

STATE OF WISCONSIN Assembly Journal

Ninety-Fifth Regular Session

10:05 A.M

TUESDAY, October 16, 2001

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

Speaker Pro Tempore Freese in the chair.

The prayer was offered by Reverend Bruce Engebretson of Peace Lutheran Church in Waunakee.

Representative Gard 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, Balow, Berceau, Bies, Black, Bock, Boyle, Carpenter, Coggs, Colon, Cullen, Duff, J. Fitzgerald, Foti, Freese, Friske, Gard, Gronemus, Grothman, Gunderson, Gundrum, Hahn, Hebl, Hoven, Huber, Hubler, Huebsch, Hundertmark, Jeskewitz, Johnsrud, Kaufert, Kedzie, Kestell, Krawczyk, Kreibich, Kreuser, Krug, Krusick, La Fave, Ladwig, F. Lasee, Lassa, J. Lehman, M. Lehman, Leibham, Lippert, Loeffelholz, McCormick, D. Meyer, Meyerhofer, Miller, Montgomery, Morris-Tatum, Musser, Nass, Olsen, Ott, Owens, Petrowski, Pettis, Plale, Plouff, Pocan, Powers, Reynolds, Rhoades, Richards, Riley, Ryba, Schneider, Schooff, Seratti, Sherman, Shilling, Sinicki, Skindrud, Starzyk, Staskunas, Steinbrink, Stone, Suder, Townsend, Travis, Turner, Underheim, Urban, Vrakas, Walker, Ward, Wasserman, Wieckert, Wood, Young, Ziegelbauer and Speaker Jensen - 96.

Absent with leave – Representatives Sykora and Williams – 2.

Vacancies – 42nd Assembly District – 1.

LEAVES OF ABSENCE

Representative Vrakas asked unanimous consent for a leave of absence for today's session for Representative Sykora. Granted.

Representative Bock asked unanimous consent for a leave of absence for today's session for Representative Williams. Granted.

AMENDMENTS OFFERED

Assembly amendment 1 to **Assembly Bill 57** offered by Representative Black.

Assembly substitute amendment 1 to **Assembly Bill 268** offered by Representative Black.

Assembly amendment 1 to **Assembly Bill 380** offered by committee on **Economic Development**.

Assembly substitute amendment 1 to **Assembly Bill 507** offered by committee on **Agriculture**.

Assembly amendment 1 to **Senate Bill 279** offered by Representative Boyle.

Assembly amendment 2 to **Senate Bill 279** offered by Representative Boyle.

ADMINISTRATIVE RULES

Assembly Clearinghouse Rule 01–011

Relating to public use of department lands. Submitted by Department of Natural Resources. Report received from Agency, October 9, 2001. To committee on **Natural Resources**. Referred on October 16, 2001.

Assembly Clearinghouse Rule 01–055

Relating to asbestos inspection fees. Submitted by Department of Natural Resources. Report received from Agency, October 9, 2001. To committee on **Environment**. Referred on October 16, 2001.

INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

Assembly Resolution 39

Relating to: proclaiming November 12 of each year as Alzheimer's Disease Awareness Day in Wisconsin.

By Representatives Urban, Freese, Vrakas, Duff, Bock, Walker, Loeffelholz, Montgomery, Hahn, Musser, Lippert,

Krawczyk, Pocan, Ladwig, Ryba, Gunderson, McCormick, J. Fitzgerald, Owens, Miller, Ott, Olsen, Carpenter, J. Lehman, Petrowski, Plouff, Krusick and Sykora.

To committee on Rules.

Assembly Bill 571

Relating to: the rights of persons who are called into active state service.

By committee on Veterans and Military Affairs.

To committee on Veterans and Military Affairs.

Assembly Bill 572

Relating to: reemployment rights after national guard or state defense force service, providing an exemption from emergency rule–making procedures, and granting rule–making authority.

By committee on Veterans and Military Affairs.

To committee on Veterans and Military Affairs.

Assembly Bill 573

Relating to: requiring heat detectors in certain buildings and dwellings.

By Representatives Steinbrink, Starzyk, Gunderson, Ainsworth, Sinicki and Ryba; cosponsored by Senator Burke.

To committee on **Housing**.

Assembly Bill 574

Relating to: termination of the parental rights of the mother of a child conceived as a result of a sexual assault committed by the mother.

By Representatives Kestell, Suder, Ladwig, Jeskewitz, Wasserman, Ainsworth, J. Fitzgerald, Kreibich, Seratti, Townsend, Leibham, Nass and Stone; cosponsored by Senators Darling and Roessler.

To committee on Children and Families.

Assembly Bill 575

Relating to: contributions required for the universal service fund.

By Representatives Hoven, Jensen, Ainsworth, Albers, Grothman, Gunderson, Ladwig, Leibham, Owens, Petrowski, Stone, Sykora and Riley; cosponsored by Senator Welch.

To committee on **Energy and Utilities**.

Assembly Bill 576

Relating to: an airline loan guarantee program and making an appropriation.

By Representatives Stone, Plale, Vrakas, Kaufert, Jensen, Sykora, Meyerhofer, Starzyk, Ladwig, Duff, Turner, Krawczyk, Owens, Walker, Urban, McCormick, Musser, Ott, Jeskewitz, Petrowski, Ryba and Bies; cosponsored by Senators Grobschmidt, Rosenzweig, Panzer, Darling, Roessler and Welch, by request of Governor Scott McCallum.

To committee on Transportation.

COMMITTEE REPORTS

The committee on Agriculture reports and recommends:

Assembly Bill 507

Relating to: creating an exemption from the regulation of anhydrous ammonia.

Assembly substitute amendment 1 adoption:

Ayes: 15 – Representatives Ott, Hahn, Ainsworth, Petrowski, Suder, Kestell, Loeffelholz, Bies, Gronemus, Plouff, Reynolds, Steinbrink, Lassa, Schneider and Hubler. Noes: 0.

