

STATE OF WISCONSIN

Senate Journal

One-Hundred and Third Regular Session

FRIDAY, February 16, 2018

The Chief Clerk made the following entries under the above date.

CHIEF CLERK'S ENTRIES

AMENDMENTS OFFERED

Senate Amendment 3 to **Senate Bill 706** offered by Senator Testin.

Senate Substitute Amendment 1 to **Assembly Bill 517** offered by Senator Testin.

INTRODUCTION, FIRST READING, AND REFERENCE OF PROPOSALS

Read first time and referred:

Senate Bill 810

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin State Building Trades Negotiating Committee, for the 2015-16 fiscal year, covering employees in the building trades crafts collective bargaining unit, and authorizing an expenditure of funds.

By the joint committee on **Employment Relations**.
To the committee on **Senate Organization**.

Senate Bill 811

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin State Building Trades Negotiating Committee, for the 2016-17 fiscal year, covering employees in the building trades crafts collective bargaining unit, and authorizing an expenditure of funds.

By the joint committee on **Employment Relations**.
To the committee on **Senate Organization**.

Senate Bill 812

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin State Building Trades Negotiating Committee, for the 2017-18 fiscal year, covering employees in the building trades crafts collective bargaining unit, and authorizing an expenditure of funds.

By the joint committee on **Employment Relations**.
To the committee on **Senate Organization**.

Senate Bill 813

Relating to: ratification of the agreement negotiated between the Board of Regents of the University of Wisconsin System and the Wisconsin State Building Trades Negotiating Committee, for the 2017-18 fiscal year, covering employees in the building trades crafts collective bargaining unit, and authorizing an expenditure of funds.

By the joint committee on **Employment Relations**.
To the committee on **Senate Organization**.

Senate Bill 814

Relating to: ratification of the agreement negotiated between the University of Wisconsin-Madison and the Wisconsin State Building Trades Negotiating Committee, for the 2017-18 fiscal year, covering employees in the building trades crafts collective bargaining unit, and authorizing an expenditure of funds.

By the joint committee on **Employment Relations**.
To the committee on **Senate Organization**.

Senate Bill 815

Relating to: ratification of the agreement negotiated between the University of Wisconsin-Madison and the Wisconsin State Building Trades Negotiating Committee, for the 2016-17 fiscal year, covering employees in the building trades crafts collective bargaining unit, and authorizing an expenditure of funds.

By the joint committee on **Employment Relations**.
To the committee on **Senate Organization**.

Senate Bill 816

Relating to: requirements for siting wetland mitigation, wetland mitigation banks, and requiring the exercise of rule-making authority.

By Senator Wanggaard; cosponsored by Representative Tusler.

To the committee on **Natural Resources and Energy**.

REPORT OF COMMITTEES

The committee on **Education** reported and recommended:

Assembly Bill 221

Relating to: creating a pilot program under which certain school districts are not required to provide a minimum number of hours of direct pupil instruction.

Concurrence not recommended

Ayes: 3 - Senators Olsen, Darling and Vukmir.

Noes: 4 - Senators Nass, Larson, Bewley and Johnson.

Senate Bill 105

Relating to: creating a pilot program under which certain school districts are not required to provide a minimum number of hours of direct pupil instruction.

Passage not recommended

Ayes: 3 - Senators Olsen, Darling and Vukmir.

Noes: 4 - Senators Nass, Larson, Bewley and Johnson.

Senate Bill 663

Relating to: a Department of Children and Families pilot project to expand four-year-old kindergarten programs and making an appropriation.

Passage.

Ayes: 6 - Senators Olsen, Darling, Vukmir, Larson, Bewley and Johnson.

Noes: 1 - Senator Nass.

LUTHER OLSEN

Chairperson

The committee on **Insurance, Financial Services, Constitution and Federalism** reported and recommended:

Assembly Bill 128

Relating to: prohibiting the group insurance board from contracting for or providing abortion services.

Concurrence.

