

STATE OF WISCONSIN
Senate Journal

One-Hundred and Fourth Regular Session

THURSDAY, February 6, 2020

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

CHIEF CLERK'S ENTRIES

AMENDMENTS OFFERED

Senate Amendment 1 to **Senate Bill 724** offered by Senator Testin.

Senate Amendment 2 to **Senate Bill 737** offered by Senator Jacque.

Senate Amendment 1 to **Senate Bill 749** offered by Senator Stroebel.

**INTRODUCTION, FIRST READING, AND
REFERENCE OF PROPOSALS**

Read and referred:

Senate Joint Resolution 91

Relating to: recognizing February as Noonan Syndrome Awareness Month.

By Senators Erpenbach, Jacque, Carpenter, Ringhand, Schachtner and L. Taylor; cosponsored by Representatives Sargent, Tranel, Crowley, Hebl, Hesselbein, Kulp, Ohnstad, Rohrkaste, Shankland, Sinicki, Spreitzer, Stubbs, C. Taylor, Tusler, Vruwink and Zamarripa.

To the committee on **Senate Organization**.

Read first time and referred:

Senate Joint Resolution 90

Relating to: accounting and expenditure of state funds and reduction of deficit (first consideration).

By Senator Marklein; cosponsored by Representative Katsma.

To the committee on **Agriculture, Revenue and Financial Institutions**.

Senate Bill 776

Relating to: requiring the Department of Financial Institutions to implement a section 529A ABLE savings account program and granting rule-making authority.

By Senators Jacque, L. Taylor, Bewley, Larson, Ringhand, Schachtner, Shilling, Miller, Risser and Wirch; cosponsored by Representatives Subeck, Mursau, Anderson, Billings, Brostoff, Cabrera, Emerson, Fields, Gundrum, Hesselbein, Kolste, Pope, Sargent, Shankland, Sinicki,

Spiros, Spreitzer, Tusler, Vining, Vruwink, Thiesfeldt, Brandtjen and Wichgers.

To the committee on **Agriculture, Revenue and Financial Institutions**.

Senate Bill 777

Relating to: regulating trampoline parks, providing an exemption from emergency rule procedures, granting rule-making authority, and making an appropriation.

By Senators Larson and Bewley; cosponsored by Representatives Brostoff, Sinicki, Bowen, Stubbs, Tusler and C. Taylor.

To the committee on **Public Benefits, Licensing and State-Federal Relations**.

Senate Bill 778

Relating to: registration of pharmacy technicians, extending the time limit for emergency rule procedures, providing an exemption from emergency rule procedures, and requiring the exercise of rule-making authority.

By Senators Bernier and Olsen; cosponsored by Representatives Horlacher, Born, Brostoff, L. Myers, Skowronski, Subeck, Tittl and Tusler.

To the committee on **Health and Human Services**.

Senate Bill 779

Relating to: creating the water fund for our future.

By Senators Smith, Olsen, Larson, Risser and Schachtner; cosponsored by Representatives Shankland, Nygren, Novak, Pope, Hebl, Billings, Anderson, Brostoff, Cabrera, Considine, Fields, Gruszynski, Hesselbein, Kitchens, Kolste, Krug, Neubauer, Ohnstad, Sargent, Sinicki, Spiros, Spreitzer, Stubbs, Subeck, C. Taylor, Tusler and Vruwink.

To the committee on **Government Operations, Technology and Consumer Protection**.

Senate Bill 780

Relating to: authorizing a local government to require advance payment from a presidential or vice-presidential campaign for certain expected public event costs.

By Senators Smith, Larson, Carpenter, Ringhand and L. Taylor; cosponsored by Representatives Stuck, Emerson, Anderson, Gruszynski, Hebl, Hesselbein, Kolste, Pope, Sinicki, Spreitzer and Stubbs.

To the committee on **Government Operations, Technology and Consumer Protection**.