Passage as amended:

Ayes: 15 – Representatives Ott, Hahn, Ainsworth, Petrowski, Suder, Kestell, Loeffelholz, Bies, Gronemus, Plouff, Reynolds, Steinbrink, Lassa, Schneider and Hubler. Noes: 0.

To committee on Rules.

ALVIN OTT Chairperson Committee on Agriculture

The committee on **Children and Families** reports and recommends:

Assembly Bill 450

Relating to: requiring a woman upon whom an abortion is to be performed or induced to be informed at least 24 hours before the abortion is performed or induced that she may anonymously and with immunity from liability relinquish custody of her newborn child to a law enforcement officer, an emergency medical technician, or a hospital staff member when the newborn child is 72 hours old or younger.

Assembly amendment 1 adoption:

Ayes: 5 – Representatives Kestell, Bies, Grothman, Jeskewitz and Miller.

Noes: 1 – Representative Sinicki.

Passage as amended:

Ayes: 5 – Representatives Kestell, Bies, Grothman, Jeskewitz and Miller.

Noes: 1 - Representative Sinicki.

To committee on **Rules**.

STEVE KESTELL Chairperson Committee on Children and Families

The committee on **Economic Development** reports and recommends:

Assembly Bill 380

Relating to: single sales factor apportionment of income for corporate income tax and franchise tax purposes and granting rule–making authority.

Assembly amendment 1 adoption:

Ayes: 8 – Representatives Townsend, Wieckert, J. Fitzgerald, M. Lehman, Lippert, Lassa, Staskunas and Cullen. Noes: 0. Passage as amended:

Ayes: 7 – Representatives Townsend, Wieckert, J. Fitzgerald, M. Lehman, Lippert, Lassa and Staskunas. Noes: 1 – Representative Cullen.

To committee on Rules.

JOHN TOWNSEND Chairperson Committee on Economic Development

The committee on Judiciary reports and recommends:

Assembly Bill 60

Relating to: the prohibition against making, possessing, or distributing a representation that depicts nudity, and providing a penalty.

Concurrence in Senate substitute amendment 2:

Ayes: 7 – Representatives Gundrum, McCormick, Grothman, Montgomery, Starzyk, Hebl and Colon. Noes: 0.

To committee on **Rules**.

MARK GUNDRUM Chairperson Committee on Judiciary

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

Assembly Bill 571

Relating to: the rights of persons who are called into active state service.

Passage:

Ayes: 9 – Representatives Musser, Hundertmark, Krawczyk, Petrowski, Townsend, Ryba, Boyle, Hubler and Schneider.

Noes: 0.

To committee on Rules.

Assembly Bill 572

Relating to: reemployment rights after national guard or state defense force service, providing an exemption from emergency rule–making procedures, and granting rule–making authority.

Passage:

Ayes: 9 – Representatives Musser, Hundertmark, Krawczyk, Petrowski, Townsend, Ryba, Boyle, Hubler and Schneider.

Noes: 0.

To committee on **Rules**.

TERRY MUSSER Chairperson Committee on Veterans and Military Affairs Representative Vrakas asked unanimous consent that the Assembly stand recessed. Granted.

The Assembly stood recessed.

10:18 A.M.

RECESS

2:45 P.M.

The Assembly reconvened.

Speaker Pro Tempore Freese in the chair.

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

A quorum was present.

CALENDAR OF TUESDAY, OCTOBER 16

Assembly Joint Resolution 57

Relating to: memorializing Congress to study and modify the social security earnings limit.

The question was: Shall **Assembly Joint Resolution 57** be adopted?

Motion carried.

Representative Ladwig asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 57** be immediately messaged to the Senate. Granted.

Assembly Joint Resolution 61

Relating to: the life and public service of John Quentin Radcliffe.

Representative Foti asked unanimous consent that **Assembly Joint Resolution 61** be laid on the table. Granted.

Assembly Bill 142

Relating to: following snowplows and providing a penalty.

The question was: Shall **Assembly Bill 142** be ordered engrossed and read a third time?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 142** be given a third reading. Granted.

The question was: **Assembly Bill 142** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Balow, Bies, Black, Bock, Boyle, Carpenter, Colon, Duff, Foti, Freese, Friske, Gard, Grothman, Gunderson, Hahn, Hebl, Hoven, Huber, Huebsch, Hundertmark, Jeskewitz, Johnsrud, Kaufert, Kestell, Krawczyk, Kreuser, La Fave, Ladwig, Lassa, J. Lehman, M. Lehman, Leibham, Lippert, Loeffelholz, McCormick, Montgomery, Musser, Olsen, Ott, Owens, Petrowski, Pettis, Plouff, Pocan, Powers, Rhoades, Richards, Ryba, Schneider, Schooff, Seratti, Skindrud, Starzyk, Steinbrink, Stone, Suder, Townsend, Turner, Underheim, Urban, Vrakas, Walker, Ward, Wasserman, Wieckert, Ziegelbauer and Speaker Jensen – 69.

Noes – Representatives Berceau, Coggs, Cullen, J. Fitzgerald, Gronemus, Gundrum, Hubler, Kedzie, Kreibich, Krug, Krusick, F. Lasee, D. Meyer, Meyerhofer, Miller, Morris–Tatum, Nass, Plale, Reynolds, Riley, Sherman, Shilling, Sinicki, Staskunas, Travis, Wood and Young – 27.

Absent or not voting - Representatives Sykora and Williams -2.

Motion carried.

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

Representative Morris-Tatum asked unanimous consent to be recorded as voting "**Aye**" on the previous question. Granted.

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

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

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 142** be immediately messaged to the Senate. Granted.

