



STATE OF WISCONSIN Assembly Journal

Ninety–Second Regular Session

9:45 A.M.

WEDNESDAY, March 20, 1996

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

Speaker Prosser in the chair.

The prayer was offered by Representative Murat.

Representative Skindrud 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 Ainsworth, Albers, Baldus, Baldwin, Baumgart, Bell, Black, Bock, Boyle, Brancel, Brandemuehl, Carpenter, Coggs, Coleman, Cullen, Dobyns, Dueholm, Duff, Foti, Freese, Gard, Goetsch, Green, Gronemus, Grothman, Gunderson, Hahn, Handrick, Hanson, Harsdorf, Hasenohrl, Hoven, Huber, Hubler, Huebsch, Hutchison, Jensen, Johnsrud, Kaufert, Kelso, Klusman, Kreibich, Kreuser, Krug, Krusick, Kunicki, La Fave, Ladwig, F. Lasee, Lazich, Lehman, Linton, Lorge, Meyer, Morris–Tatum, Murat, Musser, Nass, Notestein, Olsen, Ott, Otte, Ourada, Owens, Plache, Plombon, Porter, R. Potter, Powers, Reynolds, Riley, Robson, Rutkowski, Ryba, Schneider, Schneiders, Seratti, Silbaugh, Skindrud, Travis, Turner, Underheim, Urban, Vander Loop, Vrakas, Walker, Ward, Wasserman, Wilder, Williams, Wirch, Wood, L. Young, R. Young, Ziegelbauer, Zukowski and Speaker Prosser – 97.

Absent with leave – Representative Springer – 1.

Vacancies – 21st Assembly District – 1.

LEAVES OF ABSENCE

Representative R. Potter asked unanimous consent for a leave of absence for today's session for Representative Springer. Granted.

AMENDMENTS OFFERED

Assembly substitute amendment 1 to **Assembly Bill 23** offered by committee on **Ways and Means**.

Assembly amendment 4 to **Assembly Bill 435** offered by Representative Kreibich.

Assembly substitute amendment 1 to **Assembly Bill 502** offered by joint committee on **Finance**.

Assembly substitute amendment 1 to **Assembly Bill 727** offered by committee on **Judiciary**.

Assembly amendment 1 to **Assembly Bill 783** offered by committee on **Ways and Means**.

Assembly substitute amendment 2 to **Assembly Bill 790** offered by joint committee on **Finance**.

Assembly amendment 3 to **Assembly Bill 1020** offered by Representatives Baldwin, Jensen, Albers and Baldus.

Assembly amendment 1 to **Assembly Bill 1038** offered by Representative Riley.

Assembly amendment 2 to **Assembly Bill 1038** offered by Representative Riley.

Assembly amendment 3 to **Assembly Bill 1038** offered by Representative Riley.

Assembly amendment 4 to **Assembly Bill 1038** offered by Representative Riley.

Assembly amendment 5 to **Assembly Bill 1038** offered by Representative Riley.

Assembly amendment 6 to **Assembly Bill 1038** offered by Representative Riley.

Assembly amendment 7 to **Assembly Bill 1038** offered by Representative Riley.

Assembly amendment 8 to **Assembly Bill 1038** offered by Representative Riley.

Assembly amendment 9 to **Assembly Bill 1038** offered by Representative Riley.

Assembly amendment 10 to **Assembly Bill 1038** offered by Representative Riley.

Assembly amendment 11 to **Assembly Bill 1038** offered by Representative Riley.

Assembly amendment 12 to **Assembly Bill 1038** offered by Representative Riley.

Assembly amendment 13 to **Assembly Bill 1038** offered by Representative Baldwin.

Assembly amendment 14 to **Assembly Bill 1038** offered by Representative Baldwin.

Assembly amendment 15 to **Assembly Bill 1038** offered by Representative Baldwin.

Assembly amendment 16 to **Assembly Bill 1038** offered by Representative Baldwin.

Assembly amendment 17 to **Assembly Bill 1038** offered by Representative Baldwin.

Assembly amendment 18 to **Assembly Bill 1038** offered by Representative Baldwin.

Assembly amendment 19 to **Assembly Bill 1038** offered by Representative Baldwin.

Assembly amendment 20 to **Assembly Bill 1038** offered by Representative Baldwin.

Assembly amendment 21 to **Assembly Bill 1038** offered by Representative Baldwin.

Assembly amendment 22 to **Assembly Bill 1038** offered by Representative Baldwin.

Assembly amendment 2 to **Senate Bill 437** offered by Representatives Goetsch and Wood.

ADMINISTRATIVE RULES

Assembly Clearinghouse Rule 95–157

Relating to substitute teacher permits, special education program aide licenses, principal licenses and general education components.

Submitted by Department of Public Instruction.
Report received from Agency, March 13, 1996.
To committee on **Education**.
Referred on March 20, 1996.

Assembly Clearinghouse Rule 95–198

Relating to grants for prevention of lead poisoning or exposure to lead.

Submitted by Department of Health and Social Services.
Report received from Agency, March 12, 1996.
To committee on **Health**.
Referred on March 20, 1996.

Assembly Clearinghouse Rule 95–234

Relating to contract administration fees and subscription service.

Submitted by Department of Administration.
Report received from Agency, March 15, 1996.
To committee on **Small Business and Economic Development**.
Referred on March 20, 1996.

Assembly Clearinghouse Rule 96–4

Relating to medical standards for driver licensing.
Submitted by Department of Transportation.
Report received from Agency, March 15, 1996.

To committee on **Highways and Transportation**.
Referred on March 20, 1996.

Assembly Clearinghouse Rule 96–10

Relating to creating a network of providers for the health insurance risk-sharing plan who will provide services at a discount greater than that which is already mandated by statute.

Submitted by Office of the Commissioner of Insurance.
Report received from Agency, March 14, 1996.

To committee on **Insurance, Securities and Corporate Policy**.

Referred on March 20, 1996.

Assembly Clearinghouse Rule 96–11

Relating to 1996–97 premium rates for the health insurance risk-sharing plan.

Submitted by Office of the Commissioner of Insurance.
Report received from Agency, March 13, 1996.

To committee on **Insurance, Securities and Corporate Policy**.

Referred on March 20, 1996.

COMMITTEE REPORTS

The joint survey committee on **Tax Exemptions** reports and recommends:

Assembly Bill 1020

Relating to: regulation of viatical settlement contracts, exempting from the income tax income that is received from the sale of a life insurance policy under a viatical settlement contract and granting rule-making authority.

Adoption of Report:

Ayes: 9 – Representatives Zukowski, Foti and Bell; and Senators Petak, Farrow and Wineke; and Secretary Bugher, Mr. Lee and Mr. Sosnowski.

Noes: 0.

To committee on **Insurance, Securities and Corporate Policy**.

Assembly Bill 1047

Relating to: codifying a presumption that property is taxable, requiring applications for property tax exemptions and specifying that claims that property is exempt may be made only as claims against a taxation district.

Adoption of Report:

Ayes: 8 – Representatives Zukowski, Foti and Bell; and Senators Petak, Farrow and Wineke; and Secretary Bugher and Mr. Lee.

Noes: 1 – Mr. Sosnowski.

To committee on **Ways and Means**.

Assembly Bill 1048

Relating to: the taxation of telephone companies, property tax relief and technological equipment fund, imposing the sales tax on coin-operated telephone services and making an appropriation.

Adoption of Report:

Ayes: 9 – Representatives Zukowski, Foti and Bell; and Senators Petak, Farrow and Wineke; and Secretary Bugher, Mr. Lee and Mr. Sosnowski.

