Senate Bill 315**

Relating to: exceptions to the prohibition of release of customer information by a municipal utility.

By Senators Farrow and Ellis; cosponsored by Representative Kaufert.

To calendar of Thursday, October 17.

**COMMUNICATIONS**

October 15, 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 182, relating to the sale of homemade baked goods and homemade canned goods.

Sincerely,  
**STEPHEN SMITH**  
 State Representative  
 75<sup>th</sup> Assembly District

October 15, 2013

Representative David Craig  
*Email Correspondence*

Dear Representative Craig:

This email is in response to your question regarding 2013 Senate Bill 119. The bill ratifies a compact between several states and provinces of Canada that would provide for the possibility of mutual assistance in managing an emergency or disaster. In order to ratify a compact, generally a jurisdiction must approve of the exact language provided in the compact.

Specifically, you asked for an explanation of a provision in the bill that allows participating jurisdictions in the compact, to the extent practical, to provide, to the extent authorized by law, for the temporary suspension of any statutes or ordinances that impede the implementation of responsibilities.

It appears that this provision authorizes a participating jurisdiction to authorize the temporary suspension of laws within that jurisdiction that impede the implementation of the responsibilities provided by the compact. It also appears that this authorization must be provided by law. This means that the ability to temporarily suspend a Wisconsin law that impedes the implementation of the responsibilities provided by the compact would require separate legislation.

It should also be noted that the same language is included in the "Emergency Management Assistance Compact," a compact adopted by all 50 states, D.C., Puerto Rico, Guam, and the U.S. Virgin Islands. [s. 323.80 (3) (a) 7, Stats.] We are not aware of a Wisconsin law, enacted pursuant to this statute, that allows the temporary suspension of Wisconsin laws in the case of an emergency.

If you have any further questions, please feel free to contact us.

Sincerely,  
**MIKE QUEENSLAND**  
 Legislative Council  
**BOB NELSON**  
 Legislative Reference Bureau

---

**CALENDAR OF TUESDAY,  
OCTOBER 15**

**Assembly Joint Resolution 54**

Relating to: congratulating Steve Walters on being named Wisconsin Journalist of the Year.

---

**SPECIAL GUESTS**

Representative Richards introduced Steve Walters, who addressed the members from the rostrum. Mr. Walters was accompanied by his wife Rebecca; his son Eric and Eric's wife Michelle; his daughter Heather Berg; his son Alex and Alex's wife Heather and their children Taylor, Maxwell and Samuel.

The question was: Shall **Assembly Joint Resolution 54** be adopted?

Motion carried.

Representatives Kolste, Loudenbeck and Johnson asked unanimous consent to be added as coauthors of **Assembly Joint Resolution 54**. Granted.

Representative Kramer asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 54** be immediately messaged to the Senate. Granted.

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

**Assembly Joint Resolution 58**

Relating to: declaring October 2013 Co-op Month.

The question was: Shall **Assembly Joint Resolution 58** be adopted?

Motion carried.

Representatives Bewley and Jacque asked unanimous consent to be added as coauthors of **Assembly Joint Resolution 58**. Granted.

Representative Kramer asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 58** be immediately messaged to the Senate. Granted.

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

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

**Assembly Joint Resolution 59**

Relating to: Disability Awareness Month.

The question was: Shall **Assembly Joint Resolution 59** be adopted?

Motion carried.

Representative Jorgensen asked unanimous consent that all members of the Assembly be made coauthors of **Assembly Joint Resolution 59**. Granted.

Representative Kramer asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 59** be immediately messaged to the Senate. Granted.

**Assembly Resolution 18**

Relating to: commending the Honor Flight Network and its volunteers.