Assembly Bill 251

Relating to: the period of time during which sturgeon spearing licenses may not be issued.

The question was: Shall **Assembly Bill 251** be ordered engrossed and read a third time?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 251** be given a third reading. Granted.

The question was: **Assembly Bill 251** having been read three times, shall the bill be passed?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 251** be immediately messaged to the Senate. Granted.

Assembly Bill 492

Relating to: use of educational telecommunications access program grants.

The question was: Shall **Assembly Bill 492** be ordered engrossed and read a third time?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 492** be given a third reading. Granted.

The question was: **Assembly Bill 492** having been read three times, shall the bill be passed?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 492** be immediately messaged to the Senate. Granted.

Assembly Bill 505

Relating to: various changes to the worker's compensation law.

Assembly amendment 1 to **Assembly Bill 505** offered by Representative Johnsrud.

Representative Johnsrud asked unanimous consent that Assembly amendment 1 to **Assembly Bill 505** be withdrawn and returned to the author. Granted.

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

Motion carried.

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

The question was: **Assembly Bill 505** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes - Representatives Ainsworth, Albers, Balow, Berceau, Bies, Black, Bock, Boyle, Carpenter, Coggs, Colon, Cullen, Duff, J. Fitzgerald, Foti, Freese, Friske, Gard, Gronemus, Grothman, Gunderson, Gundrum, Hahn, Hebl, Hoven, Huber, Hubler, Huebsch, Hundertmark, Jeskewitz, Johnsrud, Kaufert, Kedzie, Kestell, Krawczyk, Kreibich, Kreuser, Krug, Krusick, La Fave, Ladwig, F. Lasee, Lassa, J. Lehman, M. Lehman, Leibham, Lippert, Loeffelholz, McCormick, D. Meyer, Meyerhofer, Miller, Montgomery, Morris-Tatum, Musser, Nass, Olsen, Ott, Owens, Petrowski, Pettis, Plale, Plouff, Pocan, Powers, Reynolds, Rhoades, Richards, Riley, Ryba, Schneider, Schooff, Seratti, Sherman, Shilling, Sinicki, Skindrud, Starzyk, Staskunas, Steinbrink, Stone, Suder, Townsend, Travis, Turner, Underheim, Urban, Vrakas, Walker, Ward, Wasserman, Wieckert, Wood, Young, Ziegelbauer and Speaker Jensen - 96.

Noes – None.

Absent or not voting – Representatives Sykora and Williams – 2.

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 505** be immediately messaged to the Senate. Granted.

Assembly Bill 519

Relating to: designating the bridge on I 43 across the Fox River in the city of Green Bay as the Leo Frigo Memorial Bridge. The question was: Shall **Assembly Bill 519** be ordered engrossed and read a third time?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 519** be given a third reading. Granted.

The question was: **Assembly Bill 519** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes - Representatives Ainsworth, Albers, Balow, Berceau, Bies, Black, Bock, Boyle, Carpenter, Coggs, Colon, Cullen, Duff, J. Fitzgerald, Foti, Freese, Friske, Gard, Gronemus, Grothman, Gunderson, Gundrum, Hahn, Hebl, Hoven, Huber, Hubler, Huebsch, Hundertmark, Jeskewitz, Johnsrud, Kaufert, Kedzie, Kestell, Krawczyk, Kreibich, Kreuser, Krug, Krusick, La Fave, Ladwig, F. Lasee, Lassa, J. Lehman, M. Lehman, Leibham, Lippert, Loeffelholz, McCormick, D. Meyer, Meyerhofer, Miller, Montgomery, Morris-Tatum, Musser, Nass, Olsen, Ott, Owens, Petrowski, Pettis, Plale, Plouff, Pocan, Powers, Reynolds, Rhoades, Richards, Riley, Ryba, Schneider, Schooff, Seratti, Sherman, Shilling, Sinicki, Skindrud, Starzyk, Staskunas, Steinbrink, Stone, Suder, Townsend, Travis, Turner, Underheim, Urban, Vrakas, Walker, Ward, Wasserman, Wieckert, Wood, Young and Speaker Jensen - 95.

Noes – Representative Ziegelbauer – 1.

Absent or not voting – Representatives Sykora and Williams – 2.

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 519** be immediately messaged to the Senate. Granted.

Assembly Bill 553

Relating to: various changes in the unemployment insurance law, appointment of temporary reserve appeal tribunals, requiring the exercise of rule–making authority, and making an appropriation.

Representative Gard asked unanimous consent that **Assembly Bill 553** be referred to the joint committee on **Finance**. Granted.

Representative Gard asked unanimous consent that the rules be suspended and that **Assembly Bill 553** be withdrawn from the joint committee on **Finance** and taken up at this time. Granted.

The question was: Shall **Assembly Bill 553** be ordered engrossed and read a third time?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 553** be given a third reading. Granted.

The question was: **Assembly Bill 553** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes - Representatives Ainsworth, Balow, Berceau, Black, Bock, Boyle, Carpenter, Coggs, Colon, Cullen, Duff, J. Fitzgerald, Foti, Freese, Friske, Gard, Gronemus, Grothman, Gunderson, Gundrum, Hahn, Hebl, Hoven, Huber, Hubler, Huebsch, Hundertmark, Jeskewitz, Johnsrud, Kaufert, Kedzie, Kestell, Kreibich, Kreuser, Krug, Krusick, La Fave, Ladwig, F. Lasee, Lassa, J. Lehman, M. Lehman, Leibham, Lippert, Loeffelholz, McCormick, D. Meyer, Meyerhofer, Miller, Montgomery, Morris-Tatum, Musser, Nass, Olsen, Ott, Owens, Petrowski, Pettis, Plale, Plouff, Pocan, Powers, Reynolds, Rhoades, Richards, Riley, Ryba, Schneider, Schooff, Seratti, Sherman, Shilling, Sinicki, Skindrud, Starzyk, Staskunas, Steinbrink, Stone, Suder, Townsend, Travis, Turner, Underheim, Urban, Vrakas, Walker, Ward, Wasserman, Wieckert, Wood, Young, Ziegelbauer and Speaker Jensen - 93.