Ayes: 3 - Senators Craig, Stroebel and Feyen.

Noes: 2 - Senators Bewley and Risser.

Assembly Bill 187

Relating to: certain buildings used for social events.

Concurrence as amended.

Ayes: 5 - Senators Craig, Stroebel, Feyen, Bewley and Risser.

Noes: 0 - None.

Senate Bill 137

Relating to: certain buildings used for social events.

Senate Substitute Amendment 1 adoption.

Ayes: 5 - Senators Craig, Stroebel, Feyen, Bewley and Risser.

Noes: 0 - None.

Passage as amended.

Ayes: 5 - Senators Craig, Stroebel, Feyen, Bewley and Risser.

Noes: 0 - None.

Senate Bill 710

Relating to: coercive conditions attached to federal funding.

Senate Amendment 1 adoption.

Ayes: 5 - Senators Craig, Stroebel, Feyen, Bewley and Risser.

Noes: 0 - None.

Passage as amended.

Ayes: 3 - Senators Craig, Stroebel and Feyen.

Noes: 2 - Senators Bewley and Risser.

Senate Bill 730

Relating to: various changes to condominium law and rights related to first mortgage security interests in condominium units.

Senate Amendment 2 adoption.

Ayes: 5 - Senators Craig, Stroebel, Feyen, Bewley and Risser.

Noes: 0 - None.

Passage as amended.

Ayes: 5 - Senators Craig, Stroebel, Feyen, Bewley and Risser.

Noes: 0 - None.

Senate Bill 763

Relating to: disclosures to the commissioner of insurance and other changes to the insurance laws, extending the time limit for emergency rule procedures, providing an exemption from emergency rule-making procedures, and granting rule-making authority.

Passage.

Ayes: 5 - Senators Craig, Stroebel, Feyen, Bewley and Risser.

Noes: 0 - None.

Senate Bill 81

Relating to: prohibiting the group insurance board from contracting for or providing abortion services.

Passage.

Ayes: 3 - Senators Craig, Stroebel and Feyen.

Noes: 2 - Senators Bewley and Risser.

Senate Joint Resolution 95

Relating to: eligibility and conditions for release prior to conviction of persons accused of certain crimes and considerations for imposing bail (first consideration).

Senate Amendment 1 adoption.

Ayes: 5 - Senators Craig, Stroebel, Feyen, Bewley and Risser.

Noes: 0 - None.

Adoption as amended.

Ayes: 4 - Senators Craig, Stroebel, Feyen and Bewley.

Noes: 1 - Senator Risser.

DAVID CRAIG

Chairperson

The committee on **Labor and Regulatory Reform** reported and recommended:

Senate Bill 781

Relating to: actions against certain third parties by injured employees under the worker's compensation law.

Passage.

Ayes: 5 - Senators Nass, Wanggaard, Kapenga, Wirsch and Ringhand.

Noes: 0 - None.

STEPHEN NASS

Chairperson

The committee on **Public Benefits, Licensing and State-Federal Relations** reported and recommended:

Assembly Bill 536

Relating to: licensing micro markets and providing an exemption from emergency rule procedures.

Concurrence.

Ayes: 5 - Senators Kapenga, Olsen, Craig, Johnson and Vinehout.

Noes: 0 - None.

CHRIS KAPENGA
Chairperson

The committee on **Senate Organization** reported:

Referred to, and withdrawn from, the joint committee on **Finance**, pursuant to Senate Rule 41 (1)(e):

Assembly Bill 539
Assembly Bill 547
Assembly Bill 600
Assembly Bill 770
Senate Bill 61
Senate Bill 615
Senate Bill 667
Senate Bill 711

Ayes: 5 - Senators Fitzgerald, Roth, Vukmir, Shilling and Bewley.

Noes: 0 - None.

