



# STATE OF WISCONSIN

# Assembly Journal

## One-Hundred and Second Regular Session

THURSDAY, March 12, 2015

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

### AMENDMENTS OFFERED

Assembly Amendment 1 to Assembly Amendment 1 to **Assembly Bill 37** offered by Representative Petryk.

Assembly Amendment 1 to Assembly Substitute Amendment 1 to **Assembly Bill 56** offered by committee on Colleges and Universities.

Assembly Amendment 2 to **Assembly Bill 64** offered by Representative Murphy.

Assembly Amendment 3 to **Assembly Bill 64** offered by Representative Tranel.

Assembly Amendment 1 to **Assembly Bill 78** offered by Representative Kitchens.

### INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

#### **Assembly Joint Resolution 19**

Relating to: recognizing the achievements and outstanding service of Herzing University and the Herzing family.

By Representatives Barca, Sargent, Hebl, Subeck, Goyke, Considine, Ohnstad, Sinicki, Berceau and C. Taylor; cosponsored by Senators L. Taylor, Wirch, Nass, Wanggaard and Vukmir.

To committee on **Rules**.

#### **Assembly Bill 83**

Relating to: directional signage for the Basilica of St. Josaphat in Milwaukee County.

By Representatives Zamarripa, Rodriguez, Skowronski, Goyke, Sinicki, Zepnick, Knodl, Bowen and Young; cosponsored by Senators Carpenter, Farrow, Petrowski, Darling, Hansen, Wirch, Gudex, L. Taylor, Harris Dodd and Ringhand.

To committee on **Transportation**.

#### **Assembly Bill 84**

Relating to: creating a refundable earned income tax credit for individuals, repealing the changes made to the earned income tax credit in 2011 Wisconsin Act 32, and making an appropriation.

By Representatives Riemer, Mason, Barca, Barnes, Berceau, Billings, Bowen, Brostoff, Doyle, Genrich, Goyke,

Hebl, Hesselbein, Hintz, Johnson, Jorgensen, Kahl, Kolste, Milroy, Ohnstad, Pope, Sargent, Shankland, Sinicki, Spreitzer, Stuck, Subeck, C. Taylor, Young and Zamarripa; cosponsored by Senators Hansen, Harris Dodd, Carpenter, C. Larson, Miller, Ringhand, Risser, Shilling, L. Taylor, Wirch, Vinehout and Lassa.

To committee on **Ways and Means**.

#### **Assembly Bill 85**

Relating to: restoring indexing provisions to the homestead tax credit.

By Representatives Riemer, Meyers, Barca, Berceau, Billings, Bowen, Brostoff, Considine, Genrich, Goyke, Hebl, Hesselbein, Hintz, Johnson, Jorgensen, Kahl, Kolste, Mason, Milroy, Ohnstad, Pope, Sargent, Sinicki, Spreitzer, Subeck, C. Taylor, Zamarripa and Zepnick; cosponsored by Senators Ringhand, Erpenbach, Hansen, Harris Dodd, Lassa, C. Larson, Miller, Vinehout and Wirch.

To committee on **Ways and Means**.

#### **Assembly Bill 86**

Relating to: grants to technical college district boards and technical college faculty, staff, and students and making appropriations.

By Representatives Doyle, Barca, Goyke, Sargent, Pope, Zamarripa, Kolste, Jorgensen, Hebl, Spreitzer, Milroy, Sinicki, Hesselbein, Kahl, Mason, Wachs, Subeck, Berceau, Considine, Ohnstad, Shankland, Billings and Bowen; cosponsored by Senators Lassa, Carpenter, Harris Dodd and Ringhand.

To committee on **Colleges and Universities**.

#### **Assembly Bill 87**

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 Genrich, Subeck, Barca, Berceau, Billings, Bowen, Danou, Doyle, Goyke, Hesselbein, Hintz, Johnson, Jorgensen, Kahl, Meyers, Milroy, Ohnstad, Pope, Sargent, Shankland, Sinicki, Spreitzer, Stuck, C. Taylor, Wachs and Zamarripa; cosponsored by Senators Hansen, Carpenter, Miller, Vinehout, C. Larson, Wirch and Ringhand.