Noes – Representatives Albers, Bies and Krawczyk – 3.

Absent or not voting – Representatives Sykora and Williams – 2.

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 553** be immediately messaged to the Senate. Granted.

Assembly Bill 555

Relating to: an income tax and franchise tax credit for training apprentices.

Assembly amendment 1 to **Assembly Bill 555** offered by Representatives Meyerhofer, Lassa, Miller and Krug.

Representative Vrakas moved rejection of Assembly amendment 1 to Assembly Bill 555.

The question was: Shall Assembly amendment 1 to **Assembly Bill 555** be rejected?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Bies, Duff, J. Fitzgerald, Foti, Freese, Friske, Gard, Grothman, Gunderson, Gundrum, Hahn, Hoven, Huebsch, Hundertmark, Jeskewitz, Kedzie, Kestell, Krawczyk, Kreibich, Ladwig, F. Lasee, M. Lehman, Leibham, Lippert, Loeffelholz, McCormick, D. Meyer, Montgomery, Musser, Nass, Olsen, Ott, Owens, Petrowski, Pettis, Powers, Rhoades, Seratti, Skindrud, Starzyk, Stone, Suder, Townsend, Underheim, Urban, Vrakas, Walker, Ward, Wasserman, Wieckert and Speaker Jensen – 53.

Noes – Representatives Balow, Berceau, Black, Bock, Boyle, Carpenter, Coggs, Colon, Cullen, Gronemus, Hebl, Huber, Hubler, Johnsrud, Kaufert, Kreuser, Krug, Krusick, La Fave, Lassa, J. Lehman, Meyerhofer, Miller, Morris–Tatum, Plale, Plouff, Pocan, Reynolds, Richards, Riley, Ryba, Schneider, Schooff, Sherman, Shilling, Sinicki, Staskunas, Steinbrink, Travis, Turner, Wood, Young and Ziegelbauer – 43.

Absent or not voting – Representatives Sykora and Williams – 2.

Motion carried.

Assembly amendment 2 to **Assembly Bill 555** offered by Representatives Meyerhofer, Miller and Krug.

Representative Vrakas moved rejection of Assembly amendment 2 to Assembly Bill 555.

The question was: Shall Assembly amendment 2 to **Assembly Bill 555** be rejected?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Bies, Duff, J. Fitzgerald, Foti, Freese, Friske, Gard, Grothman, Gunderson, Gundrum, Hahn, Hoven, Huebsch, Hundertmark, Jeskewitz, Johnsrud, Kaufert, Kedzie, Kestell, Krawczyk, Kreibich, Ladwig, F. Lasee, M. Lehman, Leibham, Lippert, Loeffelholz, McCormick, D. Meyer, Montgomery, Musser, Nass, Olsen, Ott, Owens, Petrowski, Pettis, Powers, Rhoades, Seratti, Skindrud, Starzyk, Stone, Suder, Townsend, Underheim, Urban, Vrakas, Walker, Ward, Wieckert and Speaker Jensen – 54.

Noes – Representatives Balow, Berceau, Black, Bock, Boyle, Carpenter, Coggs, Colon, Cullen, Gronemus, Hebl, Huber, Hubler, Kreuser, Krug, Krusick, La Fave, Lassa, J. Lehman, Meyerhofer, Miller, Morris–Tatum, Plale, Plouff, Pocan, Reynolds, Richards, Riley, Ryba, Schneider, Schooff, Sherman, Shilling, Sinicki, Staskunas, Steinbrink, Travis, Turner, Wasserman, Wood, Young and Ziegelbauer – 42.

Absent or not voting - Representatives Sykora and Williams -2.

Motion carried.

Assembly amendment 3 to **Assembly Bill 555** offered by Representatives Meyerhofer, Lassa, Miller and Krug.

Representative Vrakas moved rejection of Assembly amendment 3 to Assembly Bill 555.

The question was: Shall Assembly amendment 3 to **Assembly Bill 555** be rejected?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Bies, Duff, J. Fitzgerald, Foti, Freese, Friske, Gard, Grothman, Gunderson, Gundrum, Hahn, Hoven, Huebsch, Hundertmark, Jeskewitz, Johnsrud, Kaufert, Kedzie, Kestell, Krawczyk, Kreibich, Ladwig, F. Lasee, M. Lehman, Leibham, Lippert, Loeffelholz, McCormick, D. Meyer, Montgomery, Musser, Nass, Olsen, Ott, Owens, Petrowski, Pettis, Powers, Rhoades, Seratti, Skindrud, Starzyk, Stone, Suder, Townsend, Underheim, Urban, Vrakas, Walker, Ward, Wieckert and Speaker Jensen – 54.

Noes – Representatives Balow, Berceau, Black, Bock, Boyle, Carpenter, Coggs, Colon, Cullen, Gronemus, Hebl, Huber, Hubler, Kreuser, Krug, Krusick, La Fave, Lassa, J. Lehman, Meyerhofer, Miller, Morris–Tatum, Plale, Plouff, Pocan, Reynolds, Richards, Riley, Ryba, Schneider, Schooff, Sherman, Shilling, Sinicki, Staskunas, Steinbrink, Travis, Turner, Wasserman, Wood, Young and Ziegelbauer – 42.

Absent or not voting – Representatives Sykora and Williams – 2.

Motion carried.

Assembly amendment 4 to **Assembly Bill 555** offered by Representative Vrakas.

The question was: Shall Assembly amendment 4 to **Assembly Bill 555** be adopted?