Public hearing requirement waived, pursuant to Senate Rule 18 (1m):

Assembly Bill 330
Assembly Bill 332
Assembly Bill 355
Assembly Bill 422
Assembly Bill 451
Assembly Bill 484
Assembly Bill 508
Assembly Bill 539
Assembly Bill 546
Assembly Bill 547
Assembly Bill 552
Assembly Bill 599
Assembly Bill 600
Assembly Bill 667
Assembly Bill 710
Assembly Bill 737
Assembly Bill 770
Assembly Bill 775
Assembly Bill 776
Assembly Bill 778
Assembly Bill 779
Assembly Bill 780
Assembly Bill 781
Assembly Bill 782
Assembly Bill 784

Assembly Bill 785
Assembly Bill 786
Assembly Bill 787
Assembly Bill 820
Assembly Bill 835
Assembly Bill 837
Assembly Bill 924

Ayes: 5 - Senators Fitzgerald, Roth, Vukmir, Shilling and Bewley.

Noes: 0 - None.

Placed the following appointments and proposals on the Senate Calendar of Tuesday, February 20, 2018:

Dr. Scott D. Bautch
Debra Beres
Daniel M. Berkos
Paul W. Chamberlain
Jennifer L. Eklof
Dr. Bryan R. Gerondale
Dr. Jeffrey A. King
John W. Litscher
Georgia E. Maxwell
Laurie R. McCallum
Juli McNeely
Becky Merwin
Secretary Daniel L. Meyer
Leigh Neville-Neil
Kristine O'Meara
Dr. Rodney Pasch
Alan Richards
Pablo Sanchez
John Wenum
Mr. Gary Wolter
Senate Joint Resolution 87
Senate Joint Resolution 97
Senate Joint Resolution 100
Senate Joint Resolution 101
Senate Joint Resolution 102
Senate Joint Resolution 103
Senate Joint Resolution 106
Senate Bill 61
Senate Bill 337
Senate Bill 408
Senate Bill 415
Senate Bill 463
Senate Bill 466
Senate Bill 483
Senate Bill 492
Senate Bill 541
Senate Bill 583
Senate Bill 599
Senate Bill 601
Senate Bill 615
Senate Bill 667
Senate Bill 668
Senate Bill 680
Senate Bill 695
Senate Bill 704
Senate Bill 711

Senate Bill 770
Senate Bill 781
Senate Bill 810
Senate Bill 811
Senate Bill 812
Senate Bill 813
Senate Bill 814
Senate Bill 815
Assembly Bill 29
Assembly Bill 30
Assembly Bill 128
Assembly Bill 260
Assembly Bill 330
Assembly Bill 332
Assembly Bill 355
Assembly Bill 422
Assembly Bill 442
Assembly Bill 451
Assembly Bill 461
Assembly Bill 484
Assembly Bill 489
Assembly Bill 508
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Assembly Bill 785
Assembly Bill 786
Assembly Bill 787
Assembly Bill 820
Assembly Bill 835
Assembly Bill 837
Assembly Bill 924

Ayes: 5 - Senators Fitzgerald, Roth, Vukmir, Shilling and Bewley.

Noes: 0 - None.

SCOTT FITZGERALD
Chairperson

PETITIONS AND COMMUNICATIONS

Pursuant to Senate Rule 17 (5), Representative Allen added as a co-sponsor of **Senate Joint Resolution 100**.

Pursuant to Senate Rule 17 (5), Representatives Barca and Vruwink added as co-sponsors of **Senate Bill 577**.

Pursuant to Senate Rule 17 (5), Representatives Barca, Shankland and Vruwink added as co-sponsors of **Senate Bill 501**.

Pursuant to Senate Rule 17 (5), Representatives Barca, Shankland and Vruwink added as co-sponsors of **Senate Bill 623**.

Pursuant to Senate Rule 17 (5), Representatives Barca, Shankland and Vruwink added as co-sponsors of **Senate Bill 746**.

Pursuant to Senate Rule 17 (5), Senator Craig added as a co-author of **Senate Bill 806**.

