



# STATE OF WISCONSIN Assembly Journal

## Ninety-Eighth Regular Session

11:45 A.M.

THURSDAY, October 4, 2007

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

Representative Roth in the chair.

The Assembly dispensed with the call of the roll.

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### AMENDMENTS OFFERED

Assembly amendment 2 to **Assembly Bill 354** offered by Representative Musser.

Assembly amendment 1 to **Assembly Bill 494** offered by Representative Gottlieb.

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### ADMINISTRATIVE RULES

#### **Assembly Clearinghouse Rule 07-070**

Relating to use of the 2001 CSO Preferred Class Structure mortality Table in determining reserve liabilities.

Submitted by Insurance Commissioner.

Report received from Agency, September 27, 2007.

To committee on **Insurance**.

Referred on October 3, 2007.

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### INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

#### **Assembly Bill 520**

Relating to: terminating a tenancy for imminent threat of serious physical harm, making leases that restrict access to certain services void and unenforceable, and prohibiting the imposition of fees for local government emergency services.

By Representatives Suder, Berceau, Davis, Grigsby, Honadel, Kaufert, Kessler, Kleefisch, LeMahieu, Moulton, Musser, Nerison, Nygren, A. Ott, Parisi, Petrowski, Poca, Richards, Seidel, Sinicki, Smith, Strachota, Tauchen, Townsend, Turner, A. Williams and Zepnick; cosponsored by Senators Coggs, Carpenter, Darling, Hansen, Harsdorf,

Kreitlow, Lassa, Olsen, Plale, Risser, Roessler, Schultz and Sullivan.

To committee on **Housing**.

#### **Assembly Bill 521**

Relating to: ordinances establishing standards for places of employment and public buildings.

By Representatives Moulton, Strachota, A. Williams, A. Ott, Van Roy, Townsend, Wood, Honadel and Murtha; cosponsored by Senators Plale, A. Lasee, Darling, Breske, Cowles, Roessler, Schultz, Lazich and Grothman.

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

#### **Assembly Bill 522**

Relating to: access to local law enforcement service requests and investigative records in multiple custodianship and redirection of certain records access requests.

By Representatives Bies, Albers, Hahn, Mursau, Owens, Petrowski and Townsend; cosponsored by Senators Lehman, Lassa and Olsen.

To committee on **Judiciary and Ethics**.

#### **Assembly Bill 523**

Relating to: duties upon striking a person or an attended or occupied vehicle and providing a penalty.

By Representatives Bies, Berceau, Kaufert, Kerkman, Mursau, Musser, A. Ott, J. Ott, Owens and Townsend; cosponsored by Senators A. Lasee, Lassa, Roessler and Sullivan.

To committee on **Criminal Justice**.

#### **Assembly Bill 524**

Relating to: time limitations for commencing prosecution of crimes.

By Representatives Staskunas, Ziegelbauer, Turner, Smith, Musser, Townsend, Cullen, Berceau, Pope-Roberts, Bies, Kessler, Kaufert, Sherman, Albers, Hraychuck and Gunderson; cosponsored by Senators Kapanke, Roessler, Lassa and Olsen.

To committee on **Criminal Justice**.

#### **Assembly Bill 525**

Relating to: threatening or committing battery against certain employees of first class cities and providing a penalty.

By Representatives Zepnick, Colon, Honadel, Grigsby, Montgomery, Fields, A. Ott, Cullen, Hahn, Sinicki, Sheridan and Turner; cosponsored by Senators Coggs, Plale, Roessler and Lassa.

To committee on **Criminal Justice**.

**Assembly Bill 526**

Relating to: a speed limit for the operation of snowmobiles during the hours of darkness.

By Representatives Kaufert, Mursau, Musser, Albers, Benedict, Boyle, Cullen, Gottlieb, Hahn, Hraychuck, Jeskewitz, Kerkman, LeMahieu, Nelson, A. Ott, Sheridan, Turner and Ziegelbauer; cosponsored by Senators Erpenbach, Breske, Cowles, Wirsch, Risser, Olsen, Lassa and Grothman.

To committee on **Tourism, Recreation and State Properties**.

