



STATE OF WISCONSIN

Senate Journal

One-Hundred and Sixth Regular Session

10:22 A.M.

THURSDAY, June 8, 2023

The Senate met.

The Senate was called to order by President Pro Tempore Testin.

Pursuant to Senate Rule 17 (6), the Chief Clerk made the following entries under the above date.

CHIEF CLERK'S ENTRIES

SENATE ENROLLED PROPOSALS

The Chief Clerk records:

Senate Bill 7

Report correctly enrolled on 6-8-2023.

INTRODUCTION, FIRST READING, AND REFERENCE OF PROPOSALS

Read and referred:

Senate Joint Resolution 52

Relating to: honoring the life and public service of Representative Daniel LeMahieu.

By Senators LeMahieu, Agard, Ballweg, Bradley, Cabral-Guevara, Carpenter, Cowles, Felzkowski, Feyen, Hesselbein, Jacque, Jagler, Marklein, Nass, Roys, Spreitzer, Stroebel and Taylor; cosponsored by Representatives Katsma, Bodden, Allen, August, Behnke, Binsfeld, Born, Brandtjen, Dittrich, Duchow, Green, Krug, Magnafici, Murphy, Mursau, O'Connor, Ohnstad, Penterman, Petryk, Rettinger, Schraa, Sinicki, Spiros, Stubbs, Swearingen, VanderMeer, Vos and Wittke.

To the committee on **Senate Organization**.

Read first time and referred:

Senate Bill 328

Relating to: price transparency in hospitals and providing a penalty.

By Senators Felzkowski, Bradley, Hutton, Knodl, Larson, Nass and Stroebel; cosponsored by Representatives Brooks, Rozar, Allen, Bodden, Brandtjen, Dittrich, Donovan, Duchow, Goeben, Green, Gundrum, Gustafson, Macco, Rettinger, Schraa, Shankland, Sortwell and Wichgers.

To the committee on **Health**.

REPORT OF COMMITTEES

The committee on **Licensing, Constitution and Federalism** reported and recommended:

BRISTOL, ECHO E., of Richland Center, as a Nursing Home Administrator Representative on the Nursing Home Administrator Examining Board, to serve for the term ending July 1, 2025.

Confirmation.

Ayes: 5 - Senators Jacque, Bradley, Carpenter, Wirch and Knodl.

Noes: 0 - None.

JOHNSON, STEVEN WILLIAM, of La Crosse, as a Physical Therapist on the Physical Therapy Examining Board, to serve for the term ending July 1, 2025.

Confirmation.

Ayes: 5 - Senators Jacque, Bradley, Carpenter, Wirch and Knodl.

Noes: 0 - None.

KAISER, LIZZY, of Oshkosh, as a Nurse on the Nursing Home Administrator Examining Board, to serve for the term ending July 1, 2023.

Confirmation.

Ayes: 5 - Senators Jacque, Bradley, Carpenter, Wirch and Knodl.

Noes: 0 - None.

SHAUGHNESSY, PATRICK, of Greendale, as a Nursing Home Administrator on the Nursing Home Administrator Examining Board, to serve for the term ending July 1, 2023.

Confirmation.

Ayes: 5 - Senators Jacque, Bradley, Carpenter, Wirch and Knodl.

Noes: 0 - None.

WILLIAMS, JASON LEE, of Fitchburg, as a Nursing Home Administrator on the Nursing Home Administrator Examining Board, to serve for the term ending July 1, 2022.

Confirmation.

Ayes: 5 - Senators Jacque, Bradley, Carpenter, Wirch and Knodl.

Noes: 0 - None.

WILLIAMS, JASON, of Fitchburg, as a Nursing Home Administrator on the Nursing Home Administrator Examining Board, to serve for the term ending July 1, 2026.

Confirmation.

Ayes: 5 - Senators Jacque, Bradley, Carpenter, Wirch and Knodl.

Noes: 0 - None.

Senate Bill 158

Relating to: preliminary health care credentials granted to previously unlicensed individuals.

Passage.

Ayes: 3 - Senators Jacque, Bradley and Knodl.

Noes: 2 - Senators Carpenter and Wirch.

Senate Bill 189

Relating to: biennial report on various metrics related to the issuance of occupational credentials.

Passage.

Ayes: 3 - Senators Jacque, Bradley and Knodl.

Noes: 2 - Senators Carpenter and Wirch.

Senate Bill 190

Relating to: publication of credential metrics.

Passage.

Ayes: 3 - Senators Jacque, Bradley and Knodl.