Motion carried.

Assembly amendment 5 to **Assembly Bill 555** offered by Representative Vrakas.

Representative Black moved that **Assembly Bill 555** be referred to the joint committee on **Finance**.

The question was: Shall **Assembly Bill 555** be referred to the joint committee on **Finance**?

The roll was taken.

The result follows:

Ayes – Representatives Balow, Berceau, Black, Bock, Boyle, Carpenter, Coggs, Colon, Cullen, Gronemus, Hebl, Huber, Hubler, Kreuser, Krug, Krusick, La Fave, Lassa, J. Lehman, Meyerhofer, Miller, Morris–Tatum, Plale, Plouff, Pocan, Reynolds, Richards, Riley, Ryba, Schneider, Schooff, Sherman, Shilling, Sinicki, Staskunas, Steinbrink, Travis, Turner, Wasserman, Wood, Young and Ziegelbauer – 42.

Noes – Representatives Ainsworth, Albers, Bies, Duff, J. Fitzgerald, Foti, Freese, Friske, Gard, Grothman, Gunderson, Gundrum, Hahn, Hoven, Huebsch, Hundertmark, Jeskewitz, Johnsrud, Kaufert, Kedzie, Kestell, Krawczyk, Kreibich, Ladwig, F. Lasee, M. Lehman, Leibham, Lippert, Loeffelholz, McCormick, D. Meyer, Montgomery, Musser, Nass, Olsen, Ott, Owens, Petrowski, Pettis, Powers, Rhoades, Seratti, Skindrud, Starzyk, Stone, Suder, Townsend, Underheim, Urban, Vrakas, Walker, Ward, Wieckert and Speaker Jensen – 54.

Absent or not voting – Representatives Sykora and Williams – 2.

Motion failed.

The question was: Shall Assembly amendment 5 to **Assembly Bill 555** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 555** be ordered engrossed and read a third time?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 555** be given a third reading.

Representative Meyerhofer objected.

Representative Foti moved that the rules be suspended and that **Assembly Bill 555** be given a third reading.

The question was: Shall the rules be suspended and **Assembly Bill 555** be given a third reading?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Bies, Duff, J. Fitzgerald, Foti, Freese, Friske, Gard, Grothman, Gunderson, Gundrum, Hahn, Hoven, Huebsch, Hundertmark, Jeskewitz, Johnsrud, Kaufert, Kedzie, Kestell, Krawczyk, Kreibich, Ladwig, F. Lasee, M. Lehman, Leibham, Lippert, Loeffelholz, McCormick, D. Meyer, Montgomery, Musser, Nass, Olsen, Ott, Owens, Petrowski, Pettis, Powers, Rhoades, Seratti, Skindrud, Starzyk, Stone, Suder, Townsend, Underheim, Urban, Vrakas, Walker, Ward, Wieckert and Speaker Jensen – 54.

Noes – Representatives Balow, Berceau, Black, Bock, Boyle, Carpenter, Coggs, Colon, Cullen, Gronemus, Hebl, Huber, Hubler, Kreuser, Krug, Krusick, La Fave, Lassa, J. Lehman, Meyerhofer, Miller, Morris–Tatum, Plale, Plouff, Pocan, Reynolds, Richards, Riley, Ryba, Schneider, Schooff, Sherman, Shilling, Sinicki, Staskunas, Steinbrink, Travis, Turner, Wasserman, Wood, Young and Ziegelbauer – 42.

Absent or not voting - Representatives Sykora and Williams -2.

Motion failed.

Assembly Bill 556

Relating to: special labor-related reports, public educational institution job training access policies, and occupational driver's license fees.

The question was: Shall Assembly amendment 1 to **Assembly Bill 556** be adopted?

Motion carried.

Representative Bock moved reconsideration of the vote by which Assembly amendment 1 to **Assembly Bill 556** was adopted.

The question was: Shall the vote by which Assembly amendment 1 to **Assembly Bill 556** was adopted be reconsidered?

The roll was taken.

The result follows:

Ayes – Representatives Balow, Berceau, Black, Bock, Boyle, Carpenter, Coggs, Colon, Cullen, Gronemus, Hebl, Huber, Hubler, Kaufert, Kreibich, Kreuser, Krusick, La Fave, Lassa, J. Lehman, Meyerhofer, Miller, Morris–Tatum, Plale, Plouff, Pocan, Reynolds, Rhoades, Richards, Riley, Ryba, Schneider, Schooff, Sherman, Shilling, Sinicki, Staskunas, Steinbrink, Travis, Turner, Wasserman, Wood, Young and Ziegelbauer – 44.

Noes – Representatives Ainsworth, Albers, Bies, Duff, J. Fitzgerald, Foti, Freese, Friske, Gard, Grothman, Gunderson, Gundrum, Hahn, Hoven, Huebsch, Hundertmark, Jeskewitz, Johnsrud, Kedzie, Kestell, Krawczyk, Krug, Ladwig, F. Lasee, M. Lehman, Leibham, Lippert, Loeffelholz, McCormick, D. Meyer, Montgomery, Musser, Nass, Olsen, Ott, Owens, Petrowski, Pettis, Powers, Seratti, Skindrud, Starzyk, Stone, Suder, Townsend, Underheim, Urban, Vrakas, Walker, Ward, Wieckert and Speaker Jensen – 52.

Absent or not voting – Representatives Sykora and Williams – 2.

Motion failed.

The question was: Shall **Assembly Bill 556** be ordered engrossed and read a third time?

Motion carried.

Representative Ladwig asked unanimous consent that the rules be suspended and that **Assembly Bill 556** be given a third reading. Granted.