Senate Bill 781

Relating to: reimbursement to the village of Redgranite for local law enforcement investigation services to a correctional institution and making an appropriation.

By Senator Olsen; cosponsored by Representative Petersen.

To the committee on **Judiciary and Public Safety**.

Senate Bill 782

Relating to: bail for a criminal defendant who is charged with bail jumping.

By Senators Stroebel, Nass and Jacque; cosponsored by Representatives Ott, Horlacher, Sanfelippo, Kerkman, Duchow, Wichgers, Dittrich and Plumer.

To the committee on **Insurance, Financial Services, Government Oversight and Courts**.

Senate Bill 783

Relating to: disinfection of drinking water supplied by a municipal water system.

By Senator Miller; cosponsored by Representative Pope.

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

Senate Bill 784

Relating to: imposing requirements related to insurance data cybersecurity and granting rule-making authority.

By Senators Testin, Feyen and Olsen; cosponsored by Representatives Petersen, Neylon and Duchow.

To the committee on **Insurance, Financial Services, Government Oversight and Courts**.

Senate Bill 785

Relating to: changing the 12 percent rule regarding the total value of taxable property included in the creation of, or amendment to, a tax incremental financing district in the village of Little Chute.

By Senators Cowles and Roth; cosponsored by Representatives Tusler, Steineke and Petersen.

To the committee on **Economic Development, Commerce and Trade**.

Senate Bill 786

Relating to: state workforce housing income and franchise tax credit and requiring the exercise of rule-making authority.

By Senators Bernier and Olsen; cosponsored by Representatives Summerfield, Nygren, Dittrich, Petryk, Plumer, Skowronski, Tusler, VanderMeer and Spiros.

To the committee on **Agriculture, Revenue and Financial Institutions**.

Senate Bill 787

Relating to: creating statewide website for municipality housing reports, modifying housing reporting requirements, and requiring annual update of housing fee report.

By Senators Bernier and Olsen; cosponsored by Representatives Summerfield, Kuglitsch, Plumer, Skowronski, Tusler and VanderMeer.

To the committee on **Utilities and Housing**.

Senate Bill 788

Relating to: opioid and methamphetamine data system and making an appropriation.

By Senators LeMahieu, Fitzgerald, Nass, Johnson, Darling, Feyen, Kooyenga, Larson, Olsen, Petrowski, Testin, Wanggaard and Bernier; cosponsored by Representatives Plumer, Nygren, Loudenbeck, Sanfelippo, Kolste, Billings,

Born, Dittrich, Hebl, Katsma, Krug, Kulp, Magnafici, Mursau, Ohnstad, Petersen, Rodriguez, Sargent, Spreitzer, Subeck, Wichgers and Skowronski.

To the committee on **Health and Human Services**.

Senate Bill 789

Relating to: expanding the part-time open enrollment program.

By Senators Darling, Kooyenga and Craig; cosponsored by Representatives Thiesfeldt, Kulp, Fields, Ballweg, Dittrich, Hutton, Felzkowski, Jagler, Knodl, Sanfelippo, Skowronski, Spiros, Steineke, Tusler and Wichgers.

To the committee on **Education**.

Senate Bill 790

Relating to: prohibiting vaping on public and private school property.

By Senators Larson, Shilling, Ringhand, Bewley and Risser; cosponsored by Representatives Pope, Hebl, Neubauer, Billings, Emerson, Riemer, Zamarripa, Cabrera, Milroy, Sargent, Hesselbein, Sinicki, Spreitzer, Fields, Ohnstad, Doyle, Vining, Subeck, Vruwink, C. Taylor, Anderson and Bowen.

To the committee on **Education**.

Senate Bill 791

Relating to: creating a sales tax exemption for materials used to construct workforce housing developments.

By Senators Testin, Feyen, Bernier and Olsen; cosponsored by Representatives Kulp, Quinn, Plumer, Petryk, VanderMeer, Skowronski, Spiros and Tusler.