Noes: 0.

To joint committee on **Finance**.

ROBERT ZUKOWSKI
Assembly Chairperson
Joint survey committee on Tax Exemptions

MESSAGE FROM THE SENATE

By Donald J. Schneider, Senate Chief Clerk.

Mr. Speaker:

I am directed to inform you that the Senate has

Concurred in:

Assembly Bill 151
Assembly Bill 395
Assembly Bill 406
Assembly Bill 511
Assembly Bill 532
Assembly Bill 534
Assembly Bill 550
Assembly Bill 570
Assembly Bill 571
Assembly Bill 658
Assembly Bill 707
Assembly Bill 930
Assembly Joint Resolution 77

Passed and asks concurrence in:

Senate Bill 563
Senate Bill 573

Concurred in as amended:

Assembly Bill 134 (Senate amendment 1 adopted)
Assembly Bill 528 (Senate amendment 2 adopted)
Assembly Bill 590 (Senate amendment 1 adopted)
Assembly Bill 595 (Senate amendment 1 adopted)

ACTION ON THE SENATE MESSAGE

Assembly Bill 134

Relating to: restitution for graffiti vandalism.

By Representatives Krusick, Ainsworth, Bock, Brandemuehl, Carpenter, Dobyns, Goetsch, Grobschmidt, Grothman, Handrick, Hasenohrl, Kreibich, Ladwig, Musser, Nass, Notestein, Ott, Ryba, Schneiders, Seratti, Skindrud, Urban, Wasserman and Ziegelbauer; cosponsored by Senators Plewa, Farrow, Andrea, Buettner, Burke, Cowles, Darling, Fitzgerald, A. Lasee, Lekan, C. Potter, Rosenzweig and Schultz.

Referred to committee on **Rules**.

Assembly Bill 528

Relating to: setting fires and providing a penalty.

By Representatives Johnsrud, Freese, Kreibich, Grothman, Boyle, Ainsworth and Ott.

Referred to committee on **Rules**.

Assembly Bill 590

Relating to: the lower Wisconsin state riverway concerning performance standards for structures and mobile homes, cutting and harvesting of timber, permit procedures of the counties in the riverway and of the lower Wisconsin state riverway board, reports by the department of natural resources, recreational trails and mining and quarrying activities; providing an exemption from emergency rule procedures; and granting rule-making authority.

By Representatives Brandemuehl and Johnsrud; sponsored by Senator Rude.

Referred to committee on **Rules**.

Assembly Bill 595

Relating to: the requirement that financial institutions publish annual statements of conditions.

By Representatives Kaufert, Gard, Olsen, Goetsch, Green, Kreibich, Lehman, Hahn, Plombon, Vrakas, Seratti, Grothman and Ward; cosponsored by Senator Darling, by request of Commissioner of Savings and Loan.

Referred to committee on **Rules**.

Senate Bill 563

Relating to: the purchase of goods, care and services for certain probationers, parolees and other offenders; the general program operations of the department of corrections; intergovernmental corrections agreements; the establishment and operation of state prison industries; youth service rates; and making an appropriation.

By Senator Weeden; cosponsored by Representative Brancel, by request of Governor Tommy G. Thompson.

To committee on **Criminal Justice and Corrections**.

Senate Bill 573

Relating to: the definition of alcohol concentration.

By Senators Huelsman, Rosenzweig, Panzer, Darling and Buettner; cosponsored by Representatives Goetsch, Albers, Seratti, Musser, Brandemuehl, Olsen, Otte, Wasserman, Cullen, Huber, Hanson, Ward, Klusman, Robson, Lorge and Kelso.

To committee on **Judiciary**.

ENROLLED BILLS

The following Assembly proposal, which has been approved by both the Assembly and Senate, has been enrolled by the Legislative Reference Bureau:

Assembly Bill 151

CHARLES R. SANDERS
Assembly Chief Clerk

COMMUNICATIONS

March 19, 1996

Charlie Sanders, Chief Clerk
Wisconsin State Assembly
1 East Main Street, Suite 402
Madison, Wisconsin 53708

Dear Mr. Sanders:

On March 14, 1996, **Senate Bill 184**, relating to the requirements for licensure as a certified public accountant and granting rule-making authority, was referred to the Assembly Committee on **Colleges and Universities**. Pursuant to the authority provided by Assembly Rule 42(3)(c), I hereby withdraw **Senate Bill 184** from the committee on **Colleges and Universities** and rerefer it to the Assembly Committee on **Rules**.

Representative Robin Kreibich, chairman of the Assembly Committee on **Colleges and Universities**, has consented to this rereferral.

Thank you for your attention to this matter.

Very truly yours,
DAVID PROSSER, JR.
Assembly Speaker

SPECIAL GUEST

Representative Ourada introduced "Alice in Dairyland" Jolynne Nagel, who addressed the members from the rostrum.

LEAVES OF ABSENCE

Representative R. Potter asked unanimous consent for a leave of absence for part of today's session for Representative Cogs. Granted.

Representative Jensen asked unanimous consent that the rules be suspended and that **Assembly Bill 654** be withdrawn from today's calendar and rereferred to the committee on **Rules**. Granted.

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

The Assembly stood recessed.

10:10 A.M.

RECESS

12:16 P.M.

The Assembly reconvened.

Speaker Pro Tempore Freese in the chair.

CALENDAR OF WEDNESDAY, MARCH 20

Assembly Bill 238

Relating to: pupils who are excused from public school health education.

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

A quorum was present.

The question was: Shall Senate amendment 1 to **Assembly Bill 238** be concurred in?

Motion carried.

Representative Jensen asked unanimous consent that the rules be suspended and that the Assembly's action on **Assembly Bill 238** be immediately messaged to the Senate. Granted.

Representative Jensen asked unanimous consent that the rules be suspended and that **Assembly Bill 855** be withdrawn and taken up at this time. Granted.

Assembly Bill 855

Relating to: proposed formulae for awarding higher education grants.

The question was: Shall **Assembly Bill 855** be ordered engrossed and read a third time?

Motion carried.

Representative Jensen asked unanimous consent that the rules be suspended and that **Assembly Bill 855** be given a third reading. Granted.

The question was: **Assembly Bill 855** having been read three times, shall the bill be passed?

Motion carried.

Representative Jensen asked unanimous consent that the rules be suspended and that **Assembly Bill 855** be immediately messaged to the Senate. Granted.

Representative Jensen asked unanimous consent that the rules be suspended and that **Assembly Bill 1034** be withdrawn and taken up at this time.

Representative Schneider objected.

Representative Jensen asked unanimous consent that the rules be suspended and that **Senate Bill 21** be withdrawn and taken up at this time. Granted.

Senate Bill 21

Relating to: the authority of villages, towns and cities other than 1st class cities to vacate streets, roads or alleys.

The question was: Shall Assembly amendment 1 to **Senate Bill 21** be adopted?

Motion carried.

The question was: Shall **Senate Bill 21** be ordered to a third reading?

Motion carried.

Representative Jensen asked unanimous consent that the rules be suspended and that **Senate Bill 21** be given a third reading. Granted.

The question was: **Senate Bill 21** having been read three times, shall the bill be concurred in as amended?

Motion carried.

Representative Jensen asked unanimous consent that the rules be suspended and that **Senate Bill 21** be immediately messaged to the Senate. Granted.

Representative Jensen asked unanimous consent that the rules be suspended and that **Senate Bill 509** be withdrawn and taken up at this time. Granted.

Senate Bill 509

Relating to: the method of reviewing and establishing revised operator's license examination standards and granting rule-making authority.

