



STATE OF WISCONSIN Assembly Journal

April 2008 Special Session

11:41 A.M.

WEDNESDAY, May 14, 2008

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

Speaker Huebsch in the chair.

Representative J. Fitzgerald asked unanimous consent that the prayer, pledge of allegiance and attendance roll call from March 2008 Special Session be applied to the April 2008 Special Session. Granted.

LEAVES OF ABSENCE

Representative Honadel asked unanimous consent for a leave of absence for today's session for Representative Gundrum. Granted.

Representative Staskunas asked unanimous consent for a leave of absence for today's session for Representative Fields. Granted.

INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

Assembly Resolution 1, April 2008 Special Session

Relating to: recognition of Lonni Sowieja, Administrative Assistant in the Office of the Assembly Chief Clerk, on the occasion of her retirement from 34 years of faithful service to the Wisconsin state assembly.

By Representative Huebsch.
To committee on **Rules**.

Assembly Joint Resolution 1, April 2008 Special Session

Relating to: the life and public service of Frank Fabiano Jr.

By Representatives Kerkman, Kreuser and Steinbrink; cosponsored by Senator Wirch.
To committee on **Rules**.

REFERENCE BUREAU CORRECTIONS

Assembly Resolution 1, April 2008 Special Session

1. Page 1, line 12: delete "12" and substitute "11".

MESSAGE FROM THE SENATE

From: Robert J. Marchant, Senate Chief Clerk.

Mr. Speaker:

I am directed to inform you that the Senate has

Adopted and asks concurrence in:

Senate Joint Resolution 1, April 2008 Special Session

ACTION ON THE SENATE MESSAGE

Representative J. Fitzgerald asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 1, April 2008 Special Session** be withdrawn from the Senate message and taken up at this time. Granted.

Senate Joint Resolution 1, April 2008 Special Session

Relating to: the life and military service of Pfc. Isaiah R. Hunt.

By committee on Senate Organization.

The question was: Shall **Senate Joint Resolution 1, April 2008 Special Session** be concurred in?

Motion carried.

Representative J. Fitzgerald asked unanimous consent that all members of the Assembly be added as cosponsors of **Senate Joint Resolution 1, April 2008 Special Session**. Granted.

SPECIAL GUEST

Representative Nygren introduced the family of Pfc. Isaish R. Hunt, including his mother, Pamela Bodart and his sister, Elsie Hunt. Ms. Bodart addressed the members from the rostrum.

Representative J. Fitzgerald asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 1, April 2008 Special Session** be immediately messaged to the Senate. Granted.

Representative J. Fitzgerald asked unanimous consent that the rules be suspended and that **Assembly Resolution 1, April 2008 Special Session** be withdrawn from the committee on **Rules** and taken up at this time. Granted.

Assembly Resolution 1, April 2008 Special Session

Relating to: recognition of Lonni Sowieja, Administrative Assistant in the Office of the Assembly Chief Clerk, on the occasion of her retirement from 34 years of faithful service to the Wisconsin state assembly.

The question was: Shall **Assembly Resolution 1, April 2008 Special Session** be adopted?

Motion carried.

Representative J. Fitzgerald asked unanimous consent that all members of the Assembly be made coauthors of **Assembly Resolution 1, April 2008 Special Session**. Granted.

Representative J. Fitzgerald asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 1, April 2008 Special Session** be withdrawn from the committee on **Rules** and taken up at this time. Granted.

Assembly Joint Resolution 1, April 2008 Special Session

Relating to: the life and public service of Frank Fabiano Jr.

The question was: Shall **Assembly Joint Resolution 1, April 2008 Special Session** be adopted?

Motion carried.

Representative J. Fitzgerald asked unanimous consent that all members of the Assembly be made coauthors of **Assembly Joint Resolution 1, April 2008 Special Session**. Granted.

Representative J. Fitzgerald asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 1, April 2008 Special Session** be immediately messaged to the Senate. Granted.

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

The Assembly stood recessed.

12:02 P.M.

RECESS

2:06 P.M.