To the committee on **Agriculture, Revenue and Financial Institutions**.

Senate Bill 792

Relating to: creating a refundable individual income tax credit for certain expenses incurred in the rehabilitation of an older home and making an appropriation.

By Senators Testin, Bernier and Olsen; cosponsored by Representatives Summerfield, Petersen, Dittrich, Plumer, Skowronski, Tusler and VanderMeer.

To the committee on **Agriculture, Revenue and Financial Institutions**.

Senate Bill 793

Relating to: short-term health coverage.

By Senators Craig, Nass, Stroebel, Wanggaard and Bernier; cosponsored by Representatives Neylon, Dittrich, Magnafici, Skowronski and Wichgers.

To the committee on **Insurance, Financial Services, Government Oversight and Courts**.

REPORT OF COMMITTEES

The committee on **Agriculture, Revenue and Financial Institutions** reported and recommended:

Senate Bill 440

Relating to: income and franchise tax benefit for investment in Wisconsin opportunity zones and providing a penalty.

Senate Amendment 1 adoption.

Ayes: 9 - Senators Marklein, Petrowski, Testin, Jacque, Bernier, Smith, Ringhand, Risser and Larson.

Noes: 0 - None.

Passage as amended.

Ayes: 7 - Senators Marklein, Petrowski, Testin, Jacque, Bernier, Smith and Ringhand.

Noes: 2 - Senators Risser and Larson.

Senate Bill 645

Relating to: a sales and use tax exemption for building materials that become a part of a facility for the University of Wisconsin Hospital and Clinics Authority.

Senate Amendment 1 adoption.

Ayes: 9 - Senators Marklein, Petrowski, Testin, Jacque, Bernier, Smith, Ringhand, Risser and Larson.

Noes: 0 - None.

Passage as amended.

Ayes: 9 - Senators Marklein, Petrowski, Testin, Jacque, Bernier, Smith, Ringhand, Risser and Larson.

Noes: 0 - None.

Senate Bill 720

Relating to: various changes to the laws administered and enforced by the Department of Revenue.

Senate Amendment 1 to Senate Substitute Amendment 1 adoption.

Ayes: 9 - Senators Marklein, Petrowski, Testin, Jacque, Bernier, Smith, Ringhand, Risser and Larson.

Noes: 0 - None.

Senate Substitute Amendment 1 adoption.

Ayes: 9 - Senators Marklein, Petrowski, Testin, Jacque, Bernier, Smith, Ringhand, Risser and Larson.

Noes: 0 - None.

Passage as amended.

Ayes: 9 - Senators Marklein, Petrowski, Testin, Jacque, Bernier, Smith, Ringhand, Risser and Larson.

Noes: 0 - None.

HOWARD MARKLEIN

Chairperson

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

Senate Bill 318

Relating to: obtaining evidence of the termination of certain property interests of a decedent.

Senate Amendment 1 adoption.

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

Noes: 0 - None.

Passage as amended.

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

Noes: 0 - None.

Senate Bill 556

Relating to: funding for service award payments and making an appropriation.

Passage.

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

Noes: 0 - None.

Senate Bill 559

Relating to: bid requirements for public inland lake protection and rehabilitation districts.

Passage.

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

Noes: 0 - None.

Senate Bill 691

Relating to: operation of motorboats by minors.

Passage.

Ayes: 4 - Senators Nass, Wanggaard, Kapenga and Ringhand.

Noes: 1 - Senator Wirch.

Senate Bill 699

Relating to: inspection requirements for chemical recovery boilers.

Passage.

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

Noes: 0 - None.

STEPHEN NASS

Chairperson

The committee on **Natural Resources and Energy** reported and recommended:

Senate Bill 617

Relating to: creating a task force on native pollinator health.

Passage.

Ayes: 5 - Senators Cowles, Olsen, Marklein, Miller and Hansen.