The question was: Shall **Senate Bill 509** be ordered to a third reading?

Motion carried.

Representative Jensen asked unanimous consent that the rules be suspended and that **Senate Bill 509** be given a third reading. Granted.

The question was: **Senate Bill 509** having been read three times, shall the bill be concurred in?

Motion carried.

Representative Klusman asked unanimous consent that the rules be suspended and that **Senate Bill 509** be immediately messaged to the Senate. Granted.

Representative Jensen asked unanimous consent that the rules be suspended and that **Assembly Bill 979** be withdrawn and taken up at this time. Granted.

Assembly Bill 979

Relating to: harboring or aiding juveniles who have run away or failed to appear in court and providing a penalty.

The question was: Shall Assembly amendment 1 to **Assembly Bill 979** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 979** be ordered engrossed and read a third time?

Motion carried.

Representative Klusman asked unanimous consent that the rules be suspended and that **Assembly Bill 979** be given a third reading.

Representative Schneider objected.

Representative Wasserman asked unanimous consent to be removed as the main author of **Assembly Bill 805** and be added as the last coauthor. Granted.

Representative Jensen asked unanimous consent that the rules be suspended and that **Assembly Bill 802** be withdrawn and taken up at this time. Granted.

Assembly Bill 802

Relating to: transporting a child in a child safety restraint system and providing a penalty.

The question was: Shall Assembly amendment 1 to **Assembly Bill 802** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 802** be ordered engrossed and read a third time?

Motion carried.

Representative Jensen asked unanimous consent that the rules be suspended and that **Assembly Bill 802** be given a third reading. Granted.

The Assembly stood informal.

Representative Jensen asked unanimous consent that **Assembly Bill 802** be laid on the table. Granted.

Representative Jensen asked unanimous consent that the rules be suspended and that **Assembly Bill 1034** be withdrawn and taken up at this time. Granted.

Assembly Bill 1034

Relating to: creating and specifying the powers and duties of the council on health care fraud and abuse.

Assembly substitute amendment 1 to **Assembly Bill 1034** offered by Representatives Urban and Underheim.

Representative Robson moved that **Assembly Bill 1034** be referred to the committee on **Health**.

Representative Robson withdrew her motion.

Representative Jensen asked unanimous consent that **Assembly Bill 1034** be laid on the table. Granted.

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

The Assembly stood recessed.

1:05 P.M.

RECESS

2:32 P.M.

The Assembly reconvened.

Speaker Pro Tempore Freese in the chair.

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

A quorum was present.

MOTIONS

Representative Prosser asked unanimous consent that the rules be suspended and that **Assembly Bill 774** be withdrawn from the special committee on **Gambling Oversight** and referred to the committee on **Rules**. Granted.

Representative Prosser moved that the rules be suspended and that **Assembly Bill 774** be withdrawn from the committee on Rules and made a special order of business at 2:30 P.M. on Monday, March 25.

Representative Schneider asked unanimous consent that the rules be suspended and that **Assembly Bill 774** be withdrawn from the committee on Rules and made a special order of business at 2:30 P.M. on Monday, March 25.

Representative Duff objected.

Representative Schneider asked unanimous consent that the rules be suspended and that **Assembly Bill 774** be withdrawn from the committee on Rules and made a special order of business at 2:30 P.M. on Monday, March 25.

Representative Klusman objected.

The question was: Shall the rules be suspended and **Assembly Bill 774** be withdrawn from the committee on **Rules** and made a special order of business at 2:30 P.M. on Monday, March 25?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Baldus, Baumgart, Bell, Black, Bock, Boyle, Brancel, Coggs, Coleman, Cullen, Dobyns, Dueholm, Foti, Freese, Gard, Goetsch, Green, Gronemus, Gunderson, Hahn, Handrick, Hanson, Hasenohrl, Huber, Hubler, Huebsch, Hutchison, Jensen, Kaufert, Kreuser, Krug, Krusick, Kunicki, La Fave, Ladwig, F. Lasee, Linton, Lorge, Meyer, Murat, Musser, Notestein, Ourada, Owens, Plache, Plombon, Porter, R. Potter, Reynolds, Riley, Rutkowski, Ryba, Schneider, Seratti, Skindrud, Travis, Turner, Urban, Vander Loop, Wasserman, Williams, Wirch, Ziegelbauer, Zukowski and Speaker Prosser – 66.

Noes – Representatives Albers, Baldwin, Brandemuehl, Carpenter, Duff, Grothman, Harsdorf, Hoven, Johnsrud, Kelso, Klusman, Kreibich, Lazich, Lehman, Morris–Tatum, Nass, Olsen, Ott, Otte, Powers, Robson, Schneiders, Silbaugh, Underheim, Vrakas, Walker, Ward, Wilder, Wood, L. Young and R. Young – 31.

Absent or not voting – Representative Springer – 1.

Motion carried.

Representative Jensen asked unanimous consent that the rules be suspended and that **Assembly Bill 502** be withdrawn and taken up at this time. Granted.

Assembly Bill 502

Relating to: the calculation of a retirement annuity for educational support personnel employees participating in the Wisconsin retirement system.

The question was: Shall Assembly substitute amendment 1 to **Assembly Bill 502** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 502** be ordered engrossed and read a third time?

Motion carried.

Representative Jensen asked unanimous consent that the rules be suspended and that **Assembly Bill 502** be given a third reading. Granted.

The question was: **Assembly Bill 502** having been read three times, shall the bill be passed?

Motion carried.

Representative Klusman asked unanimous consent that the rules be suspended and that **Assembly Bill 502** be immediately messaged to the Senate. Granted.

Representative Jensen asked unanimous consent that the rules be suspended and that **Senate Bill 562** be withdrawn from the committee on **Rules** and taken up at this time. Granted.

Senate Bill 562

Relating to: reimbursement by the public defender board to private attorneys and private investigators and making an appropriation.

The question was: Shall **Senate Bill 562** be ordered to a third reading?

Motion carried.

Representative Jensen asked unanimous consent that the rules be suspended and that **Senate Bill 562** be given a third reading. Granted.

The question was: **Senate Bill 562** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Baldus, Baldwin, Baumgart, Bell, Black, Bock, Boyle, Brancel, Brandemuehl, Carpenter, Coggs, Coleman, Cullen, Dobyns, Duff, Foti, Gard, Goetsch, Green, Gronemus, Grothman, Gunderson, Hahn, Handrick, Hanson, Harsdorf, Hasenohrl, Hoven, Huber, Hubler, Huebsch, Hutchison, Jensen, Johnsrud, Kaufert, Kelso, Klusman, Kreibich, Kreuser, Krug, Krusick, Kunicki, La Fave, Ladwig, F. Lasee, Lazich, Lehman, Linton, Lorge, Meyer, Morris–Tatum, Murat, Musser, Nass, Notestein, Olsen, Ott, Otte, Ourada, Owens, Plache, Plombon, Porter, R. Potter, Powers, Reynolds, Riley, Robson, Rutkowski, Ryba, Schneider, Schneiders, Seratti, Silbaugh, Skindrud, Travis, Turner, Underheim, Vander Loop, Vrakas, Walker, Ward, Wasserman, Wilder, Williams, Wirch, Wood, L. Young, R. Young, Ziegelbauer, Zukowski and Speaker Prosser – 94.

Noes – Representatives Dueholm, Freese and Urban – 3.

Absent or not voting – Representative Springer – 1.

Motion carried.

Representative Dueholm asked unanimous consent to be recorded as voting “Aye” on the previous question. Granted.

Representative Jensen asked unanimous consent that the rules be suspended and that **Senate Bill 562** be immediately messaged to the Senate. Granted.