Noes: 2 - Senators Carpenter and Wirch.

Senate Bill 192

Relating to: renewals of certain credentials.

Passage.

Ayes: 5 - Senators Jacque, Bradley, Carpenter, Wirch and Knodl.

Noes: 0 - None.

Senate Bill 263

Relating to: 100-day prescription drug supplies under SeniorCare and amending an administrative rule related to 100-day prescription drug supplies permitted under SeniorCare.

Passage.

Ayes: 3 - Senators Jacque, Bradley and Knodl.

Noes: 2 - Senators Carpenter and Wirch.

ANDRÉ JACQUE

Chairperson

Minority Report

On June 8, 2023, Senators Carpenter and Wirch offered the following minority report, pursuant to Senate Rule 28, to the Senate Committee on Licensing, Constitution and Federalism:

Concerning committee action on 2023 Wisconsin Senate Bill 263

We cannot support Senate Bill 263 as written because without additional changes, the legislation is likely to result in unintended consequences and unnecessary costs to

Wisconsin taxpayers. We appreciate the goals of the bill's authors and sincerely desire to continue working with them to achieve these changes to the SeniorCare program. We believe that if we work together to address that concerns of the Department of Health Services (DHS), we can bring legislation to the Senate floor that would receive a unanimous vote.

The committee received testimony from the DHS warning that the bill as written creates inequities between the SeniorCare program and the Medicaid program. The bill would require DHS to seek changes to the SeniorCare waiver from the Centers for Medicare and Medicaid Services (CMS). DHS is concerned that an inequity in the prescription drug benefits offered by SeniorCare and Medicaid is not waivable, risking denial of the request and requiring an inordinate amount of time to obtain a determination.

DHS explained that new system functionality, processes, and frameworks would be required to implement the SeniorCare program to include the changes made in this legislation, requiring significant time and effort, adding administrative costs that would be borne by the taxpayers of Wisconsin.

The Department has offered solutions such as including a 100-day extension for both the Medicaid and SeniorCare programs, eliminating the potential inequities between programs and removing the need to see approval from CMS for changes to the SeniorCare Waiver. This solution would reduce the administrative burdens for both programs resulting in an estimated total savings of \$34.4 million.

Unfortunately, a vote on this proposal was scheduled before the conclusion of negotiations. We believe that a more thorough committee process, relaxed timeline for conversation between stakeholders, and an in-person executive session could have provided the opportunity to reach a unanimous committee vote.

Sincerely,

TIM CARPENTER

Senator

BOB WIRCH

Senator

PETITIONS AND COMMUNICATIONS

Pursuant to Senate Rule 17 (5), Representatives Joers and J. Anderson added as cosponsors of **Senate Bill 12**.

Pursuant to Senate Rule 17 (5), Representative Snodgrass added as a cosponsor of **Senate Bill 40**.

Pursuant to Senate Rule 17 (5), Representative J. Anderson added as a cosponsor of **Senate Bill 94**.

Pursuant to Senate Rule 17 (5), Representative Moses added as a cosponsor of **Senate Bill 161**.

Pursuant to Senate Rule 17 (5), Representatives Joers and Andraca added as cosponsors of **Senate Bill 211**.

Pursuant to Senate Rule 17 (5), Representative Snodgrass added as a cosponsor of **Senate Bill 293**.

Pursuant to Senate Rule 17 (5), Representative Snodgrass added as a cosponsor of **Senate Bill 294**.

Pursuant to Senate Rule 17 (5), Representative Snodgrass added as a cosponsor of **Senate Bill 295**.

Pursuant to Senate Rule 17 (5), Representative Snodgrass added as a cosponsor of **Senate Bill 297**.

Pursuant to Senate Rule 17 (5), Representative Dittrich added as a cosponsor of **Senate Bill 308**.

Pursuant to Senate Rule 17 (5), Representatives Hurd and Sinicki added as cosponsors of **Senate Bill 326**.

MESSAGES FROM THE ASSEMBLY CONSIDERED

Assembly Bill 14

Relating to: repair and replacement of implements of husbandry under warranty.

By Representatives Tittl, Pronschinske, Edming, Murphy, Mursau, Rozar, Tusler and Wichgers; cosponsored by Senator Jacque.

Read first time and referred to the committee on **Agriculture and Tourism**.

Assembly Bill 109

Relating to: requiring one-half credit of personal financial literacy for high school graduation.