Pursuant to Senate Rule 17 (5), Senator Ringhand added as a co-author of **Senate Bill 446**.

Pursuant to Senate Rule 17 (5), Senator Ringhand added as a co-sponsor of **Assembly Bill 539**.

Pursuant to Senate Rule 17 (5), Representative Shankland added as a co-sponsor of **Senate Bill 705**.

Pursuant to Senate Rule 17 (5), Senator L. Taylor added as a co-author of **Senate Bill 726**.

Pursuant to Senate Rule 17 (5), Senator L. Taylor added as a co-sponsor of **Assembly Bill 809**.

Pursuant to Senate Rule 17 (5), Senator L. Taylor added as a co-author of **Senate Bill 487**.

State of Wisconsin Office of the Senate President

February 16, 2018

The Honorable, the Senate:

Pursuant to Senate Rule 46 (2)(c), I am writing to inform you that I have directed the following proposal to be withdrawn from committee and rereferred. I have obtained the consent of the appropriate standing committee chairperson and the chairperson of the committee on **Senate Organization**.

Assembly Bill 539, relating to: plans for supervised release of sexually violent persons, representation of sexually violent persons by the state public defender, and making an appropriation., withdrawn from the committee on **Judiciary and Public Safety** and rereferred to the committee on **Senate Organization**.

Sincerely,
ROGER ROTH
President

MESSAGES FROM THE ASSEMBLY

By Patrick E. Fuller, chief clerk.

Mr. President:

I am directed to inform you that the Assembly has passed and asks concurrence in:

Assembly Bill 530
Assembly Bill 547
Assembly Bill 599
Assembly Bill 666
Assembly Bill 676
Assembly Bill 710
Assembly Bill 734
Assembly Bill 737
Assembly Bill 789
Assembly Bill 804
Assembly Bill 818
Assembly Bill 820
Assembly Bill 822
Assembly Bill 852
Assembly Bill 872
Assembly Bill 911
Assembly Bill 924

Concurred in:

Senate Bill 339

MESSAGES FROM THE ASSEMBLY CONSIDERED

Assembly Bill 547

Relating to: permitting and mitigation requirements for nonfederal and artificial wetlands and state assumption of the federal regulatory program governing the discharge of dredged or fill material into navigable waters.

By Representatives Steineke, Stafsholt, E. Brooks, R. Brooks, Felzkowski, Horlacher, Jagler, Jarchow, Knodl, Kremer, Kuglitsch, Rodriguez, Allen and Hutton; cosponsored by Senators Roth, Craig, Feyen, Kapenga, LeMahieu and Lasee.

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

Assembly Bill 599

Relating to: determinations of navigability of a stream.

By Representatives Quinn, Bernier, E. Brooks, Felzkowski, Kleefisch, Kulp, Petryk, Ripp, Summerfield and Tauchen; cosponsored by Senators Moulton, Harsdorf, Marklein, Stroebel and Tiffany.

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

Assembly Bill 710

Relating to: criminal penalties for fraud in obtaining unemployment insurance benefits and providing a criminal penalty.

By Representatives Kerkman, R. Brooks, Horlacher, Neylon, Hutton, Tusler and Jacque; cosponsored by Senators Kapenga and Craig.

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

Assembly Bill 734

Relating to: creating individual and corporate income and franchise tax deductions for tuition paid for apprenticeship programs.

By Representatives Stafsholt, Quinn, E. Brooks, Tranel, Kulp, Ballweg, Bernier, Edming, Felzkowski, Krug, Mursau, Nerison, Novak, Petryk, Pronschinske, Ripp, Spiros, Summerfield, Swearingen, Tauchen, Tusler, Brandtjen, Jarchow and Rohrkaste; cosponsored by Senators Moulton and Feyen.

Read first time and referred to the committee on **Revenue, Financial Institutions and Rural Issues**.

Assembly Bill 737

Relating to: increased maximum terms of imprisonment for domestic abuse repeaters and providing a criminal penalty.