The question was: **Assembly Bill 556** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Balow, Berceau, Bies, Black, Bock, Boyle, Carpenter, Coggs, Colon, Cullen, J. Fitzgerald, Foti, Freese, Friske, Gard, Gronemus, Gunderson, Hahn, Hebl, Hoven, Huber, Hubler, Huebsch, Hundertmark, Jeskewitz, Johnsrud, Kaufert, Kedzie, Kestell, Krawczyk, Kreibich, Kreuser, Krusick, La Fave, Ladwig, Lassa, J. Lehman, M. Lehman, Leibham, Lippert, Loeffelholz, McCormick, D. Meyer, Montgomery, Musser, Nass, Olsen, Ott, Owens, Petrowski, Pettis, Plale, Plouff, Pocan, Powers, Reynolds, Rhoades, Richards, Riley, Ryba, Schneider, Schooff, Seratti, Sherman, Shilling, Sinicki, Skindrud, Starzyk, Staskunas, Steinbrink, Stone, Suder, Townsend, Travis, Turner, Underheim, Vrakas, Walker, Ward, Wasserman, Wieckert, Wood, Young, Ziegelbauer and Speaker Jensen – 87.

Noes – Representatives Duff, Grothman, Gundrum, Krug, F. Lasee, Meyerhofer, Miller, Morris–Tatum and Urban – 9.

Absent or not voting - Representatives Sykora and Williams -2.

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 556** be immediately messaged to the Senate. Granted.

Assembly Bill 557

Relating to: productivity enhancement training and development zone tax credits; a workplace diversity grant program, a job retention skills development program, preapprenticeship basic skills training, and an apprenticeship marketing program; providing an exemption from emergency rule procedures; granting rule-making authority; and making appropriations.

Assembly amendment 1 to **Assembly Bill 557** offered by Representatives Hundertmark, Vrakas, Stone, J. Fitzgerald and McCormick.

The question was: Shall Assembly amendment 1 to **Assembly Bill 557** be adopted?

Motion carried.

Assembly amendment 2 to **Assembly Bill 557** offered by Representatives Hundertmark and D. Meyer.

The question was: Shall Assembly amendment 2 to **Assembly Bill 557** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 557** be ordered engrossed and read a third time?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 557** be given a third reading. Granted.

The question was: **Assembly Bill 557** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Balow, Bies, Bock, Coggs, Cullen, Foti, Freese, Friske, Gard, Gunderson, Hahn, Hebl, Hoven, Hubler, Huebsch, Hundertmark, Jeskewitz, Johnsrud, Kaufert, Kedzie, Kreibich, Kreuser, Ladwig, Leibham, Lippert, Loeffelholz, D. Meyer, Montgomery, Morris–Tatum, Musser, Olsen, Ott, Owens, Petrowski, Pettis, Powers, Rhoades, Riley, Schooff, Skindrud, Starzyk, Staskunas, Steinbrink, Stone, Townsend, Underheim, Urban, Vrakas, Ward, Wieckert and Speaker Jensen – 53.

Noes – Representatives Berceau, Black, Boyle, Carpenter, Colon, Duff, J. Fitzgerald, Gronemus, Grothman, Gundrum, Huber, Kestell, Krawczyk, Krug, Krusick, La Fave, F. Lasee, Lassa, J. Lehman, M. Lehman, McCormick, Meyerhofer, Miller, Nass, Plale, Plouff, Pocan, Reynolds, Richards, Ryba, Schneider, Seratti, Sherman, Shilling, Sinicki, Suder, Travis, Turner, Walker, Wasserman, Wood, Young and Ziegelbauer – 43.

Absent or not voting – Representatives Sykora and Williams – 2.

Motion carried.

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

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

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 557** be immediately messaged to the Senate. Granted.

Assembly Bill 242

Relating to: the disclosure of information obtained by the department of transportation from applications for drivers' licenses, permits, or identification cards to the selective service system for the purposes of registration with the selective service system.

The question was: Shall **Assembly Bill 242** be ordered engrossed and read a third time?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 242** be given a third reading. Granted.

The question was: **Assembly Bill 242** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes - Representatives Ainsworth, Albers, Balow, Berceau, Bies, Black, Bock, Boyle, Carpenter, Coggs, Colon, Cullen, Duff, J. Fitzgerald, Foti, Freese, Friske, Gard, Gronemus, Grothman, Gunderson, Gundrum, Hahn, Hebl, Hoven, Huber, Hubler, Huebsch, Hundertmark, Jeskewitz, Johnsrud, Kaufert, Kedzie, Kestell, Krawczyk, Kreibich, Kreuser, Krug, Krusick, Ladwig, F. Lasee, Lassa, J. Lehman, M. Lehman, Leibham, Lippert, Loeffelholz, McCormick, D. Meyer, Meyerhofer, Miller, Montgomery, Morris-Tatum, Musser, Nass, Olsen, Ott, Owens, Petrowski, Pettis, Plale, Plouff, Pocan, Powers, Reynolds, Rhoades, Richards, Riley, Ryba, Schneider, Schooff, Seratti, Sherman, Shilling, Sinicki, Skindrud, Starzyk, Staskunas, Steinbrink, Stone, Suder, Townsend, Travis, Turner, Underheim, Urban, Vrakas, Walker, Ward, Wasserman, Wieckert, Wood, Young, Ziegelbauer and Speaker Jensen - 95.

Noes – Representative La Fave – 1.

Absent or not voting – Representatives Sykora and Williams – 2.

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 242** be immediately messaged to the Senate. Granted.

Assembly Bill 483

Relating to: designating STH 122 as the Walt Bresette Memorial Highway.

The question was: Shall **Assembly Bill 483** be ordered engrossed and read a third time?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 483** be given a third reading.

Representative Suder objected.

Representative Powers introduced a privileged resolution.

Assembly Resolution 38

Relating to: the authorization by the joint committee on legislative organization for 12 assembly positions.