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

#### **Assembly Bill 88**

Relating to: vehicle admission receipts issued to certain members of the U.S. armed forces and to certain members of the national guard.

By Representatives Hesselbein, Milroy, Jagler, Thiesfeldt, Goyke, Sargent, Bernier, Ripp, Jorgensen, Kolste,

Ohnstad, Brostoff, Considine, Sinicki, Subeck, Quinn, Murphy, Zamarripa and Wachs; cosponsored by Senator Miller.

To committee on **Veterans and Military Affairs**.

**Assembly Bill 89**

Relating to: grants for farm to school programs and making an appropriation.

By Representatives Meyers, Danou, Doyle, Kolste, Milroy, Hebl, Jorgensen, Goyke, Pope, Billings, Hesselbein, Spreitzer, Stuck, Kahl, Subeck, Bowen, Berceau, Wachs, Ohnstad, Brostoff, Considine, Zamarripa, C. Taylor, Riemer and Genrich; cosponsored by Senators Shilling, Lassa, Wirch, Ringhand, Hansen, Vinehout, Harris Dodd and Bewley.

To joint committee on **Finance**.

**Assembly Bill 90**

Relating to: criminal procedure and providing penalties.

By Representatives J. Ott and Hebl; cosponsored by Senator Wanggaard, by request of Wisconsin Judicial Council.

To committee on **Judiciary**.

**Assembly Bill 91**

Relating to: restrictive covenants in employment and agency relationships.

By Representatives Rohrkaste, Knodl, Gannon and Murphy; cosponsored by Senator Farrow.

To committee on **Labor**.

**Assembly Bill 92**

Relating to: penalties for violations related to the motor vehicle liability insurance requirement, proof of financial responsibility, and providing a penalty.

By Representatives Sanfelippo, Spiros, Weatherston, T. Larson, Kapenga, J. Ott and Brandtjen; cosponsored by Senator Nass.

To committee on **Judiciary**.

**Assembly Bill 93**

Relating to: bonding, spending, and taxation authority and auditing of local professional baseball park districts.

By Representatives Weatherston, Mason, E. Brooks, Hutton, Knodl, Kremer, Murphy, J. Ott and Sanfelippo; cosponsored by Senators Wanggaard, Wirch and Nass.

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

**Assembly Bill 94**

Relating to: causing harm to a child by cosleeping while intoxicated, providing information about safe sleep, and providing a penalty.

By Representatives Kerkman, Edming, Kleefisch, Knodl, Kremer, Kulp, T. Larson, Murphy, Thiesfeldt, Tittl and Weatherston; cosponsored by Senators Darling, Vukmir and Wanggaard.

To committee on **Children and Families**.

**Assembly Bill 95**

Relating to: interest rates on judgments in small claims actions.

By Representatives Thiesfeldt, Murtha, Edming, Murphy, T. Larson, Born, R. Brooks, Kulp, E. Brooks, Loudenbeck,

Kahl, Czaja, Kooyenga, Ballweg, Ripp, Craig and Tittl; cosponsored by Senators Nass, LeMahieu and Wanggaard.

To committee on **Judiciary**.

**Assembly Bill 96**

Relating to: prescriptions for controlled substances issued by optometrists and providing an exemption from emergency rule procedures.

By Representatives Kitchens, Edming, Ballweg, Born, Brandtjen, E. Brooks, R. Brooks, Craig, Czaja, Kahl, Kremer, Krug, Kulp, Mursau, Murtha, Ripp, Rohrkaste, Spiros, Steffen, Thiesfeldt and Vorpapel; cosponsored by Senators Vukmir, Carpenter, Cowles, Farrow, Gudex, LeMahieu, Marklein, Moulton, Nass, Ringhand, Vinehout and Wirch.

To committee on **Health**.

**Assembly Bill 97**

Relating to: federalizing the treatment of capital losses.

By Representatives J. Ott, R. Brooks, Jacque, Sanfelippo, Kulp, Craig, Ballweg, Jarchow, Mursau, Weatherston, E. Brooks, T. Larson, Thiesfeldt, Kapenga, A. Ott, Quinn and Edming; cosponsored by Senators Tiffany, Marklein, Nass and Moulton.