Noes: 0 - None.

Senate Bill 670

Relating to: exempting certain waste-to-energy facilities from tipping fees.

Senate Amendment 1 adoption.

Ayes: 5 - Senators Cowles, Olsen, Marklein, Miller and Hansen.

Noes: 0 - None.

Passage as amended.

Ayes: 5 - Senators Cowles, Olsen, Marklein, Miller and Hansen.

Noes: 0 - None.

Senate Bill 709

Relating to: creating an office of water policy and making an appropriation.

Senate Amendment 1 adoption.

Ayes: 5 - Senators Cowles, Olsen, Marklein, Miller and Hansen.

Noes: 0 - None.

Passage as amended.

Ayes: 5 - Senators Cowles, Olsen, Marklein, Miller and Hansen.

Noes: 0 - None.

Senate Bill 710

Relating to: the private on-site wastewater treatment system replacement or rehabilitation grant program.

Senate Amendment 1 adoption.

Ayes: 5 - Senators Cowles, Olsen, Marklein, Miller and Hansen.

Noes: 0 - None.

Passage as amended.

Ayes: 5 - Senators Cowles, Olsen, Marklein, Miller and Hansen.

Noes: 0 - None.

Senate Bill 711

Relating to: priorities and criteria for the municipal flood control and riparian restoration program and amending administrative rules.

Passage.

Ayes: 3 - Senators Cowles, Olsen and Marklein.

Noes: 2 - Senators Miller and Hansen.

Senate Bill 712

Relating to: funding a University of Wisconsin System freshwater collaborative and making an appropriation.

Passage.

Ayes: 5 - Senators Cowles, Olsen, Marklein, Miller and Hansen.

Noes: 0 - None.

Senate Bill 716

Relating to: prohibiting the sale and use of coal tar-based sealants and high PAH sealant products.

Senate Amendment 1 adoption.

Ayes: 5 - Senators Cowles, Olsen, Marklein, Miller and Hansen.

Noes: 0 - None.

Passage as amended.

Ayes: 5 - Senators Cowles, Olsen, Marklein, Miller and Hansen.

Noes: 0 - None.

Senate Bill 717

Relating to: expanding the clean sweep program to include collection of certain fire fighting foams and making an appropriation.

Passage.

Ayes: 5 - Senators Cowles, Olsen, Marklein, Miller and Hansen.

Noes: 0 - None.

Senate Bill 725

Relating to: biomanipulation projects to improve the water quality of lakes and impoundments and making an appropriation.

Senate Amendment 1 adoption.

Ayes: 5 - Senators Cowles, Olsen, Marklein, Miller and Hansen.

Noes: 0 - None.

Passage as amended.

Ayes: 3 - Senators Cowles, Olsen and Marklein.

Noes: 2 - Senators Miller and Hansen.

ROBERT COWLES

Chairperson

PETITIONS AND COMMUNICATIONS

Pursuant to Senate Rule 17 (5), Senator Jacque added as a coauthor of **Senate Bill 785**.

Pursuant to Senate Rule 17 (5), Representative Brostoff added as a cosponsor of **Senate Bill 788**.

Pursuant to Senate Rule 17 (5), Senator Jacque added as a coauthor of **Senate Joint Resolution 90**.

**State of Wisconsin
Office of the Governor**

February 6, 2020

The Honorable, the Senate:

The following bill(s), originating in the Senate, have been approved, signed and deposited in the office of the Secretary of State:

<u>Bill Number</u>	<u>Act Number</u>	<u>Date Approved</u>
Senate Bill 125	93	February 5, 2020
Senate Bill 156	94	February 5, 2020
Senate Bill 158	95	February 5, 2020
Senate Bill 160	96	February 5, 2020
Senate Bill 163	97	February 5, 2020
Senate Bill 231	98	February 5, 2020
Senate Bill 310	101	February 5, 2020
Senate Bill 335	99	February 5, 2020
Senate Bill 390	100	February 5, 2020
Senate Bill 438	102	February 5, 2020