---

**SPECIAL GUESTS**

Representative Vos introduced members of the Never Forgotten Honor Flight from Wausau including Mike Thompson, Jeff Zriny, Dick Jarvis and Jim Campbell; members of the Badger Honor Flight from Madison including Brian Ziegler, Vern Wendt, Roger Boeker, Amy Schmale, Elizabeth Templeton and Jody McClain; Jack Fitzgerald, a Honor Flight Flier and a World War II Navy aircraft carrier crew member in Southeast Asia and currently a Badger Honor Flight send-off bugler; Tom Geronthonas, a Badger Honor Flight Flier and Korea Army infantry veteran; members of the Stars and Stripes Honor Flight from the Milwaukee Area including Joe Dean, Jane Dean, Renee Riddle, Eileen Wilson, Mark Grams, Betty Grams, Paula Nelson, Steve Deutsch and Nancy Brown; members of the Freedom Honor Flight from LaCrosse including Bill Hoel, Charles Hanson, Randolph "Randy" Eddy Sr., Patti Lokken, Cheryl Higgins, Jeff Schroeder, Tom Hundt and Al Bailey; a member of the Honor Flight Northland from Northwest Wisconsin Gerry Herrington; members of the Old Glory Honor Flight from Appleton including Diane MacDonald, Drew MacDonald and Lorraine Van Kempen. Mr. Joe Dean addressed the members from the rostrum.

Representative Ringhand asked unanimous consent that all members of the Assembly be made coauthors of **Assembly Resolution 18**. Granted.

The question was: Shall **Assembly Resolution 18** be adopted?

Motion carried.

---

Speaker Vos asked unanimous consent that the Assembly stand informal. Granted.

The Assembly stood informal.

1:39 P.M.

---

**INFORMAL**

The Assembly reconvened.

Speaker Vos in the chair.

2:06 P.M.

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

A quorum was present.

Speaker Pro Tempore August in the chair.

**Assembly Bill 107**

Relating to: an entertainer's surety bond.

The question was: Shall Assembly Substitute Amendment 1 to **Assembly Bill 107** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 107** be ordered engrossed and read a third time?

Motion carried.

Representative Kramer asked unanimous consent that the rules be suspended and that **Assembly Bill 107** be given a third reading. Granted.

The question was: **Assembly Bill 107** having been read three times, shall the bill be passed?

Motion carried.

Representative Kramer asked unanimous consent that the rules be suspended and that **Assembly Bill 107** be immediately messaged to the Senate. Granted.

**Assembly Bill 191**

Relating to: theft of communication and video services, civil damages resulting from the theft of certain services, and providing penalties.

The question was: Shall Assembly Amendment 1 to **Assembly Bill 191** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 191** be ordered engrossed and read a third time?

Motion carried.

Representative Kramer asked unanimous consent that the rules be suspended and that **Assembly Bill 191** be given a third reading. Granted.

The question was: **Assembly Bill 191** having been read three times, shall the bill be passed?

Motion carried.

Representative Kramer asked unanimous consent that the rules be suspended and that **Assembly Bill 191** be immediately messaged to the Senate. Granted.

**Assembly Bill 270**

Relating to: additional providers in the volunteer health care provider program and proof of financial responsibility and malpractice insurance requirements for certain advanced practice nurses serving as volunteer health care providers.

Representative Kramer asked unanimous consent that **Assembly Bill 270** be placed at the foot of today's calendar. Granted.

**Assembly Bill 271**

Relating to: corporate powers of Marine Corps League corporations.

The question was: Shall **Assembly Bill 271** be ordered engrossed and read a third time?

Motion carried.

Representative Kramer asked unanimous consent that the rules be suspended and that **Assembly Bill 271** be given a third reading. Granted.

The question was: **Assembly Bill 271** having been read three times, shall the bill be passed?

Motion carried.

Representative Kramer asked unanimous consent that the rules be suspended and that **Assembly Bill 271** be immediately messaged to the Senate. Granted.

**Assembly Bill 297**

Relating to: the use of race-based nicknames, logos, mascots, and team names by school boards.

Representative Kramer asked unanimous consent that the rules be suspended and that **Assembly Bill 297** be placed after **Assembly Bill 389** of today's calendar. Granted.

**Assembly Bill 381**

Relating to: the definitions of an all-terrain vehicle and a utility terrain vehicle, restrictions on operating an all-terrain vehicle or a utility terrain vehicle on a roadway, and seating requirements for utility terrain vehicles.

Representative Kramer asked unanimous consent that the rules be suspended and that **Assembly Bill 381** be placed after **Assembly Bill 297** of today's calendar. Granted.