CALENDAR OF WEDNESDAY, MARCH 20

Assembly Bill 505

Relating to: making the establishment of the school calendar a permissive subject of collective bargaining for municipal employers.

The question was: Shall Assembly substitute amendment 1 to **Assembly Bill 505** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 505** be ordered engrossed and read a third time?

Motion carried.

Representative Klusman asked unanimous consent that the rules be suspended and that **Assembly Bill 505** be given a third reading.

Representative Schneider objected.

Representative Klusman moved that the rules be suspended and that **Assembly Bill 505** be given a third reading.

The question was: Shall the rules be suspended and **Assembly Bill 505** be given a third reading?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Brancel, Brandemuehl, Coleman, Dobyns, Duff, Foti, Freese, Gard, Goetsch, Green, Grothman, Gunderson, Hahn, Handrick, Harsdorf, Hoven, Huebsch, Hutchison, Jensen, Johnsrud, Kaufert, Kelso, Klusman, Kreibich, Ladwig, F. Lasee, Lazich, Lehman, Lorge, Musser, Nass, Olsen, Ourada, Owens, Powers, Schneiders, Seratti, Silbaugh, Skindrud, Underheim, Urban, Vrakas, Walker, Ward, Zukowski and Speaker Prosser – 50.

Noes – Representatives Baldus, Baldwin, Baumgart, Bell, Black, Bock, Boyle, Carpenter, Coggs, Cullen, Dueholm, Gronemus, Hanson, Hasenohrl, Huber, Hubler, Kreuser, Krug, Krusick, Kunicki, La Fave, Linton, Meyer, Morris–Tatum, Murat, Notestein, Plache, Plombon, Porter, R. Potter, Reynolds, Riley, Robson, Rutkowski, Ryba, Schneider, Travis, Turner, Vander Loop, Wasserman, Wilder, Williams, Wirch, Wood, L. Young, R. Young and Ziegelbauer – 47.

Absent or not voting – Representative Springer – 1.

Motion failed.

Assembly Bill 545

Relating to: tax–exempt individual employe medical savings accounts established by employers or self–employed

persons with the difference between the cost of catastrophic and comprehensive health care coverage.

Assembly amendment 5 to Assembly substitute amendment 2 to **Assembly Bill 545** offered by Representatives Harsdorf, Urban and Ziegelbauer.

Representative Robson moved rejection of Assembly amendment 5 to Assembly substitute amendment 2 to **Assembly Bill 545**.

The question was: Shall Assembly amendment 5 to Assembly substitute amendment 2 to **Assembly Bill 545** be rejected?

The roll was taken.

The result follows:

Ayes – Representatives Baldwin, Baumgart, Bell, Black, Bock, Boyle, Carpenter, Coggs, Cullen, Dueholm, Hanson, Hasenohrl, Huber, Hubler, Kreuser, Krug, Krusick, Kunicki, La Fave, Linton, Meyer, Morris–Tatum, Murat, Notestein, Plache, R. Potter, Reynolds, Riley, Robson, Ryba, Schneider, Travis, Turner, Vander Loop, Wasserman, Williams, Wirch, Wood, L. Young and R. Young – 40.

Noes – Representatives Ainsworth, Albers, Baldus, Brancel, Brandemuehl, Coleman, Dobyns, Duff, Foti, Freese, Gard, Goetsch, Green, Gronemus, Grothman, Gunderson, Hahn, Handrick, Harsdorf, Hoven, Huebsch, Hutchison, Jensen, Johnsrud, Kaufert, Kelso, Klusman, Kreibich, Ladwig, F. Lasee, Lazich, Lehman, Lorge, Musser, Nass, Olsen, Ott, Otte, Ourada, Owens, Plombon, Porter, Powers, Rutkowski, Schneiders, Seratti, Silbaugh, Skindrud, Underheim, Urban, Vrakas, Walker, Ward, Wilder, Ziegelbauer, Zukowski and Speaker Prosser – 57.

Absent or not voting – Representative Springer – 1.

Motion failed.

The question was: Shall Assembly amendment 5 to Assembly substitute amendment 2 to **Assembly Bill 545** be adopted?

Motion carried.

Assembly amendment 6 to Assembly substitute amendment 2 to **Assembly Bill 545** offered by Representatives Harsdorf, Urban and Ziegelbauer.

The question was: Shall Assembly amendment 6 to Assembly substitute amendment 2 to **Assembly Bill 545** be adopted?

Motion carried.

Assembly amendment 7 to Assembly substitute amendment 2 to **Assembly Bill 545** offered by Representatives Harsdorf, Urban and Ziegelbauer.

Representative Harsdorf asked unanimous consent that Assembly amendment 7 to Assembly substitute amendment 2 to **Assembly Bill 545** be withdrawn and returned to the author. Granted.

The question was: Shall Assembly substitute amendment 2 to **Assembly Bill 545** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 545** be ordered engrossed and read a third time?

Motion carried.

Representative Klusman asked unanimous consent that the rules be suspended and that **Assembly Bill 545** be given a third reading.

Representative Robson objected.

Representative Klusman moved that the rules be suspended and that **Assembly Bill 545** be given a third reading.

The question was: Shall the rules be suspended and **Assembly Bill 545** be given a third reading?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Brancel, Brandemuehl, Coleman, Dobyns, Duff, Foti, Freese, Gard, Goetsch, Green, Gronemus, Grothman, Gunderson, Hahn, Handrick, Harsdorf, Hoven, Huebsch, Hutchison, Jensen, Johnsrud, Kaufert, Kelso, Klusman, Kreibich, La Fave, Ladwig, F. Lasee, Lazich, Lehman, Lorge, Meyer, Musser, Nass, Olsen, Ott, Otte, Ourada, Owens, Porter, Powers, Rutkowski, Schneiders, Seratti, Silbaugh, Skindrud, Underheim, Urban, Vrakas, Walker, Ward, Zukowski and Speaker Prosser – 55.

Noes – Representatives Baldus, Baldwin, Baumgart, Bell, Black, Bock, Boyle, Carpenter, Coggs, Cullen, Dueholm, Hanson, Hasenohrl, Huber, Hubler, Kreuser, Krug, Krusick, Kunicki, Linton, Morris–Tatum, Murat, Notestein, Plache, Plombon, R. Potter, Reynolds, Riley, Robson, Ryba, Schneider, Travis, Turner, Vander Loop, Wasserman, Wilder, Williams, Wirch, Wood, L. Young, R. Young and Ziegelbauer – 42.

Absent or not voting – Representative Springer – 1.

Motion failed.

Assembly Bill 824

Relating to: school uniforms.

The question was: Shall Assembly amendment 1 to **Assembly Bill 824** be adopted?

Motion carried.

The question was: Shall Assembly amendment 3 to **Assembly Bill 824** be adopted?

Motion carried.

The question was: Shall Assembly amendment 4 to **Assembly Bill 824** be adopted?

Motion carried.

The question was: Shall Assembly amendment 5 to **Assembly Bill 824** be adopted?

Motion carried.

Assembly amendment 6 to **Assembly Bill 824** offered by Representative R. Young.

The question was: Shall Assembly amendment 6 to **Assembly Bill 824** be adopted?

Motion carried.

Assembly amendment 7 to **Assembly Bill 824** offered by Representative Jensen.

The question was: Shall Assembly amendment 7 to **Assembly Bill 824** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 824** be ordered engrossed and read a third time?

Motion carried.

Representative Klusman asked unanimous consent that the rules be suspended and that **Assembly Bill 824** be given a third reading. Granted.