The Assembly reconvened.

Speaker Huebsch in the chair.

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

A quorum was present.

Speaker Pro Tempore Gottlieb in the chair.

MESSAGE FROM THE SENATE

From: Robert J. Marchant, Senate Chief Clerk.

Mr. Speaker:

I am directed to inform you that the Senate has:

Adopted and asks concurrence in:

Senate Joint Resolution 2, April 2008 Special Session

Senate Joint Resolution 3, April 2008 Special Session

ACTION ON THE SENATE MESSAGE

Representative J. Fitzgerald asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 2, April 2008 Special Session** be withdrawn from the Senate message and taken up at this time. Granted.

Senate Joint Resolution 2, April 2008 Special Session

Relating to: life and public service of UW Med Flight crew, Dr. Darren Bean, Mr. Mark Coyne, and Mr. Steve Lipperer.

By Senators Miller, Erpenbach, Risser, Lazich, Taylor, Vinehout, A. Lasee, Coggs, Roessler, Kedzie, Olsen, Robson, Breske, Decker, Lassa, Kapanke, Cowles, Carpenter, Hansen, Kreitlow, Plale, Lehman, Sullivan, Jauch and Wirch; cosponsored by Representatives Black, Berceau, Nass, Pope-Roberts, Benedict, Kaufert, Rhoades, Sheridan, Shilling, Petrowski, Gunderson, M. Williams, Hebl, Jeskewitz, Boyle, Travis, Gronemus, Kessler, Ballweg, Richards, Montgomery, Sherman, Toles, Schneider, J. Ott, Jorgensen, Parisi, Vruwink, Ziegelbauer, Hintz, Seidel, Sinicki, Krusick, Wasserman, Soletski, A. Ott, Bies and Nerison.

The question was: Shall **Senate Joint Resolution 2, April 2008 Special Session** be concurred in?

Motion carried.

Representative J. Fitzgerald asked unanimous consent that all members of the Assembly be added as cosponsors of **Senate Joint Resolution 2, April 2008 Special Session**. Granted.

Representative J. Fitzgerald asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 2, April 2008 Special Session** be immediately messaged to the Senate. Granted.

Representative J. Fitzgerald asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 3, April 2008 Special Session** be withdrawn from the Senate message and taken up at this time. Granted.

Senate Joint Resolution 3, April 2008 Special Session

Relating to: the life of David F. Schulz who passed away on Sunday, October 7, 2007, after many years of government and academic service.

By Senator Taylor.

The question was: Shall **Senate Joint Resolution 3, April 2008 Special Session** be concurred in?

Motion carried.

Representative J. Fitzgerald asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 3, April 2008 Special Session** be immediately messaged to the Senate. Granted.

Representative J. Fitzgerald asked unanimous consent that the Assembly stand recessed. Granted.

The Assembly stood recessed.

2:26 P.M.

RECESS

5:17 P.M.

The Assembly reconvened.

Representative J. Fitzgerald in the chair.

MESSAGE FROM THE SENATE

From: Robert J. Marchant, Senate Chief Clerk.

Mr. Speaker:

I am directed to inform you that the Senate has

Passed and asks concurrence in:

Senate Bill 1, April 2008 Special Session

ACTION ON THE SENATE MESSAGE

Representative J. Fitzgerald asked unanimous consent that the rules be suspended and that **Senate Bill 1, April 2008 Special Session** be withdrawn from the Senate message and taken up at this time. Granted.

Senate Bill 1, April 2008 Special Session

Relating to: the Great Lakes–St. Lawrence River Basin Water Resources Compact, withdrawals of water from the Great Lakes Basin, water withdrawal and use, water supply planning, water conservation, granting rule-making authority, and providing a penalty.

By committee on Senate Organization.

The question was: Shall **Senate Bill 1, April 2008 Special Session** be ordered to a third reading?

Motion carried.

Representative J. Fitzgerald asked unanimous consent that the rules be suspended and that **Senate Bill 1, April 2008 Special Session** be given a third reading. Granted.