**Assembly Bill 389**

Relating to: the maximum speed limit on freeways and expressways.

Representative Barca moved that **Assembly Bill 389** be referred to the committee on **Transportation**.

The question was: Shall **Assembly Bill 389** be referred to the committee on **Transportation**?

The roll was taken.

The result follows:

Ayes - Representatives Barca, Barnes, 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 - 38.

Noes - Representatives August, Ballweg, Bernier, Bies, Born, Brooks, Craig, Czaja, Endsley, 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, Neylon, Nygren, A. Ott, J. Ott, Petersen, Petryk, Pridemore, Ripp, Sanfelippo, Schraa, Severson, Spiros, Steineke, Strachota, Stroebel, Swearingen, Tauchen, Thiesfeldt, Tittl, Tranel, Weatherston, Weininger, Williams and Speaker Vos - 57.

Absent or not voting - Representative Berceau - 1.

Motion failed.

Assembly Amendment 3 to Assembly Substitute Amendment 1 to **Assembly Bill 389** offered by Representatives Bernard Schaber, Kolste, Ohnstad, Billings, Pope, Ringhand, Sinicki, Clark, Bewley, Hesselbein, Danou and Pasch.

Representative Kramer moved that Assembly Amendment 3 to Assembly Substitute Amendment 1 to **Assembly Bill 389** be laid on the table.

The question was: Shall Assembly Amendment 3 to Assembly Substitute Amendment 1 to **Assembly Bill 389** be laid on the table?

The roll was taken.

The result follows:

Ayes - Representatives August, Ballweg, Bernier, Bies, Born, Brooks, Craig, Czaja, Endsley, 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, Neylon, Nygren, A. Ott, J. Ott, Petersen, Petryk, Pridemore, Ripp, Sanfelippo, Schraa, Severson, Spiros, Steineke, Strachota, Stroebel, Swearingen, Tauchen, Thiesfeldt, Tittl, Tranel, Vruwink, Weatherston, Weininger, Williams and Speaker Vos - 58.

Noes - Representatives Barca, Barnes, 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, Wachs, Wright, Young, Zamarripa and Zepnick - 37.

Absent or not voting - Representative Berceau - 1.

Motion carried.

Assembly Amendment 4 to Assembly Substitute Amendment 1 to **Assembly Bill 389** offered by Representatives Bernard Schaber, Kolste, Ohnstad, Billings, Pope, Ringhand, Sinicki, Hesselbein, Bewley and Pasch.

Representative Kramer moved that Assembly Amendment 4 to Assembly Substitute Amendment 1 to **Assembly Bill 389** be laid on the table.

The question was: Shall Assembly Amendment 4 to Assembly Substitute Amendment 1 to **Assembly Bill 389** be laid on the table?

The roll was taken.

The result follows:

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

Noes - Representatives Barnes, Bernard Schaber, Bewley, Billings, Clark, Danou, Doyle, Genrich, Goyke, Hebl, Hesselbein, Hintz, Hulsey, Johnson, Kahl, Kaufert, Kessler, Kolste, Mason, Ohnstad, Pasch, Pope, Richards, Riemer, Ringhand, Sargent, Shankland, Sinicki, Smith, C. Taylor, Wachs, Wright, Young, Zamarripa and Zepnick - 35.

Absent or not voting - Representative Berceau - 1.

Motion carried.

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

Assembly Amendment 5 to Assembly Substitute Amendment 1 to **Assembly Bill 389** offered by Representatives Bernard Schaber, Kolste, Ohnstad, Billings, Pope, Ringhand, Sinicki, Clark, Bewley, Hesselbein, Danou, Pasch and Smith.

Representative Kramer moved that Assembly Amendment 5 to Assembly Substitute Amendment 1 to **Assembly Bill 389** be laid on the table.

The question was: Shall Assembly Amendment 5 to Assembly Substitute Amendment 1 to **Assembly Bill 389** be laid on the table?

The roll was taken.