By Representatives Powers, Skindrud, Petrowski, Grothman and Gunderson.

The question was: Shall **Assembly Resolution 38** be adopted?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Bies, Boyle, Duff, J. Fitzgerald, Foti, Freese, Friske, Gard, Gronemus, Grothman, Gunderson, Gundrum, Hahn, Hoven, Hubler, Huebsch, Hundertmark, Jeskewitz, Johnsrud, Kaufert, Kedzie, Kestell, Krawczyk, Kreibich, Ladwig, F. Lasee, M. Lehman, Leibham, Lippert, Loeffelholz, McCormick, D. Meyer, Montgomery, Musser, Nass, Olsen, Ott, Owens, Petrowski, Pettis, Powers, Rhoades, Seratti, Skindrud, Starzyk, Stone, Suder, Townsend, Underheim, Urban, Vrakas, Walker, Ward, Wieckert, Wood, Ziegelbauer and Speaker Jensen – 59.

Noes – Representatives Balow, Berceau, Black, Bock, Carpenter, Coggs, Colon, Cullen, Hebl, Huber, Kreuser, Krug, Krusick, La Fave, Lassa, J. Lehman, Meyerhofer, Miller, Morris–Tatum, Plale, Plouff, Pocan, Reynolds, Richards, Riley, Ryba, Schneider, Schooff, Sherman, Shilling, Sinicki, Staskunas, Steinbrink, Travis, Turner, Wasserman and Young – 37.

Absent or not voting - Representatives Sykora and Williams -2.

Motion carried.

Assembly Bill 565

Relating to: elimination of legislative partisan caucus staffs.

Assembly substitute amendment 1 to **Assembly Bill 565** offered by Representatives Reynolds and Boyle.

POINT OF ORDER

Representative Duff rose to the point of order that Assembly substitute amendment 1 to **Assembly Bill 565** was not germane under Assembly Rule 54.

Speaker pro tempore Freese ruled the point of order **well** taken.

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

The Assembly stood recessed.

4:15 P.M.

RECESS

5:40 P.M.

The Assembly reconvened.

Speaker Pro Tempore Freese in the chair.

LEAVES OF ABSENCE

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

Representative Foti asked unanimous consent that the rules be suspended and that **Senate Bill 279** be taken from the Senate message and taken up.

Representative Black objected.

Representative Foti asked unanimous consent that the Assembly stand informal.

CALL OF THE ASSEMBLY

Representative Black requested a call of the Assembly. There were sufficient seconds.

The Sergeant-at-Arms was directed to close the doors and the Chief Clerk to call the roll.

The Chief Clerk called the roll. The Chief Clerk reported that one member was absent without leave, Representative Morris-Tatum.

Representative Foti asked unanimous consent that the Assembly stand informal.

Representative Black objected.

Representative Black asked unanimous consent that the Call of the Assembly be lifted. Granted.

Representative Duff in the chair.

Representative Hubler asked unanimous consent that the Assembly move to the 13th order of business. Representative Freese objected.

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

The Assembly stood recessed.

The Assembly reconvened.

6:40 P.M.

RECESS

6:50 P.M.

442

Speaker Pro Tempore Freese in the chair.

MESSAGE FROM THE SENATE

By Donald J. Schneider, Senate Chief Clerk.

Mr. Speaker:

I am directed to inform you that the Senate has

Passed and asks concurrence in:

Senate Bill 279

ACTION ON THE SENATE MESSAGE

Senate Bill 279

Relating to: elimination of legislative partisan caucus staffs.

By joint committee on Legislative Organization. To committee on **Rules**.

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

Assembly Resolution 40

Relating to: establishing a special order of business for Wednesday, October 17, 2001.

By committee on Rules.

The question was: Shall **Assembly Resolution 40** be adopted?

The roll was taken.

The result follows:

Ayes - Representatives Ainsworth, Albers, Balow, Berceau, Bies, Black, Bock, Boyle, Carpenter, Coggs, Colon, Cullen, Duff, J. Fitzgerald, Foti, Freese, Friske, Gard, Gronemus, Grothman, Gunderson, Gundrum, Hahn, Hebl, Hoven, Huber, Hubler, Huebsch, Hundertmark, Jeskewitz, Johnsrud, Kaufert, Kedzie, Kestell, Krawczyk, Kreibich, Kreuser, Krug, Krusick, La Fave, Ladwig, F. Lasee, Lassa, J. Lehman, M. Lehman, Leibham, Lippert, Loeffelholz, McCormick, D. Meyer, Meyerhofer, Miller, Montgomery, Morris-Tatum, Musser, Nass, Olsen, Ott, Owens, Petrowski, Pettis, Plale, Plouff, Pocan, Powers, Reynolds, Rhoades, Richards, Riley, Ryba, Schooff, Seratti, Sherman, Shilling, Sinicki, Skindrud, Starzyk, Staskunas, Steinbrink, Stone, Suder, Townsend, Travis, Turner, Underheim, Urban, Vrakas, Walker, Ward, Wasserman, Wieckert, Wood, Young, Ziegelbauer and Speaker Jensen - 95.

Noes - None.

Absent or not voting – Representatives Schneider, Sykora and Williams – 3.

Motion carried.

Senate Bill 279

Relating to: elimination of legislative partisan caucus staffs.

Senate Bill 279 was made a special order of business at 10:01 A.M. on Wednesday, October 17, 2001, pursuant to Assembly Resolution 40.

Assembly Bill 565

Relating to: elimination of legislative partisan caucus staffs.

Assembly amendment 1 to **Assembly Bill 565** offered by Representative Boyle.

Assembly amendment 2 to **Assembly Bill 565** offered by Representative Boyle.

Representative Foti asked unanimous consent that **Assembly Bill 565** be laid on the table. Granted.