The question was: **Assembly Bill 824** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Baldus, Baldwin, Baumgart, Bell, Black, Bock, Brancel, Brandemuehl, Carpenter, Coggs, Coleman, Cullen, Dobyns, Duff, Foti, Freese, Gard, Goetsch, Green, Gronemus, Grothman, Hahn, Handrick, Hanson, Hasenohrl, Hoven, Huebsch, Hutchison, Jensen, Johnsrud, Kaufert, Kelso, Klusman, Kreibich, Kreuser, Krusick, Kunicki, La Fave, Ladwig, F. Lasee, Lazich, Linton, Meyer, Morris–Tatum, Murat, Musser, Nass, Ott, Otte, Ourada, Owens, Plache, Porter, Powers, Riley, Robson, Rutkowski, Schneiders, Silbaugh, Skindrud, Travis, Turner, Underheim, Urban, Vrakas, Walker, Ward, Wasserman, Wilder, Wirch, Wood, L. Young, R. Young, Ziegelbauer, Zukowski and Speaker Prosser – 77.

Noes – Representatives Albers, Boyle, Dueholm, Gunderson, Harsdorf, Huber, Hubler, Krug, Lehman, Lorge, Notestein, Olsen, Plombon, R. Potter, Reynolds, Ryba, Schneider, Seratti, Vander Loop and Williams – 20.

Absent or not voting – Representative Springer – 1.

Motion carried.

Representative Klusman asked unanimous consent that the rules be suspended and that **Assembly Bill 824** be immediately messaged to the Senate. Granted.

Assembly Bill 851

Relating to: grant of parole for educational achievement.

The question was: Shall Assembly amendment 1 to **Assembly Bill 851** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 851** be ordered engrossed and read a third time?

Motion carried.

Representative Klusman asked unanimous consent that the rules be suspended and that **Assembly Bill 851** be given a third reading. Granted.

The question was: **Assembly Bill 851** having been read three times, shall the bill be passed?

Motion carried.

Representative Klusman asked unanimous consent that the rules be suspended and that **Assembly Bill 851** be immediately messaged to the Senate. Granted.

Assembly Bill 908

Relating to: sexual assault of a student by certain school employes and providing a penalty.

Assembly amendment 1 to Assembly amendment 1 to **Assembly Bill 908** offered by Representative R. Young.

Representative Wood asked unanimous consent that **Assembly Bill 908** be referred to the committee on **Criminal Justice and Corrections**.

Representative Klusman objected.

Representative Wood moved that **Assembly Bill 908** be referred to the committee on **Criminal Justice and Corrections**.

The question was: Shall **Assembly Bill 908** be referred to the committee on **Criminal Justice and Corrections**?

The roll was taken.

The result follows:

Ayes – Representatives Baldus, Baldwin, Baumgart, Bell, Black, Bock, Boyle, Carpenter, Coggs, Cullen, Dueholm, Gronemus, Hanson, Huber, Hubler, Kreuser, Krug, Krusick, Kunicki, La Fave, Linton, Meyer, Morris–Tatum, Murat, Notestein, Plache, Plombon, R. Potter, Reynolds, Riley, Robson, Ryba, Schneider, Travis, Turner, Underheim, Vander Loop, Wasserman, Wilder, Williams, Wirch, Wood, L. Young, R. Young and Ziegelbauer – 45.

Noes – Representatives Ainsworth, Albers, Brancel, Brandemuehl, Coleman, Dobyns, Duff, Foti, Freese, Gard, Goetsch, Green, Grothman, Gunderson, Hahn, Handrick, Harsdorf, Hasenohrl, Hoven, Huebsch, Hutchison, Jensen, Johnsrud, Kaufert, Kelso, Klusman, Kreibich, Ladwig, F. Lasee, Lazich, Lehman, Lorge, Musser, Nass, Olsen, Ott, Otte, Ourada, Owens, Porter, Powers, Rutkowski, Schneiders, Seratti, Silbaugh, Skindrud, Urban, Vrakas, Walker, Ward, Zukowski and Speaker Prosser – 52.

Absent or not voting – Representative Springer – 1.

Motion failed.

The question was: Shall Assembly amendment 1 to Assembly amendment 1 to **Assembly Bill 908** be adopted?

Motion carried.

Assembly amendment 2 to Assembly amendment 1 to **Assembly Bill 908** offered by Representative Schneider.

POINT OF ORDER

Representative Coleman rose to the point of order that Assembly amendment 2 to Assembly amendment 1 to **Assembly Bill 908** was not germane under Assembly Rule **54 (1)** and **(3)(f)**.

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

Representative Schneider appealed the ruling of the chair.

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

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Brancel, Brandemuehl, Coleman, Dobyns, Duff, Foti, Freese, Gard, Goetsch, Green, Grothman, Gunderson, Hahn, Handrick, Harsdorf, Hoven, Huebsch, Hutchison, Jensen, Johnsrud, Kaufert, Kelso, Klusman, Kreibich, Ladwig, F. Lasee, Lazich, Lehman, Lorge, Musser, Nass, Olsen, Ott, Otte, Ourada, Owens, Porter, Powers, Schneiders, Seratti, Silbaugh, Skindrud, Underheim, Urban, Vrakas, Walker, Ward, Zukowski and Speaker Prosser – 51.

Noes – Representatives Baldus, Baldwin, Baumgart, Bell, Black, Bock, Boyle, Carpenter, Coggs, Cullen, Dueholm, Gronemus, Hanson, Hasenohrl, Huber, Hubler, Kreuser, Krug, Krusick, Kunicki, La Fave, Linton, Meyer, Morris–Tatum, Murat, Notestein, Plache, Plombon, R. Potter, Reynolds, Riley, Robson, Rutkowski, Ryba, Schneider, Travis, Turner, Vander Loop, Wasserman, Wilder, Williams, Wirch, Wood, L. Young, R. Young and Ziegelbauer – 46.

Absent or not voting – Representative Springer – 1.

Motion carried.

The question was: Shall Assembly amendment 1 to **Assembly Bill 908** be adopted?

Motion carried.

Assembly amendment 2 to **Assembly Bill 908** offered by Representative R. Young.

Representative Coleman moved rejection of Assembly amendment 2 to **Assembly Bill 908**.

Representative Duff in the chair.

The question was: Shall Assembly amendment 2 to **Assembly Bill 908** be rejected?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Brancel, Brandemuehl, Coleman, Duff, Foti, Freese, Gard, Green, Grothman, Gunderson, Hahn, Harsdorf, Hoven, Huebsch, Hutchison, Jensen, Johnsrud, Kelso, Klusman, Kreibich, Ladwig, F. Lasee, Lazich, Lehman, Musser, Nass, Olsen, Ott, Otte, Ourada, Owens, Porter, Powers, Schneider, Schneiders, Seratti, Silbaugh, Skindrud, Underheim, Urban, Vrakas, Walker, Ward, Zukowski and Speaker Prosser – 47.

Noes – Representatives Baldus, Baldwin, Baumgart, Bell, Black, Bock, Boyle, Carpenter, Coggs, Cullen, Dobyns, Dueholm, Goetsch, Gronemus, Handrick, Hanson, Hasenohrl, Huber, Hubler, Kaufert, Kreuser, Krug, Krusick, Kunicki, La Fave, Linton, Lorge, Meyer, Morris–Tatum, Murat, Notestein, Plache, Plombon, R. Potter, Reynolds, Riley, Robson, Rutkowski, Ryba, Travis, Turner, Vander Loop, Wasserman, Wilder, Williams, Wirch, Wood, L. Young, R. Young and Ziegelbauer – 50.

Absent or not voting – Representative Springer – 1.