The result follows:

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

Noes - Representatives Barca, Barnes, Bernard Schaber, Bewley, Billings, Clark, Danou, Doyle, Genrich, Goyke,

Hebl, Hesselbein, Hintz, Hulsey, Johnson, Jorgensen, Kahl, Kaufert, Kessler, Kolste, Mason, Ohnstad, Pasch, Pope, Richards, Riemer, Ringhand, Sargent, Shankland, Sinicki, Smith, C. Taylor, Wachs, Wright, Young, Zamarripa and Zepnick - 37.

Absent or not voting - Representative Berceau - 1.

Motion carried.

Assembly Amendment 6 to Assembly Substitute Amendment 1 to **Assembly Bill 389** offered by Representatives Bernard Schaber, Billings, Ohnstad, Smith, Bewley, Hesselbein, Danou, Pasch, Barca and Hintz.

Representative Kramer moved that Assembly Amendment 6 to Assembly Substitute Amendment 1 to **Assembly Bill 389** be laid on the table.

The question was: Shall Assembly Amendment 6 to Assembly Substitute Amendment 1 to **Assembly Bill 389** be laid on the table?

The roll was taken.

The result follows:

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

Noes - Representatives Barca, Barnes, Bernard Schaber, Bewley, Billings, Clark, Danou, Doyle, Genrich, Goyke, Hebl, Hesselbein, Hintz, Hulsey, Johnson, Jorgensen, Kahl, Kessler, Kolste, Mason, Ohnstad, Pasch, Pope, Richards, Riemer, Ringhand, Sargent, Shankland, Sinicki, Smith, C. Taylor, Wachs, Wright, Young, Zamarripa and Zepnick - 36.

Absent or not voting - Representative Berceau - 1.

Motion carried.

Assembly Amendment 7 to Assembly Substitute Amendment 1 to **Assembly Bill 389** offered by Representatives Tittl and Spiros.

The question was: Shall Assembly Amendment 7 to Assembly Substitute Amendment 1 to **Assembly Bill 389** be adopted?

Motion carried.

The question was: Shall Assembly Substitute Amendment 1 to **Assembly Bill 389** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 389** be ordered engrossed and read a third time?

Motion carried.

Representative Kramer asked unanimous consent that the rules be suspended and that **Assembly Bill 389** be given a third reading. Granted.

The question was: **Assembly Bill 389** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes - Representatives August, Ballweg, Barca, Bernier, Born, Brooks, Craig, Czaja, Endsley, Hutton, Jacque, Jagler, Jorgensen, Kahl, Kapenga, Kaufert, Kerkman, Kessler, Kestell, Kleefisch, Klenke, Knodl, Knudson, Kolste, Kooyenga, Kramer, Krug, Kuglitsch, T. Larson, LeMahieu, Loudenbeck, Marklein, Mason, Murphy, Mursau, Murtha, Nass, Nerison, Neylon, Nygren, A. Ott, J. Ott, Petersen, Petryk, Pridemore, Ripp, Sanfelippo, Schraa, Severson, Smith, Steineke, Strachota, Stroebel, Swearingen, Tauchen, Thiesfeldt, Tittl, Tranel, Weatherston, Weininger, Williams, Young and Speaker Vos - 63.

Noes - Representatives Barnes, Bernard Schaber, Bewley, Bies, Billings, Clark, Danou, Doyle, Genrich, Goyke, Hebl, Hesselbein, Hintz, Hulsey, Johnson, Milroy, Ohnstad, Pasch, Pope, Richards, Riemer, Ringhand, Sargent, Shankland, Sinicki, Spiros, C. Taylor, Vruwink, Wachs, Wright, Zamarripa and Zepnick - 32.

Absent or not voting - Representative Berceau - 1.

Motion carried.

Representative Kramer asked unanimous consent that the rules be suspended and that **Assembly Bill 389** be immediately messaged to the Senate. Granted.

#### **Senate Bill 110**

Relating to: motor vehicle registration by the Department of Transportation, historic military vehicles, and Kei class vehicles.

The question was: Shall **Senate Bill 110** be ordered to a third reading?

Motion carried.

Representative Kramer asked unanimous consent that the rules be suspended and that **Senate Bill 110** be given a third reading. Granted.