The question was: **Senate Bill 1, April 2008 Special Session** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes – Representatives Ballweg, Benedict, Berceau, Bies, Black, Boyle, Colon, Cullen, Davis, J. Fitzgerald, Friske, Garthwaite, Gottlieb, Grigsby, Gronemus, Gunderson, Hahn, Hebl, Hilgenberg, Hines, Hintz, Hixson, Honadel, Hraychuck, Hubler, Jeskewitz, Jorgensen, Kaufert, Kerkman, Kessler, Kestell, Kleefisch, Kramer, Kreuser, Krusick, F. Lasee, LeMahieu, Lothian, Mason, Meyer, Molepske, Montgomery, Moulton, Mursau, Murtha, Musser, Nass, Nelson, Nerison, Newcomer, Nygren, A. Ott, J. Ott, Owens, Parisi, Petersen, Petrowski, Pocan, Pope–Roberts, Pridemore, Rhoades, Richards, Roth, Schneider, Seidel, Sheridan, Sherman, Shilling, Sinicki, Smith, Soletski, Staskunas, Steinbrink, Stone, Strachota, Suder, Tauchen, Toles, Townsend, Travis, Turner, Van Akkeren, Van Roy, Vos, Vruwink, Vukmir, Wasserman, Wieckert, A. Williams, M. Williams, Wood, Young, Zepnick, Ziegelbauer, Zipperer and Speaker Huebsch – 96.

Noes – Representative Albers – 1.

Absent or not voting – Representatives Fields and Gundrum – 2.

Motion carried.

Representative J. Fitzgerald asked unanimous consent that the rules be suspended and that **Senate Bill 1, April 2008 Special Session** be immediately messaged to the Senate. Granted.

VISITORS

During today’s session, the following visitors honored the Assembly by their presence and were welcomed by the presiding officer and the members:

Caleb Cooper, guest and intern of Representative Strachota.

Adam Nicolet, a University of Wisconsin-Madison Political Science major, guest and intern of Representative Gronemus.

Students from Fontana Grade School, guests of Representative Lothian.

Former State Representative Joe Handrick from Minocqua, guest of Representative Suder.

Students from Madison West High School's Social Studies class, guests of Representative Black.

Reince Priebus, Chairman of the Republican Party of Wisconsin, guest of Representative Vukmir.

Students from North Crawford Elementary, guests of Representative Nerison.

ANNOUNCEMENTS

Representative Steinbrink asked unanimous consent that the Assembly adjourn in memory of Corporal Richard "Ricky" Nelson from Kenosha, who was killed by a roadside bomb while serving in Al Anbar, Iraq, on April 14. Granted.

Representative Gunderson asked unanimous consent that the Assembly adjourn in memory of Eugene Gunderson who passed away recently. Granted.

Representative Montgomery asked unanimous consent that the Assembly adjourn in memory of Don Long from DePere, who passed away on May 4. Granted.

Representative Wood asked unanimous consent that the Assembly adjourn in memory of Larry Zirgibel from Boyceville, who passed away on May 9. Granted.

Representative Albers asked unanimous consent that the Assembly adjourn in memory of Robert Lee Kazmierczak, an agricultural pilot, who lost his life on May 5 in a plane crash. Granted.

Representative Hebl asked unanimous consent that the Assembly adjourn in memory of Joseph Mosier, who passed away at the age of 85 on May 5. Granted.

Representative Nass asked unanimous consent that the Assembly adjourn in memory of Vernon Castle from Whitewater, who passed away at the age of 79 on April 25. Granted.

Representative Shilling asked unanimous consent that the Assembly adjourn in memory of her great-uncle Elwyn "Al" Bagley from Trempealeau, who passed away at the age of 89 on April 21. Granted.

Representative Parisi asked unanimous consent that the Assembly adjourn in honor of Lonnie Sowieja, on the occasion of her retirement from 34 years of service to the Wisconsin State Assembly. Granted.

Representative Huebsch asked unanimous consent that the Assembly adjourn in honor of Jane Morello Jensen, who was born on April 17 to Jodi and Eric Jensen. Granted.