To committee on **Ways and Means**.

**Assembly Bill 98**

Relating to: highway maps published by the Department of Transportation.

By Representatives T. Larson, Bernier, Ballweg, Berceau, E. Brooks, Edming, Goyke, Hesselbein, Horlacher, Kleefisch, Kulp, Mursau, Ohnstad, Petryk, Quinn, Rohrkaste, Sinicki, Spiros, Thiesfeldt and Tittl; cosponsored by Senators Moulton, Cowles, Nass, Vinehout, Wanggaard and Wirch.

To committee on **Transportation**.

**Assembly Bill 99**

Relating to: highway maps published by the Department of Transportation.

By Representatives T. Larson, Bernier, Allen, Berceau, E. Brooks, Edming, Goyke, Hesselbein, Horlacher, Mursau, Murtha, Ohnstad, Petryk, Rohrkaste, Sinicki, Steffen and Thiesfeldt; cosponsored by Senators Moulton, Carpenter, Cowles, Nass and Vinehout.

To committee on **Transportation**.

**Assembly Bill 100**

Relating to: lighting underneath motorcycles.

By Representatives Jagler, Weatherston, Born, Murphy, Steffen, A. Ott, Edming, Mursau, Kooyenga, Murtha and Czaja; cosponsored by Senators S. Fitzgerald, Farrow, LeMahieu, Lazich and Olsen.

To committee on **Transportation**.

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**COMMITTEE REPORTS**

The committee on **Colleges and Universities** reports and recommends:

**Assembly Bill 56**

Relating to: University of Wisconsin System reports regarding remedial courses in English and mathematics.

Assembly Amendment 1 to Assembly Substitute Amendment 1 adoption:

Ayes: 12 - Representatives Murphy, R. Brooks, Rohrkaste, Petryk, Ballweg, Krug, Tranel, Wachs, Berceau, Billings, Hesselbein and Jorgensen.

Noes: 0.

Assembly Substitute Amendment 1 adoption:

Ayes: 12 - Representatives Murphy, R. Brooks, Rohrkaste, Petryk, Ballweg, Krug, Tranel, Wachs, Berceau, Billings, Hesselbein and Jorgensen.

Noes: 0.

Passage as amended:

Ayes: 8 - Representatives Murphy, R. Brooks, Rohrkaste, Petryk, Ballweg, Krug, Tranel and Billings.

Noes: 4 - Representatives Wachs, Berceau, Hesselbein and Jorgensen.

To committee on **Rules**.

*DAVID MURPHY*  
Chairperson  
Committee on Colleges and  
Universities

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The committee on **State Affairs and Government Operations** reports and recommends:

**Assembly Bill 37**

Relating to: requiring certain persons to hold certificates of food protection practices in order to operate certain school lunchrooms participating in the National School Lunch Program.

Assembly Amendment 1 adoption:

Ayes: 15 - Representatives Swearingen, Craig, Jagler, Brandtjen, Kleefisch, Gannon, Ripp, Kulp, Tauchen, Vorpapel, Zamarripa, Sinicki, Kahl, Ohnstad and Brostoff.

Noes: 0.

Passage as amended:

Ayes: 14 - Representatives Swearingen, Craig, Jagler, Brandtjen, Gannon, Ripp, Kulp, Tauchen, Vorpapel, Zamarripa, Sinicki, Kahl, Ohnstad and Brostoff.

Noes: 1 - Representative Kleefisch.

To committee on **Rules**.

**Assembly Bill 38**

Relating to: the issuance of retail alcohol beverage licenses for premises on which another business is conducted and the presence of underage persons on premises operating under a retail alcohol beverage license.

Passage:

Ayes: 15 - Representatives Swearingen, Craig, Jagler, Brandtjen, Kleefisch, Gannon, Ripp, Kulp, Tauchen, Vorpapel, Zamarripa, Sinicki, Kahl, Ohnstad and Brostoff.

Noes: 0.

To committee on **Rules**.