The question was: **Senate Bill 110** having been read three times, shall the bill be concurred in?

Motion carried.

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

#### **Senate Bill 118**

Relating to: authorization for an additional deputy adjutant general in the department of military affairs.

The question was: Shall **Senate Bill 118** be ordered to a third reading?

Motion carried.

Representative Kramer asked unanimous consent that the rules be suspended and that **Senate Bill 118** be given a third reading. Granted.

The question was: **Senate Bill 118** having been read three times, shall the bill be concurred in?

Motion carried.

Representative Barca asked unanimous consent to be added as a cosponsor of **Senate Bill 118**. Granted.

Representative Kramer asked unanimous consent that the rules be suspended and that **Senate Bill 118** be immediately messaged to the Senate. Granted.

---

### LEAVES OF ABSENCE

Representative Ballweg asked unanimous consent for a leave of absence for part of today's session for Representatives Bies and A. Ott. Granted.

#### **Senate Bill 119**

Relating to: ratification of the state and province emergency management assistance compact.

The question was: Shall **Senate Bill 119** be ordered to a third reading?

Motion carried.

Representative Kramer asked unanimous consent that the rules be suspended and that **Senate Bill 119** be given a third reading. Granted.

The question was: **Senate Bill 119** having been read three times, shall the bill be concurred in?

Motion carried.

Representative Kramer asked unanimous consent that the rules be suspended and that **Senate Bill 119** be immediately messaged to the Senate. Granted.

#### **Senate Bill 178**

Relating to: hunting, fishing, and trapping approvals issued to recipients of the purple heart medal.

The question was: Shall Assembly Amendment 1 to **Senate Bill 178** be adopted?

Motion carried.

The question was: Shall **Senate Bill 178** be ordered to a third reading?

Motion carried.

Representative Kramer asked unanimous consent that the rules be suspended and that **Senate Bill 178** be given a third reading. Granted.

The question was: **Senate Bill 178** having been read three times, shall the bill be concurred in as amended?

Motion carried.

Representatives Wright, Smith, Barca and Riemer asked unanimous consent to be added as cosponsors of **Senate Bill 178**. Granted.

Representative Kramer asked unanimous consent that the rules be suspended and that **Senate Bill 178** be immediately messaged to the Senate. Granted.

#### **Senate Bill 240**

Relating to: knowledge tests for commercial driver license applicants who hold a military commercial driver license.

The question was: Shall **Senate Bill 240** be ordered to a third reading?

Motion carried.

Representative Kramer asked unanimous consent that the rules be suspended and that **Senate Bill 240** be given a third reading. Granted.

The question was: **Senate Bill 240** having been read three times, shall the bill be concurred in?

Motion carried.

Representatives Smith, Barca and Riemer asked unanimous consent to be added as cosponsors of **Senate Bill 240**. Granted.

Representative Kramer asked unanimous consent that the rules be suspended and that **Senate Bill 240** be immediately messaged to the Senate. Granted.

#### **Senate Bill 247**

Relating to: commercial motor vehicle out-of-service violations.

The question was: Shall **Senate Bill 247** be ordered to a third reading?

Motion carried.

Representative Kramer asked unanimous consent that the rules be suspended and that **Senate Bill 247** be given a third reading. Granted.

The question was: **Senate Bill 247** having been read three times, shall the bill be concurred in?

Motion carried.

Representative Kramer asked unanimous consent that the rules be suspended and that **Senate Bill 247** be immediately messaged to the Senate. Granted.

#### **Assembly Bill 297**

Relating to: the use of race-based nicknames, logos, mascots, and team names by school boards.

Representative Bewley moved that **Assembly Bill 297** be referred to the committee on **Education**.

The question was: Shall **Assembly Bill 297** be referred to the committee on **Education**?

The roll was taken.

The result follows:

Ayes - Representatives Barca, Barnes, 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 - 38.

Noes - Representatives August, Ballweg, Bernier, Bies, Born, Brooks, Craig, Czaja, Endsley, 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, Neylon, Nygren, A. Ott, J. Ott, Petersen, Petryk, Pridemore, Ripp, Sanfelippo, Schraa, Severson, Spiros, Steineke, Strachota, Stroebel, Swearingen, Tauchen, Thiesfeldt, Tittl, Tranel, Weatherston, Weininger, Williams and Speaker Vos - 57.