**Assembly Bill 527**

Relating to: authorizing an elective member of a political subdivision's governing body to refuse his or her salary.

By Representatives Nygren, Smith, Ballweg, Berceau, Boyle, Gunderson, Hahn, Kerkman, Mursau, J. Ott, Petrowski and Turner; cosponsored by Senators Hansen, A. Lasee, Olsen, Risser, Roessler and Sullivan.

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

**Assembly Bill 528**

Relating to: the use of traffic control photographic systems to monitor intersections, imposing liability on the owners of vehicles involved in traffic control signal violations, and providing a penalty.

By Representatives Zepnick, Honadel, Berceau, Fields, Sinicki, Black, Bies, Townsend, Soletski, Parisi, Musser, Ballweg and A. Ott; cosponsored by Senator Carpenter.

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

**Assembly Bill 529**

Relating to: motor vehicle title loans.

By Representatives Zepnick, Grigsby, Pohan, Berceau, A. Williams and Soletski; cosponsored by Senators Hansen and Miller.

To committee on **Financial Institutions**.

**Assembly Bill 530**

Relating to: leave provided to employees for voting on election day and granting certain state employees a holiday on the day of the general election.

By Representatives Zepnick, Parisi, Grigsby, Fields, Turner, Sheridan, Sinicki, A. Williams and Benedict; cosponsored by Senator Taylor.

To committee on **State Affairs**.

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**COMMITTEE REPORTS**

The committee on **Natural Resources** reports and recommends:

**Assembly Bill 96**

Relating to: the possession, release, control, storage, sale, and transportation of fish of an invasive fish species and requiring the exercise of rule-making authority.

Assembly Amendment 1 adoption:

Ayes: 12 – Representatives Gunderson, J. Ott, Bies, LeMahieu, M. Williams, Nerison, Mursau, Black, Molepske, Steinbrink, Hraychuck and Hebl.

Noes: 0.

Assembly Amendment 2 adoption:

Ayes: 12 – Representatives Gunderson, J. Ott, Bies, LeMahieu, M. Williams, Nerison, Mursau, Black, Molepske, Steinbrink, Hraychuck and Hebl.

Noes: 0.

Passage as amended:

Ayes: 12 – Representatives Gunderson, J. Ott, Bies, LeMahieu, M. Williams, Nerison, Mursau, Black, Molepske, Steinbrink, Hraychuck and Hebl.

Noes: 0.

To committee on **Rules**.

*SCOTT GUNDERSON*  
Chairperson  
Committee on Natural Resources

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The committee on **Public Health** reports and recommends:

**Assembly Bill 413**

Relating to: temporary certificates to practice respiratory care.

Passage:

Ayes: 8 – Representatives Hines, Ballweg, Moulton, Nerison, Benedict, Wasserman, Schneider and Black.

Noes: 0.

To committee on **Rules**.

*J.A. HINES*  
Chairperson  
Committee on Public Health

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The committee on **Small Business** reports and recommends:

**Assembly Bill 360**

Relating to: disclosure of terms and conditions applicable to the use of gift certificates, gift cards, and other gift obligations and providing penalties.

Assembly Amendment 1 adoption:

Ayes: 8 – Representatives Moulton, Murtha, Townsend, Van Roy, Ballweg, Hilgenberg, Hebl and Soletski.

Noes: 0.

Passage as amended:

Ayes: 5 – Representatives Moulton, Murtha, Townsend, Van Roy and Ballweg.

Noes: 3 – Representatives Hilgenberg, Hebl and Soletski.

To committee on **Rules**.

*TERRY MOULTON*  
Chairperson  
Committee on Small Business

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The committee on **Transportation** reports and recommends:

**Assembly Bill 407**

Relating to: the removal of nonconforming outdoor advertising signs.

Passage:

Ayes: 9 – Representatives Petrowski, Bies, A. Ott, Hahn, Van Roy, Davis, Vruwink, Sheridan and Garthwaite.

Noes: 2 – Representatives Gottlieb and Steinbrink.

To committee on **Rules**.

**Assembly Bill 425**

Relating to: motor vehicle manufacturers, importers, distributors, and dealers.