Representative Albers asked unanimous consent that the Assembly adjourn in honor of her grandson, Peyton James Albers, who was born on March 21. Granted.

Representative Albers asked unanimous consent that the Assembly adjourn in honor of her step-granddaughter, Tayln Whalen, on the occasion of her 2nd birthday. Granted.

Representative Lothian asked unanimous consent that the Assembly adjourn in honor of the ProStart Culinary Arts Program at Badger High School in Lake Geneva who won the 2008 Culinary and Management Championship at the National ProStart Invitational in San Diego. Granted.

Representative Montgomery asked unanimous consent that the Assembly adjourn in honor of Head Coach Tim Coghlin and the St. Norbert Hockey Team, who won the 2008 NCAA Division III Championship. Granted.

Representative Hebl asked unanimous consent that the Assembly adjourn in honor of Wendy Wright, for becoming a volunteer puppy trainer for "Leader Dogs for the Blind". Granted.

Representative Hebl asked unanimous consent that the Assembly adjourn in honor of Mary Kay Von Allmen, who recently won the 2008 Sun Prairie Exchange Club Book of Golden Deeds Award. Granted.

Representative Hebl asked unanimous consent that the Assembly adjourn in honor of Dr. James E. VanderMeer upon the occasion of his forthcoming retirement of 34 years of service to the patients of the Dean Clinic and St. Mary's Hospital. Granted.

Representative Berceau asked unanimous consent that the Assembly adjourn in honor of Representatives Albers, Boyle, Gronemus, Hahn, Jeskewitz, Owens, Travis, Wasserman and Wieckert, who are not seeking re-election to the State Assembly. Granted.

Representative Berceau asked unanimous consent that the Assembly adjourn in honor of Assembly Chief Clerk Patrick Fuller and his staff for their service. Granted.

Representative Berceau asked unanimous consent that the Assembly adjourn in honor of Assembly Sergeant-at-Arms Rick Skindrud and his staff for their service. Granted.

Representative Kessler asked unanimous consent that the Assembly adjourn in honor of Representative Gary Hebl on the occasion of his 57th birthday. Granted.

Representative Kreuser asked unanimous consent that the Assembly adjourn in honor of his son, Jimmy Kreuser, who received his drivers license today. Granted.

Representative Kreuser asked unanimous consent that the Assembly adjourn in honor of Nick Perrine, who is retiring after 14 years as Bradford High School's Basketball Coach. Granted.

Representative Pridemore asked unanimous consent that the Assembly adjourn in honor of Dr. Kathleen M. Cooke and

Sussex Hamilton High School for their high student achievements and community service participation. Granted.

Representative Krusick asked unanimous consent that the Assembly adjourn in honor of her mother, Nancy Krusick, on the occasion of her 75th birthday on May 24. Granted.

Representative Garthwaite asked unanimous consent that the Assembly adjourn in honor of his father, Dave Garthwaite, on the occasion of his 65th birthday on May 15. Granted.

Representative Richards asked unanimous consent that the Assembly adjourn in honor of his staff member, Casey Slaughter, on the occasion of her birthday and recent engagement to Dan Becker. Granted.

Representative Rhoades asked unanimous consent that the Assembly adjourn in honor of her son Mike, on the occasion of his recent graduation from the University of Wisconsin Law School. Granted.

Representative Hraychuck asked unanimous consent that the Assembly adjourn in honor of National Law Enforcement

Memorial Week and the three Burnett County law enforcement officers who lost their lives in the line of duty, Deputies Allen Albee and Paul Gramer and Chief Richard Schinzing. Granted.

Representative Strachota asked unanimous consent that the Assembly adjourn in honor of Nancy Clark and National ALS Month. Granted.

ADJOURNMENT

Representative J. Fitzgerald moved that the Assembly stand adjourned until pursuant to **Senate Joint Resolution 1**.

The question was: Shall the Assembly stand adjourned?

Motion carried.

The Assembly stood adjourned.

6:16 P.M.