Absent or not voting - Representative Berceau - 1.

Motion failed.

The question was: Shall Assembly Substitute Amendment 1 to **Assembly Bill 297** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 297** be ordered engrossed and read a third time?

Motion carried.

Representative Steineke asked unanimous consent that the rules be suspended and that **Assembly Bill 297** be given a third reading. Granted.

The question was: **Assembly Bill 297** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes - Representatives August, Ballweg, Bernier, Born, Craig, Czaja, Endsley, Hutton, Jacque, Jagler, Kapenga, Kaufert, Kerkman, Kestell, Kleefisch, Klenke, Knodl, Knudson, Kooyenga, Kramer, Kuglitsch, T. Larson, LeMahieu, Loudenbeck, Marklein, Murphy, Murtha, Nass, Nerison, Neylon, Nygren, J. Ott, Petersen, Petryk, Pridemore, Ripp, Sanfelippo, Schraa, Severson, Spiros, Steineke, Strachota, Stroebel, Swearingen, Tauchen, Thiesfeldt, Tittl, Tranel, Weatherston, Weininger, Williams and Speaker Vos - 52.

Noes - Representatives Barca, Barnes, Bernard Schaber, Bewley, Billings, Brooks, Clark, Danou, Doyle, Genrich, Goyke, Hebl, Hesselbein, Hintz, Hulsey, Johnson, Jorgensen, Kahl, Kessler, Kolste, Krug, Mason, Milroy, Mursau, Ohnstad, Pasch, Pope, Richards, Riemer, Ringhand, Sargent, Shankland, Sinicki, Smith, C. Taylor, Vruwink, Wachs, Wright, Young, Zamarripa and Zepnick - 41.

Paired for - Representative Bies - 1.

Paired against - Representative A. Ott - 1.

Absent or not voting - Representative Berceau - 1.

Motion carried.

Representative Kramer asked unanimous consent that the rules be suspended and that **Assembly Bill 297** be immediately messaged to the Senate. Granted.

---

### 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 310**

---

### ACTION ON THE SENATE MESSAGE

Representative Kramer asked unanimous consent that the rules be suspended and that **Senate Bill 310** be withdrawn from the Senate message and taken up at this time. Granted.

#### **Senate Bill 310**

Relating to: the definitions of an all-terrain vehicle and a utility terrain vehicle, restrictions on operating an all-terrain vehicle or a utility terrain vehicle on a roadway, and seating requirements for utility terrain vehicles.

By Senators Harsdorf, Petrowski, Tiffany, Vinehout, Cowles, Moulton, Kedzie, Leibham, Shilling, Grothman, Lassa and Hansen; cosponsored by Representatives Severson, A. Ott, Bernier, Czaja, Danou, Krug, T. Larson, Marklein, Milroy, Mursau, Nygren, Petryk, Ringhand, Ripp, Smith, Spiros, Steineke, Swearingen, Tauchen, Wright, Endsley and Kuglitsch.

The question was: Shall **Senate Bill 310** be ordered to a third reading?

Motion carried.

Representative Kramer asked unanimous consent that the rules be suspended and that **Senate Bill 310** be given a third reading. Granted.

The question was: **Senate Bill 310** having been read three times, shall the bill be concurred in?

Motion carried.

Representative Kramer asked unanimous consent that the rules be suspended and that **Senate Bill 310** be immediately messaged to the Senate. Granted.

#### **Assembly Bill 381**

Relating to: the definitions of an all-terrain vehicle and a utility terrain vehicle, restrictions on operating an all-terrain vehicle or a utility terrain vehicle on a roadway, and seating requirements for utility terrain vehicles.

Representative Barca asked unanimous consent to be added as a coauthor of **Assembly Bill 381**. Granted.



Representative Kramer asked unanimous consent that **Assembly Bill 381** be laid on the table. Granted.