Message from the Senate

By Donald J. Schneider, Senate Chief Clerk.

Mr. Speaker:

I am directed to inform you that the Senate has

Adopted and asks concurrence in:

Senate Joint Resolution 45

Representative Foti asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 45** be taken up at this time. Granted.

Senate Joint Resolution 45

Relating to: dedicating room 412 East of the Wisconsin state capitol as the permanent location and hearing room for the joint committee on finance and honoring 90 years of service by the joint committee on finance.

By Senators Risser, Chvala, Panzer and Burke; cosponsored by Representatives Jensen, Foti, Black and Gard.

The question was: Shall **Senate Joint Resolution 45** be concurred in?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 45** be immediately messaged to the Senate. Granted.

Assembly Bill 272

Relating to: exempting amounts claimed for depreciation for purposes of calculating farm and self–employment income under the medical assistance and badger care health care programs.

Representative Hubler moved that the rules be suspended and that **Assembly Bill 272** be withdrawn from the committee on **Health** and referred to the committee on **Rules**.

Representative Lasee moved that the Assembly stand adjourned.

Representative Lasee withdrew his motion.

Representative Jensen moved that the motion to withdraw **Assembly Bill 272** from the committee on **Health** and refer it to the committee on **Rules** be laid on the table.

The question was: Shall the motion to withdraw **Assembly Bill 272** from the committee on **Health** and refer it to the committee on **Rules** be laid on the table?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Bies, Duff, J. Fitzgerald, Foti, Freese, Friske, Gard, Grothman, Gunderson, Gundrum, Hahn, Hoven, Huebsch, Hundertmark, Jeskewitz, Johnsrud, Kaufert, Kedzie, Kestell, Krawczyk, Kreibich, Ladwig, F. Lasee, M. Lehman, Leibham, Lippert, Loeffelholz, McCormick, D. Meyer, Montgomery, Musser, Nass, Olsen, Ott, Owens, Petrowski, Pettis, Powers, Rhoades, Seratti, Skindrud, Starzyk, Stone, Suder, Townsend, Underheim, Urban, Vrakas, Walker, Ward, Wieckert and Speaker Jensen – 54.

Noes – Representatives Balow, Berceau, Black, Bock, Boyle, Carpenter, Coggs, Colon, Cullen, Gronemus, Hebl, Huber, Hubler, Kreuser, Krug, Krusick, La Fave, Lassa, J. Lehman, Meyerhofer, Miller, Morris–Tatum, Plale, Plouff, Pocan, Reynolds, Richards, Riley, Ryba, Schooff, Sherman, Shilling, Sinicki, Staskunas, Steinbrink, Travis, Turner, Wasserman, Wood, Young and Ziegelbauer – 41.

Absent or not voting – Representatives Schneider, Sykora and Williams – 3.

Motion carried.

Assembly Resolution 37

Relating to: supporting President Bush's efforts to extend unemployment insurance benefits and urging support of a universal extension of unemployment insurance benefits to cover all 50 states and all workers.

Representative Krug moved that **Assembly Resolution** 37 be withdrawn from the committee on **Labor and Workforce Development** and taken up at this time.

The question was: Shall the rules be suspended and **Assembly Resolution 37** be withdrawn from the committee on **Labor and Workforce Development** and taken up at this time?

The roll was taken.

The result follows:

Ayes – Representatives Balow, Berceau, Black, Bock, Boyle, Carpenter, Coggs, Colon, Cullen, Gronemus, Hebl, Huber, Hubler, Kreuser, Krug, Krusick, La Fave, Lassa, J. Lehman, Meyerhofer, Miller, Morris–Tatum, Plale, Plouff, Pocan, Reynolds, Richards, Riley, Ryba, Schooff, Sherman, Shilling, Sinicki, Staskunas, Steinbrink, Travis, Turner, Wasserman, Wood, Young and Ziegelbauer – 41. Noes – Representatives Ainsworth, Albers, Bies, Duff, J. Fitzgerald, Foti, Freese, Friske, Gard, Grothman, Gunderson, Gundrum, Hahn, Hoven, Huebsch, Hundertmark, Jeskewitz, Johnsrud, Kaufert, Kedzie, Kestell, Krawczyk, Kreibich, Ladwig, F. Lasee, M. Lehman, Leibham, Lippert, Loeffelholz, McCormick, D. Meyer, Montgomery, Musser, Nass, Olsen, Ott, Owens, Petrowski, Pettis, Powers, Rhoades, Seratti, Skindrud, Starzyk, Stone, Suder, Townsend, Underheim, Urban, Vrakas, Walker, Ward, Wieckert and Speaker Jensen – 54.

Absent or not voting – Representatives Schneider, Sykora and Williams – 3.

Motion failed.

ANNOUNCEMENTS

Representative Rhoades asked unanimous consent that the Assembly adjourn in honor of Representative Gronemus on the occasion of her 52nd Wedding Anniversary. Granted.

Representative Pettis asked unanimous consent that the Assembly adjourn in honor of Representative Kaufert on the occasion of his 23rd Wedding Anniversary. Granted.

Representative Jensen asked unanimous consent that the Assembly adjourn in honor of his staff person, Jodie Tierney, who is leaving his office after 8 years of service to the Assembly and the state of Wisconsin. 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:

Kokoro Ono from Osaka, Japan and Su-lim Hwang from Seoul, South Korea, guests of Representative Townsend.

Jay Johnson and his wife, Jennifer, from the Greenfield Police Department, guests of Representative Stone.

Ken and Sherry Welter from Dickeyville, guests of Representatives Freese and Loeffelholz.

ADJOURNMENT

Representative Foti moved that the Assembly stand adjourned until 9:00 A.M. tomorrow.

The question was: Shall the Assembly stand adjourned?

Motion carried.

The Assembly stood adjourned.

7:20 P.M.