Passage:

Ayes: 11 – Representatives Petrowski, Bies, A. Ott, Hahn, Gottlieb, Van Roy, Davis, Steinbrink, Vruwink, Sheridan and Garthwaite.

Noes: 0.

To committee on **Rules**.

**Assembly Bill 442**

Relating to: special distinguishing registration plates associated with Donate Life Wisconsin, the promotion of organ and tissue donation in this state, granting rule-making authority, and making appropriations.

Assembly Amendment 1 adoption:

Ayes: 11 – Representatives Petrowski, Bies, A. Ott, Hahn, Gottlieb, Van Roy, Davis, Steinbrink, Vruwink, Sheridan and Garthwaite.

Noes: 0.

Passage as amended:

Ayes: 11 – Representatives Petrowski, Bies, A. Ott, Hahn, Gottlieb, Van Roy, Davis, Steinbrink, Vruwink, Sheridan and Garthwaite.

Noes: 0.

To committee on **Rules**.

**Assembly Bill 464**

Relating to: restrictions on the operation of motor vehicles by persons holding instruction permits or probationary licenses and providing a penalty.

Assembly Amendment 1 adoption:

Ayes: 11 – Representatives Petrowski, Bies, A. Ott, Hahn, Gottlieb, Van Roy, Davis, Steinbrink, Vruwink, Sheridan and Garthwaite.

Noes: 0.

Passage as amended:

Ayes: 10 – Representatives Petrowski, Bies, A. Ott, Hahn, Gottlieb, Van Roy, Davis, Steinbrink, Sheridan and Garthwaite.

Noes: 1 – Representative Vruwink.

To committee on **Rules**.

**Senate Bill 20**

Relating to: special distinguishing registration plates for fire fighters and groups that are military in nature.

Assembly Amendment 2 adoption:

Ayes: 11 – Representatives Petrowski, Bies, A. Ott, Hahn, Gottlieb, Van Roy, Davis, Steinbrink, Vruwink, Sheridan and Garthwaite.

Noes: 0.

Assembly Amendment 3 adoption:

Ayes: 11 – Representatives Petrowski, Bies, A. Ott, Hahn, Gottlieb, Van Roy, Davis, Steinbrink, Vruwink, Sheridan and Garthwaite.

Noes: 0.

Concurrence as amended:

Ayes: 11 – Representatives Petrowski, Bies, A. Ott, Hahn, Gottlieb, Van Roy, Davis, Steinbrink, Vruwink, Sheridan and Garthwaite.

Noes: 0.

To committee on **Rules**.

*JERRY PETROWSKI*  
Chairperson  
Committee on Transportation

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**SPEAKER'S COMMUNICATIONS**

October 3, 2007

Patrick Fuller  
Assembly Chief Clerk  
17 West Main Street, Suite 401  
Madison, WI 53708

Dear Patrick:

Pursuant to Assembly Rule 42 (3)(c), I am withdrawing Assembly Bill 521 from the Assembly Committee on Urban and Local Affairs and re-referring it to the Assembly Committee on Labor and Industry. I have the consent of Representative Gottlieb, chair of Urban and Local Affairs, to take this action.

Please call Jodi Jensen of my office if you have any questions.

Sincerely,  
*MIKE HUEBSCH*  
Assembly Speaker

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**REFERRAL OF AGENCY REPORTS**

State of Wisconsin  
Supreme Court of Wisconsin  
Madison

October 3, 2007

To the Honorable, the Legislature:

A formatting error was discovered in the information on court costs reported to your offices on October 1. The error was in the reporting of Guardian Ad Litem costs and resulted in incorrect information being reported in the attachments for several counties. A corrected report is submitted for your

information. Please disregard the report provided on October 1.

Sincerely,  
*A. JOHN VOELKER*  
Director of State Courts

Referred to committee on **Children and Family Law.**

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**ADJOURNMENT**

Representative Kramer moved that the Assembly stand adjourned until 10:00 A.M. on Tuesday, October 9.

The question was: Shall the Assembly stand adjourned?

Motion carried.

The Assembly stood adjourned.

11:46 A.M.