---

### LEAVES OF ABSENCE

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

#### **Assembly Bill 270**

Relating to: additional providers in the volunteer health care provider program and proof of financial responsibility and malpractice insurance requirements for certain advanced practice nurses serving as volunteer health care providers.

The question was: Shall Assembly Amendment 1 to Assembly Substitute Amendment 1 to **Assembly Bill 270** be adopted?

Motion carried.

The question was: Shall Assembly Amendment 2 to Assembly Substitute Amendment 1 to **Assembly Bill 270** be adopted?

Motion carried.

The question was: Shall Assembly Substitute Amendment 1 to **Assembly Bill 270** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 270** be ordered engrossed and read a third time?

Motion carried.

Representative Kramer asked unanimous consent that the rules be suspended and that **Assembly Bill 270** be given a third reading. Granted.

The question was: **Assembly Bill 270** having been read three times, shall the bill be passed?

Motion carried.

Representative Jorgensen asked unanimous consent to be recorded as voting "Aye" on the previous question. Granted.

Representatives Hintz and Hulsey asked unanimous consent to be added as coauthors of **Assembly Bill 270**. Granted.

Representative Kramer asked unanimous consent that the rules be suspended and that **Assembly Bill 270** 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:

Cooperative Network representatives Sher Brandt, Beata Kailies, John Manske, Jim Rabbitt, Tim Clay and Jenny Bernhardt, guests of Representative Nerison.

Stian Herlofsen from Norway, an AFS exchange student at the Fort Atkinson School District, guest of Representative Nass.

---

### ANNOUNCEMENTS

Representative August asked unanimous consent that the Assembly adjourn in memory of E.J. Plesko of Madison, who passed away on October 8. Granted.

Representative Bewley asked unanimous consent that the Assembly adjourn in memory of John Zohimsky of Phillips, who passed away on October 10 at the age of 87. Granted.

Representative Hulsey asked unanimous consent that the Assembly adjourn in memory of Tom Barry of Madison, who passed away on August 7. Granted.

Representative Pasch asked unanimous consent that the Assembly adjourn in honor of her, father Edward Kawczynski Sr., on the occasion of his 90<sup>th</sup> birthday today. Granted.

Representative Spiros asked unanimous consent that the Assembly adjourn in honor of his father, Socrates Spiros, on the occasion of his 75<sup>th</sup> birthday on October 14. Granted.

Representative Murphy asked unanimous consent that the Assembly adjourn in honor of his daughter, Sara Chandler, on the occasion of her first child due in February 2014. Granted.

Representative Mason asked unanimous consent that the Assembly adjourn in honor of his wife, Rebecca Mason, on the occasion of her birthday on October 12. Granted.

Representative Sinicki asked unanimous consent that the Assembly adjourn in honor of her son, Jim Sinicki, on the occasion of his marriage to Hannah Tews on September 26. Granted.

Representative Bernier asked unanimous consent that the Assembly adjourn in honor of her granddaughter, Paityn Mae, on the occasion of her third birthday today. Granted.

Representative Kolste asked unanimous consent that the Assembly adjourn in honor of her son, Drew and his wife Catherine Kolb, who are expecting a child in February 2014. Granted.

Representative Hebl asked unanimous consent that the Assembly adjourn in honor of Richard and Diane Amelse of Sun Prairie, on the occasion of their 50<sup>th</sup> wedding anniversary on October 12. Granted.

Representative Hebl asked unanimous consent that the Assembly adjourn in honor of Marvalene and Virgil Schroeder of Sun Prairie, on the occasion of their 60<sup>th</sup> wedding anniversary on October 10. Granted.

Representative Hebl asked unanimous consent that the Assembly adjourn in honor of Michael Allen of Sun Prairie, who was appointed by Secretary Brancel to serve a three year term on the Wisconsin Bioenergy Council. Granted.

Representative Hebl asked unanimous consent that the Assembly adjourn in honor of his former staff member Kate Battiato, who will be making California her new home. Granted.

---

## **ADJOURNMENT**

Representative Kramer moved that the Assembly stand adjourned until 1:00 P.M. on Thursday, October 17.

The question was: Shall the Assembly stand adjourned?

Motion carried.

The Assembly stood adjourned.

6:35 P.M.