**Assembly Bill 46**

Relating to: off-duty law enforcement officers and former law enforcement officers going armed with firearms on or near school grounds.

Assembly Amendment 1 adoption:

Ayes: 10 - Representatives Swearingen, Jagler, Brandtjen, Kleefisch, Gannon, Ripp, Kulp, Tauchen, Vorpapel and Sinicki.

Noes: 5 - Representatives Craig, Zamarripa, Kahl, Ohnstad and Brostoff.

Passage as amended:

Ayes: 13 - Representatives Swearingen, Craig, Jagler, Brandtjen, Kleefisch, Gannon, Ripp, Kulp, Tauchen, Vorpapel, Sinicki, Kahl and Ohnstad.

Noes: 2 - Representatives Zamarripa and Brostoff.

To committee on **Rules**.

**Assembly Bill 80**

Relating to: review by state agencies of administrative rules and enactments and an expedited process for repealing rules an agency no longer has the authority to promulgate.

Passage:

Ayes: 8 - Representatives Swearingen, Craig, Jagler, Gannon, Ripp, Kulp, Tauchen and Vorpapel.

Noes: 5 - Representatives Zamarripa, Sinicki, Kahl, Ohnstad and Brostoff.

To committee on **Rules**.

**Assembly Bill 81**

Relating to: modifying and repealing rules promulgated by the Department of Financial Institutions and the Department of Revenue relating to documents filed with county registers of deeds.

Passage:

Ayes: 13 - Representatives Swearingen, Craig, Jagler, Gannon, Ripp, Kulp, Tauchen, Vorpapel, Zamarripa, Sinicki, Kahl, Ohnstad and Brostoff.

Noes: 0.

To committee on **Rules**.

**Assembly Bill 82**

Relating to: instruments filed or recorded with, and fees charged by, the register of deeds.

Passage:

Ayes: 13 - Representatives Swearingen, Craig, Jagler, Gannon, Ripp, Kulp, Tauchen, Vorpapel, Zamarripa, Sinicki, Kahl, Ohnstad and Brostoff.

Noes: 0.

To committee on **Rules**.

*ROB SWEARINGEN*  
Chairperson  
Committee on State Affairs and  
Government Operations

The Joint Committee for Review of **Administrative Rules** reports and recommends:

**Clearinghouse Rule 14-054**

Relating to: the extension of out-of-home care to children and youth 18 years of age or over, but under 21 years of age, and affecting small businesses.

Review period waived:

Ayes: 9 - Senator Nass; Representative Ballweg; Senators Lasee, LeMahieu, Miller and Harris Dodd; Representatives J. Ott, Hebl and Shankland.

Noes: 0.

*JOAN BALLWEG*  
Co-Chairperson  
Joint Committee for Review of  
Administrative Rules

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**REFERENCE BUREAU CORRECTIONS**

**Assembly Bill 64**

1. Page 1, line 4: after "technical" insert "college".

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**Assembly Bill 81**

1. Page 2, line 2: on lines 2 and 3, delete "7.03" and substitute "7.04".

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**COMMUNICATIONS**

March 9, 2015

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

Dear Patrick:

I am pleased to transmit to you the following report to the 2015-16 Legislature on legislation introduced by the Joint Legislative Council as well as activities of this committee:

- JLCR 2015-04 Study Committee on the Review of Tax Incremental Financing (2015 Senate Bills 50, 51, 52, 53, 54, 55, 56, and 57).

I would appreciate your including this letter in the Journal for the information of the membership. Additional copies of these reports are available at the Legislative Council offices, One East Main, Suite 401, or from our web page at <http://www.legis.state.wi.us/lc>.

Sincerely,  
*TERRY C. ANDERSON*  
Joint Legislative Council  
Director

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March 12, 2015

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 81, relating to modifying and repealing rules promulgated by the Department of Financial Institutions and the Department of Revenue relating to documents filed with county registers of deeds.

Sincerely,  
*ANDY JORGENSEN*  
State Representative  
43rd Assembly District

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March 12, 2015

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 55, relating to shareholder objections to corporate political expenditures.

Sincerely,  
*MARK SPREITZER*  
State Representative  
45th Assembly District