By Representatives Ballweg, Anderson, Jacque, Jagler, Kitchens, Mursau, Rohrkaste, Sargent and Tittl; cosponsored by Senators Olsen, Bewley, Darling, Marklein, Petrowski and Vukmir.

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

Assembly Bill 770

Relating to: workforce housing development tax incremental districts; local fees and charges; local levy limits; subdivision approval conditions; plat approval conditions; expiration of certain project approvals; division of land by certified survey map; erosion control and storm water management; limiting certain local regulatory authority; relocation benefits in condemnation proceedings; and zoning ordinance amendments.

By Representatives R. Brooks and Felzkowski; cosponsored by Senators Lasee, LeMahieu and Tiffany.

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

Assembly Bill 789

Relating to: exempting certain facilities from solid waste facility regulations.

By Representatives Tittl, Ballweg, Brandtjen, E. Brooks, Horlacher, Kitchens, Knodl, Kulp, Murphy, Mursau, Neylon, Novak, Tauchen, VanderMeer and Loudenberg; cosponsored by Senators Cowles, Olsen, Petrowski and Stroebel.

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

Assembly Bill 804

Relating to: merit scholarships for certain University of Wisconsin System students and making an appropriation.

By Representatives August, Sanfelippo, Anderson, E. Brooks, Petryk, Edming, Felzkowski, Steffen, Rodriguez, Duchow, Tranel, Summerfield, Tauchen, R. Brooks, Quinn, Horlacher, Murphy, Jacque, Hutton and Thiesfeldt; cosponsored by Senators Nass, Craig, Feyen and LeMahieu.

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

Assembly Bill 818

Relating to: various changes to condominium law and rights related to first mortgage security interests in condominium units.

By Representatives Ballweg, Born, Kremer, Kuglitsch and Tusler; cosponsored by Senator Olsen.

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

Assembly Bill 820

Relating to: the standard of proof required to effect a temporary or permanent closure of a sport shooting range based on an unsafe condition.

By Representatives Stafsholt, Kleefisch, Brandtjen, R. Brooks, Edming, Felzkowski, Jarchow, Krug, Pronschinske, Quinn, Skowronski and Tauchen; cosponsored by Senators Tiffany, Moulton and Wanggaard.

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

Assembly Bill 822

Relating to: confidentiality of financial institution information maintained by the Department of Financial Institutions; periodic examinations of financial institutions; savings bank loan limitations; interest on residential mortgage loan escrow accounts; capital of state banks; security provided by public depositories; insurance company liquidation proceedings; and modifying an administrative rule of the Department of Workforce Development related to an exemption from overtime pay requirements for outside salespersons.

By Representatives Katsma, E. Brooks, R. Brooks, Felzkowski, Jacque, Kerkman, Kitchens, Tauchen,

Weatherston, Born and Tusler; cosponsored by Senators Marklein, Cowles and Feyen.

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

Assembly Bill 852

Relating to: denial, suspension, and revocation of certain licenses related to motor vehicle dealers.

By Representatives Jacque, Steffen and Berceau; cosponsored by Senators Cowles, Testin and Hansen.

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

Assembly Bill 872

Relating to: career and technical education incentive grants for school districts and completion awards for students and making an appropriation.

By Representatives Loudenbeck, Kolste, R. Brooks, Kulp, Mursau, Nygren, Petryk, Quinn, Schraa, Swearingen, Tranel, Weatherston and VanderMeer; cosponsored by Senators Olsen, L. Taylor, Darling, Erpenbach, Marklein and Nass, by request of Governor Scott Walker.

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

Assembly Bill 924

Relating to: child care reimbursement rates in Wisconsin Shares and making an appropriation.

By Representatives Born, Rodriguez, Allen, Ballweg, Berceau, Crowley, Krug, Novak, Rohrkaste, Spiros, Subeck, Summerfield, C. Taylor and VanderMeer; cosponsored by Senators Darling, Johnson, Larson and L. Taylor.

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