Motion failed.

Representative Freese moved that Assembly amendment 2 to **Assembly Bill 908** be laid on the table.

The question was: Shall Assembly amendment 2 to **Assembly Bill 908** be laid on the table?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Brancel, Brandemuehl, Coleman, Duff, Foti, Freese, Gard, Green, Grothman, Gunderson, Hahn, Handrick, Harsdorf, Hoven, Huebsch, Hutchison, Jensen, Johnsrud, Kaufert, Kelso, Klusman, Kreibich, Ladwig, F. Lasee, Lazich, Lehman, Musser, Nass, Olsen, Ott, Otte, Ourada, Owens, Porter, Powers, Schneider, Schneiders, Seratti, Silbaugh, Skindrud, Underheim, Urban, Vrakas, Walker, Ward, Zukowski and Speaker Prosser – 49.

Noes – Representatives Baldus, Baldwin, Baumgart, Bell, Black, Bock, Boyle, Carpenter, Coggs, Cullen, Dobyns, Dueholm, Goetsch, Gronemus, Hanson, Hasenohrl, Huber, Hubler, Kreuser, Krug, Krusick, Kunicki, La Fave, Linton, Lorge, Meyer, Morris–Tatum, Murat, Notestein, Plache, Plombon, R. Potter, Reynolds, Riley, Robson, Rutkowski, Ryba, Travis, Turner, Vander Loop, Wasserman, Wilder, Williams, Wirch, Wood, L. Young, R. Young and Ziegelbauer – 48.

Absent or not voting – Representative Springer – 1.

Motion carried.

The question was: Shall **Assembly Bill 908** be ordered engrossed and read a third time?

Motion carried.

Representative Klusman asked unanimous consent that the rules be suspended and that **Assembly Bill 908** be given a third reading.

Representative Hubler objected.

Representative Klusman moved that the rules be suspended and that **Assembly Bill 908** be given a third reading.

The question was: Shall the rules be suspended and **Assembly Bill 908** be given a third reading?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Brancel, Brandemuehl, Coleman, Dobyns, Duff, Foti, Freese, Gard, Goetsch, Green, Grothman, Gunderson, Hahn, Handrick, Harsdorf, Hoven, Huebsch, Hutchison, Jensen, Johnsrud, Kaufert, Kelso, Klusman, Kreibich, Ladwig, F. Lasee, Lazich, Lehman, Lorge, Musser, Nass, Olsen, Ott, Otte, Ourada, Owens, Porter, Powers, Schneiders, Seratti, Silbaugh, Skindrud, Underheim, Urban, Vrakas, Walker, Ward, Zukowski and Speaker Prosser – 51.

Noes – Representatives Baldus, Baldwin, Baumgart, Bell, Black, Bock, Boyle, Carpenter, Coggs, Cullen, Dueholm, Gronemus, Hanson, Hasenohrl, Huber, Hubler, Kreuser, Krug, Krusick, Kunicki, La Fave, Linton, Meyer, Morris–Tatum, Murat, Notestein, Plache, Plombon, R. Potter, Reynolds, Riley, Robson, Rutkowski, Ryba, Schneider, Travis, Turner, Vander Loop, Wasserman, Wilder, Williams, Wirch, Wood, L. Young, R. Young and Ziegelbauer – 46.

Absent or not voting – Representative Springer – 1.

Motion failed.

Assembly Bill 910

Relating to: authorizing the search of a pupil's locker.

The question was: Shall Assembly amendment 1 to **Assembly Bill 910** be adopted?

Motion carried.

The question was: Shall Assembly amendment 2 to **Assembly Bill 910** be adopted?

Motion carried.

The question was: Shall Assembly amendment 3 to **Assembly Bill 910** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 910** be ordered engrossed and read a third time?

Motion carried.

Representative Klusman asked unanimous consent that the rules be suspended and that **Assembly Bill 910** be given a third reading. Granted.

Representative Plombon moved that **Assembly Bill 910** be laid on the table.

The question was: Shall **Assembly Bill 910** be laid on the table?

The roll was taken.

The result follows:

Ayes – Representatives Baldus, Baldwin, Boyle, Coggs, Dueholm, Hanson, Hubler, Kunicki, La Fave, F. Lasee, Lorge, Meyer, Notestein, Plombon, R. Potter, Ryba, Schneider, Wilder, Wirch, Wood, L. Young and R. Young – 22.

Noes – Representatives Ainsworth, Albers, Baumgart, Bell, Black, Bock, Brancel, Brandemuehl, Carpenter, Coleman, Cullen, Dobyns, Duff, Foti, Freese, Gard, Goetsch, Green, Gronemus, Grothman, Gunderson, Hahn, Handrick,

Harsdorf, Hasenohrl, Hoven, Huber, Huebsch, Hutchison, Jensen, Johnsrud, Kaufert, Kelso, Klusman, Kreibich, Kreuser, Krug, Krusick, Ladwig, Lazich, Lehman, Linton, Morris-Tatum, Murat, Musser, Nass, Olsen, Ott, Otte, Ourada, Owens, Plache, Porter, Powers, Reynolds, Riley, Robson, Rutkowski, Schneiders, Seratti, Silbaugh, Skindrud, Travis, Turner, Underheim, Urban, Vander Loop, Vrakas, Walker, Ward, Wasserman, Williams, Ziegelbauer, Zukowski and Speaker Prosser – 75.

Absent or not voting – Representative Springer – 1.

Motion failed.

The question was: **Assembly Bill 910**, having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Baldus, Baumgart, Bell, Black, Bock, Brancel, Brandemuehl, Carpenter, Coggs, Coleman, Cullen, Dobyns, Dueholm, Duff, Foti, Freese, Gard, Goetsch, Green, Gronemus, Grothman, Gunderson, Hahn, Handrick, Hanson, Harsdorf, Hasenohrl, Hoven, Huber, Hubler, Huebsch, Hutchison, Jensen, Johnsrud, Kaufert, Kelso, Klusman, Kreibich, Kreuser, Krug, Krusick, Kunicki, La Fave, Ladwig, Lazich, Lehman, Linton, Lorge, Meyer, Morris-Tatum, Murat, Musser, Nass, Notestein, Olsen, Ott, Otte, Ourada, Owens, Plache, Porter, R. Potter, Powers, Reynolds, Riley, Robson, Rutkowski, Ryba, Schneiders, Seratti, Silbaugh, Skindrud, Travis, Turner, Underheim, Urban, Vander Loop, Vrakas, Walker, Ward, Wasserman, Wilder, Williams, Wirch, Wood, L. Young, Ziegelbauer, Zukowski and Speaker Prosser – 91.

Noes – Representatives Baldwin, Boyle, F. Lasee, Plombon, Schneider and R. Young – 6.

Absent or not voting – Representative Springer – 1.

Motion carried.

Representative Jensen asked unanimous consent that the rules be suspended and that **Assembly Bill 910** be immediately messaged to the Senate. Granted.

Assembly Bill 667

Relating to: the display of the U.S. flag and offering of the pledge of allegiance or the national anthem in public and private schools.

The question was: Shall Assembly amendment 1 to **Assembly Bill 667** be adopted?

Motion carried.

Assembly amendment 2 to **Assembly Bill 667** offered by Representative Black.

The question was: Shall Assembly amendment 2 to **Assembly Bill 667** be adopted?

Motion carried.

Assembly amendment 3 to **Assembly Bill 667** offered by Representative Hubler.

Representative Jensen moved that Assembly amendment 3 to **Assembly Bill 667** be laid on the table.