By Representatives Dallman, Penterman, Allen, Behnke, Binsfeld, Bodden, Callahan, Dittrich, Doyle, Duchow, Edming, Green, Gundrum, Jacobson, Joers, Kitchens, Knodl, Krug, Kurtz, Magnafici, Moses, Murphy, Mursau, Nedweski, Neylon, Novak, O'Connor, Ohnstad, Petryk, Plumer, Rettinger, Rozar, Schutt, Sinicki, Steffen, Subeck, Summerfield, Tranel, Tusler, Zimmerman and Schraa; cosponsored by Senators Ballweg, Stafsholt, Agard, Cabral-Guevara, Feyen, Hesselbein, James, Marklein, Testin, Tomczyk, Wanggaard and Cowles.

Read first time and referred to the committee on **Education**.

Assembly Bill 166

Relating to: definition of "sexual contact" for purposes of crimes against children and sexual assault and providing a penalty.

By Representatives Rettinger, Nedweski, C. Anderson, Behnke, Bodden, Brandtjen, Dittrich, Donovan, Gundrum, Moses, Murphy, Mursau, Ortiz-Velez, Rozar, Sapik, Subeck and Wichgers; cosponsored by Senators Testin, Wanggaard, Marklein and Tomczyk.

Read first time and referred to the committee on **Judiciary and Public Safety**.

Assembly Bill 200

Relating to: biennial report on various metrics related to the issuance of occupational credentials.

By the **Joint Legislative Council**.

Read first time and referred to the committee on **Senate Organization**.

Assembly Bill 201

Relating to: publication of credential metrics.

By the **Joint Legislative Council**.

Read first time and referred to the committee on **Senate Organization**.

Assembly Bill 202

Relating to: investigations of conviction records by the Department of Safety and Professional Services for purposes of determining eligibility for credentials and granting rule-making authority.

By the **Joint Legislative Council**.

Read first time and referred to the committee on **Licensing, Constitution and Federalism**.

Assembly Bill 203

Relating to: renewals of certain credentials.

By the **Joint Legislative Council**.

Read first time and referred to the committee on **Senate Organization**.

Assembly Bill 204

Relating to: renewal dates and continuing education requirements for certain credentials issued by the Department of Safety and Professional Services and credentialing boards and granting rule-making authority.

By the **Joint Legislative Council**.

Read first time and referred to the committee on **Licensing, Constitution and Federalism**.

Assembly Bill 205

Relating to: practice of certain professions by credential holders from other states.

By the **Joint Legislative Council**.

Read first time and referred to the committee on **Licensing, Constitution and Federalism**.

Assembly Bill 206

Relating to: requiring the Department of Safety and Professional Services to post certain credential information on its website.

By the **Joint Legislative Council**.

Read first time and referred to the committee on **Licensing, Constitution and Federalism**.

Assembly Joint Resolution 39

Relating to: proclaiming June 12, 2023, as Ronald Reagan Freedom Day in Wisconsin.

By Representatives Tittl, Armstrong, Binsfeld, Dittrich, Edming, Gundrum, S. Johnson, Kitchens, Magnafici, Moses, Murphy, Mursau, Nedweski, Novak, O'Connor, Penterman, Petryk, Rettinger, Rozar and Steffen; cosponsored by Senators James, Cabral-Guevara, Felzkowski, Marklein and Nass.

Read and referred to the committee on **Senate Organization**.

Assembly Joint Resolution 53

Relating to: celebrating the 175th year of Wisconsin's statehood.

By Representatives Summerfield, Subeck, Allen, C. Anderson, Andraca, Armstrong, Baldeh, Bare, Callahan, Clancy, Dittrich, Donovan, Drake, Duchow, Emerson, Green, Gundrum, Haywood, Hong, Joers, S. Johnson, Kitchens, Krug, Madison, Michalski, Murphy, Myers, Nedweski, Novak, O'Connor, Oldenburg, Palmeri, Penterman, Petryk, Pronschinske, Ratcliff, Rettinger, Rozar, Schmidt, Schraa, Shankland, Shelton, Sinicki, Snodgrass, Snyder, Spiros, Stubbs, Swearingen, Tittl, Tranel, VanderMeer, Wittke, Gustafson, Mursau, Steffen, Neubauer and Conley; cosponsored by Senators James, Agard, Hesselbein, L. Johnson, Larson, Pfaff, Roys, Spreitzer, Taylor, Wirch and Jacque.

Read and referred to the committee on **Senate Organization**.

ADJOURNMENT

Senator Testin, with unanimous consent, asked that the Senate stand adjourned until Tuesday, June 13, 2023.

Adjourned.

10:23 A.M.