The question was: Shall Assembly amendment 3 to **Assembly Bill 667** be laid on the table?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Brancel, Brandemuehl, Coleman, Dobyns, Duff, Foti, Gard, Goetsch, Green, Gronemus, Grothman, Gunderson, Hahn, Handrick, Harsdorf, Hoven, Huebsch, Hutchison, Jensen, Johnsrud, Kaufert, Kelso, Klusman, Kreibich, La Fave, Ladwig, F. Lasee, Lazich, Lehman, Lorge, Musser, Nass, Olsen, Ott, Otte, Ourada, Owens, Porter, Powers, Schneiders, Seratti, Silbaugh, Skindrud, Underheim, Urban, Vrakas, Walker, Ward, Wilder, Zukowski and Speaker Prosser – 53.

Noes – Representatives Baldus, Baldwin, Baumgart, Bell, Black, Bock, Boyle, Carpenter, Coggs, Cullen, Dueholm, Freese, Hanson, Hasenohrl, Huber, Hubler, Kreuser, Krug, Krusick, Kunicki, Linton, Meyer, Morris-Tatum, Murat, Notestein, Plache, Plombon, R. Potter, Reynolds, Riley, Robson, Rutkowski, Ryba, Schneider, Travis, Turner, Vander Loop, Wasserman, Williams, Wirch, Wood, L. Young, R. Young and Ziegelbauer – 44.

Absent or not voting – Representative Springer – 1.

Motion carried.

Speaker Pro Tempore Freese in the chair.

Assembly amendment 4 to **Assembly Bill 667** offered by Representative Schneider.

Assembly amendment 1 to Assembly amendment 4 to **Assembly Bill 667** offered by Representative Schneider.

The question was: Shall Assembly amendment 1 to Assembly amendment 4 to **Assembly Bill 667** be adopted?

Motion carried.

Representative Jensen moved that Assembly amendment 4 to **Assembly Bill 667** be laid on the table.

The question was: Shall Assembly amendment 4 to **Assembly Bill 667** be laid on the table?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Brancel, Brandemuehl, Coleman, Dobyns, Duff, Foti, Gard, Goetsch, Green, Grothman, Gunderson, Hahn, Handrick, Harsdorf, Hoven, Huebsch, Hutchison, Jensen, Johnsrud, Kaufert, Kelso, Klusman, Kreibich, Ladwig, F. Lasee, Lazich, Lehman, Lorge, Nass, Olsen, Ott, Otte, Ourada, Owens, Porter, Powers, Schneiders, Seratti, Silbaugh, Skindrud, Underheim, Urban, Vrakas, Walker, Ward, Wilder, Zukowski and Speaker Prosser – 50.

Noes – Representatives Baldus, Baldwin, Baumgart, Bell, Black, Bock, Boyle, Carpenter, Coggs, Cullen, Dueholm, Freese, Gronemus, Hanson, Hasenohrl, Huber, Hubler, Kreuser, Krug, Krusick, Kunicki, La Fave, Linton, Meyer,

Morris–Tatum, Murat, Musser, Notestein, Plache, Plombon, R. Potter, Reynolds, Riley, Robson, Rutkowski, Ryba, Schneider, Travis, Turner, Vander Loop, Wasserman, Williams, Wirch, Wood, L. Young, R. Young and Ziegelbauer – 47.

Absent or not voting – Representative Springer – 1.

Motion carried.

Assembly amendment 5 to **Assembly Bill 667** offered by Representative Schneider.

Representative Jensen moved that Assembly amendment 5 to **Assembly Bill 667** be laid on the table.

The question was: Shall Assembly amendment 5 to **Assembly Bill 667** be laid on the table?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Brancel, Brandemuehl, Coleman, Dobyns, Duff, Foti, Freese, Gard, Goetsch, Green, Grothman, Gunderson, Hahn, Handrick, Harsdorf, Hoven, Huebsch, Hutchison, Jensen, Johnsrud, Kaufert, Kelso, Klusman, Kreibich, Ladwig, F. Lasee, Lazich, Lehman, Lorge, Musser, Nass, Olsen, Ott, Otte, Ourada, Owens, Porter, Powers, Robson, Schneiders, Seratti, Silbaugh, Skindrud, Underheim, Urban, Vrakas, Walker, Ward, Wilder, Williams, Zukowski and Speaker Prosser – 54.

Noes – Representatives Baldus, Baldwin, Baumgart, Bell, Black, Bock, Boyle, Carpenter, Coggs, Cullen, Dueholm, Gronemus, Hanson, Hasenohrl, Huber, Hubler, Kreuser, Krug, Krusick, Kunicki, La Fave, Linton, Meyer, Morris–Tatum, Murat, Notestein, Plache, Plombon, R. Potter, Reynolds, Riley, Rutkowski, Ryba, Schneider, Travis, Turner, Vander Loop, Wasserman, Wirch, Wood, L. Young, R. Young and Ziegelbauer – 43.

Absent or not voting – Representative Springer – 1.

Motion carried.

Assembly amendment 6 to **Assembly Bill 667** offered by Representative Wasserman.

POINT OF ORDER

Representative Jensen rose to the point of order that Assembly amendment 6 to **Assembly Bill 667** was not germane under Assembly Rule 54(3)(f).

Speaker Pro Tempore Freese took the point of order **under advisement**.

Assembly Bill 789

Relating to: the number of licenses that a municipality may issue for the sale of alcohol beverages for consumption off of the premises.

Representative Skindrud asked unanimous consent that **Assembly Bill 789** be laid on the table. Granted.

Representative Jensen asked unanimous consent that **Assembly Bill 1034** be taken from the table and taken up at this time. Granted.

Assembly Bill 1034

Relating to: creating and specifying the powers and duties of the council on health care fraud and abuse.

The question was: Shall Assembly substitute amendment 1 to **Assembly Bill 1034** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 1034** be ordered engrossed and read a third time?

Motion carried.

Representative Jensen asked unanimous consent that the rules be suspended and that **Assembly Bill 1034** be given a third reading. Granted.

Representative Hubler asked unanimous consent that **Assembly Bill 1034** be referred to the joint committee on **Finance**. Granted.

Representative Hubler asked unanimous consent that the rules be suspended and that **Assembly Bill 1034** be withdrawn from the joint committee on **Finance** and taken up at this time. Granted.

The question was: Shall **Assembly Bill 1034** be engrossed and reordered to a third reading?

Motion carried.

Representative Jensen asked unanimous consent that the rules be suspended and that **Assembly Bill 1034** be given a third reading. Granted.

The question was: **Assembly Bill 1034** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Baldus, Baldwin, Baumgart, Bell, Black, Bock, Boyle, Brancel, Brandemuehl, Carpenter, Coggs, Coleman, Cullen, Dobyns, Dueholm, Duff, Foti, Freese, Gard, Goetsch, Green, Gronemus, Grothman, Gunderson, Hahn, Handrick, Hanson, Harsdorf, Hasenohrl, Hoven, Huber, Hubler, Huebsch, Hutchison, Jensen, Johnsrud, Kaufert, Kelso, Klusman, Kreibich, Kreuser, Krug, Krusick, Kunicki, La Fave, Ladwig, F. Lasee, Lazich, Lehman, Linton, Lorge, Meyer, Morris–Tatum, Murat, Musser, Nass, Notestein, Olsen, Ott, Otte, Ourada, Owens, Plache, Plombon, Porter, R. Potter, Powers, Reynolds, Riley, Robson, Rutkowski, Ryba, Schneider, Schneiders, Seratti, Silbaugh, Skindrud, Travis, Turner, Underheim, Urban, Vander Loop, Vrakas, Walker, Ward, Wasserman, Wilder, Williams, Wirch, Wood, L. Young, R. Young, Ziegelbauer, Zukowski and Speaker Prosser – 97.

Noes – None.

Absent or not voting – Representative Springer – 1.

Motion carried.

Representative Jensen asked unanimous consent that the rules be suspended and that **Assembly Bill 1034** be immediately messaged to the Senate. Granted.

Representative Jensen asked unanimous consent that the rules be suspended and that **Assembly Bill 979** be withdrawn and taken up at this time. Granted.

Assembly Bill 979

Relating to: harboring or aiding juveniles who have run away or failed to appear in court and providing a penalty.

Representative Jensen asked unanimous consent that the rules be suspended and that the vote by which **Assembly Bill 979** was engrossed be reconsidered. Granted.

Assembly amendment 2 to **Assembly Bill 979** offered by Representatives Murat, Schneider, Kelso, Goetsch and Ladwig.

Assembly amendment 1 to Assembly amendment 2 to **Assembly Bill 979** offered by Representatives Murat, Wood and Goetsch.

The question was: Shall Assembly amendment 1 to Assembly amendment 2 to **Assembly Bill 979** be adopted?

Motion carried.

The question was: Shall Assembly amendment 2 to **Assembly Bill 979** be adopted?

Motion carried.

Assembly amendment 3 to **Assembly Bill 979** offered by Representatives Murat, Wood and Goetsch.

The question was: Shall Assembly amendment 3 to **Assembly Bill 979** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 979** be ordered engrossed and read a third time?

Motion carried.

Representative Jensen asked unanimous consent that the rules be suspended and that **Assembly Bill 979** be given a third reading. Granted.

The question was: **Assembly Bill 979** having been read three times, shall the bill be passed?

Motion carried.

Representative Jensen asked unanimous consent that the rules be suspended and that **Assembly Bill 979** be immediately messaged to the Senate. Granted.

Representative Jensen asked unanimous consent that **Assembly Bill 782** be taken from the table and taken up at this time. Granted.

Assembly Bill 782

Relating to: the regulation of sales of franchises and granting rule-making authority.

Representative Jensen asked unanimous consent that Assembly amendment 3 to **Assembly Bill 782** be taken from the table and taken up at this time. Granted.

Assembly amendment 1 to Assembly amendment 3 to **Assembly Bill 782** offered by Representatives Jensen and Albers.

The question was: Shall Assembly amendment 1 to Assembly amendment 3 to **Assembly Bill 782** be adopted?

Motion carried.

The question was: Shall Assembly amendment 3 to **Assembly Bill 782** be adopted?

Motion carried.

The question was: Shall Assembly amendment 4 to **Assembly Bill 782** be adopted?

Motion carried.

Representative Albers moved that Assembly amendment 5 to **Assembly Bill 782** be laid on the table.

The question was: Shall Assembly amendment 5 to **Assembly Bill 782** be laid on the table?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Brancel, Brandemuehl, Coleman, Dobyns, Duff, Foti, Freese, Gard, Goetsch, Green, Grothman, Gunderson, Hahn, Handrick, Harsdorf, Hoven, Huebsch, Hutchison, Jensen, Johnsrud, Kaufert, Kelso, Klusman, Kreibich, Ladwig, F. Lasee, Lazich, Lehman, Lorge, Musser, Nass, Olsen, Ott, Otte, Ourada, Owens, Porter, Powers, Schneiders, Seratti, Silbaugh, Skindrud, Underheim, Urban, Vrakas, Walker, Ward, Zukowski and Speaker Prosser – 51.

Noes – Representatives Baldus, Baldwin, Baumgart, Bell, Black, Bock, Boyle, Carpenter, Coggs, Cullen, Dueholm, Gronemus, Hanson, Hasenohrl, Huber, Hubler, Kreuser, Krug, Krusick, Kunicki, La Fave, Linton, Meyer, Morris–Tatum, Murat, Notestein, Plache, Plombon, R. Potter, Reynolds, Riley, Robson, Rutkowski, Ryba, Schneider, Travis, Turner, Vander Loop, Wasserman, Wilder, Williams, Wirch, Wood, L. Young, R. Young and Ziegelbauer – 46.

Absent or not voting – Representative Springer – 1.

Motion carried.

Representative Cullen asked unanimous consent that Assembly amendment 6 to **Assembly Bill 782** be withdrawn and returned to the author. Granted.

Assembly amendment 7 to **Assembly Bill 782** offered by Representatives Jensen and Albers.

The question was: Shall Assembly amendment 7 to **Assembly Bill 782** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 782** be ordered engrossed and read a third time?

Motion carried.

Representative Jensen asked unanimous consent that the rules be suspended and that **Assembly Bill 782** be given a third reading.

Representative Cullen objected.

Representative Jensen moved that the rules be suspended and that **Assembly Bill 782** be given a third reading.

The question was: Shall the rules be suspended and **Assembly Bill 782** be given a third reading?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Brancel, Brandemuehl, Coleman, Dobyns, Duff, Foti, Freese, Gard, Goetsch, Green, Grothman, Gunderson, Hahn, Handrick, Harsdorf, Hoven, Huebsch, Hutchison, Jensen, Johnsrud, Kaufert, Kelso, Klusman, Kreibich, Ladwig, F. Lasee, Lazich, Lehman, Lorge, Musser, Nass, Olsen, Ott, Otte, Ourada, Owens, Porter, Powers, Schneiders, Seratti, Silbaugh, Skindrud, Underheim, Urban, Vrakas, Walker, Ward, Zukowski and Speaker Prosser – 51.

Noes – Representatives Baldus, Baldwin, Baumgart, Bell, Black, Bock, Boyle, Carpenter, Coggs, Cullen, Dueholm, Gronemus, Hanson, Hasenohrl, Huber, Hubler, Kreuser, Krug, Krusick, Kunicki, La Fave, Linton, Meyer, Morris–Tatum, Murat, Notestein, Plache, Plombon, R. Potter, Reynolds, Riley, Robson, Rutkowski, Ryba, Schneider, Travis, Turner, Vander Loop, Wasserman, Wilder, Williams, Wirch, Wood, L. Young, R. Young and Ziegelbauer – 46.

Absent or not voting – Representative Springer – 1.

Motion failed.

Representative Krug asked unanimous consent to be recorded as voting “Aye” on the previous question. Granted.

Representative Owens asked unanimous consent that the Assembly adjourn in honor of Steve Tylicki on the occasion of his 25th birthday. Granted.

Representative Lorge asked unanimous consent that the Assembly adjourn in honor of the good news that 80% of the homes in Weyauwega were not found in major need of repairs, on this, the 17th day of the evacuation there due to the train disaster; and also in honor of the continued hope that, as the remaining Weyauwega residents re-enter their homes for the first time in 17 days, that they too will find them to be in good to excellent condition. 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:

Gita Janumpalli, a junior at Madison East High School, guest of Representative R. Young.

Fred Heider of Brown Deer, guest of Representative La Fave.

Former State Representative Wilfrid Turba of Elkhart Lake; his daughter, Mary from Luxemburg; and his son, Jerry Turba, with his wife, Judy and daughter, Jessie from De Pere, guests of Representative Otte.

Lamarr “Sparky” Lundberg, President of the Village of Williams Bay, and John Andrews, Counsel for the Village of Williams Bay, guests of Representative Coleman.

ADJOURNMENT

Representative Jensen moved that the Assembly stand adjourned until 10:30 A.M. tomorrow.

The question was: Shall the Assembly stand adjourned?

Motion carried.

The Assembly stood adjourned.

6:50 P.M.