Sincerely,
TONY EVERS
Governor

Pursuant to s. 35.095 (1)(b), Wisconsin Statutes, the following 2019 Act(s) have been published:

<u>Act Number</u>	<u>Bill Number</u>	<u>Publication Date</u>
Wisconsin Act 93	125	February 6, 2020
Wisconsin Act 94	156	February 6, 2020
Wisconsin Act 95	158	February 6, 2020
Wisconsin Act 96	160	February 6, 2020
Wisconsin Act 97	163	February 6, 2020
Wisconsin Act 98	231	February 6, 2020
Wisconsin Act 99	335	February 6, 2020
Wisconsin Act 100	390	February 6, 2020
Wisconsin Act 101	310	February 6, 2020
Wisconsin Act 102	438	February 6, 2020

**REFERRALS AND RECEIPT OF
COMMITTEE REPORTS CONCERNING
PROPOSED ADMINISTRATIVE RULES**

Senate Clearinghouse Rule 18-016

Relating to Wisconsin works time limits and extensions.
Submitted by the Department of Children and Families.
Report received from Agency, January 31, 2020.
Referred to the committee on **Universities, Technical Colleges, Children and Families**, February 6, 2020.

Senate Clearinghouse Rule 19-074

Relating to ambulance inspection.
Submitted by the Department of Transportation.
Report received from Agency, January 30, 2020.
Referred to the committee on **Transportation, Veterans and Military Affairs**, February 6, 2020.

Senate Clearinghouse Rule 19-080

Relating to the beneficial use of industrial byproducts and affecting small business.
Submitted by the Department of Natural Resources.
Report received from Agency, January 30, 2020.
Referred to the committee on **Natural Resources and Energy**, February 6, 2020.

Senate Clearinghouse Rule 19-155

Relating to account ownership, rollovers and refunds under the state's college savings program, s. 224.50, Stats.
Submitted by the Department of Financial Institutions.
Report received from Agency, January 30, 2020.
Referred to the committee on **Agriculture, Revenue and Financial Institutions**, February 6, 2020.

The committee on **Agriculture, Revenue and Financial Institutions** reported and recommended:

Senate Clearinghouse Rule 19-076

Relating to milk, food, and water testing laboratories.

No action taken on February 6, 2020.

Referred to the joint committee for review of **Administrative Rules**, February 6, 2020.

HOWARD MARKLEIN

Chairperson

The committee on **Health and Human Services** reported and recommended:

Senate Clearinghouse Rule 19-010

Relating to scheduling of NM2201, 5F-AB-PINACA, 4-CN-CUMYL-BUTINACA, MMB-CHMICA and 5F-CUMYL-P7AICA.

No action taken on February 6, 2020.

Referred to the joint committee for review of **Administrative Rules**, February 6, 2020.

Senate Clearinghouse Rule 19-011

Relating to scheduling n-ethylpentylone.

No action taken on February 6, 2020.

Referred to the joint committee for review of **Administrative Rules**, February 6, 2020.

Senate Clearinghouse Rule 19-012

Relating to scheduling FDA approved cannabidiol.

No action taken on February 6, 2020.

Referred to the joint committee for review of **Administrative Rules**, February 6, 2020.

Senate Clearinghouse Rule 19-079

Relating to immunization of students.

No action taken on February 6, 2020.

Referred to the joint committee for review of **Administrative Rules**, February 6, 2020.

PATRICK TESTIN

Chairperson

The committee on **Natural Resources and Energy** reported and recommended:

Senate Clearinghouse Rule 19-093

Relating to the development of site-specific numeric phosphorus water quality criteria for surface waters.

No action taken on February 6, 2020.

Referred to the joint committee for review of **Administrative Rules**, February 6, 2020.

Senate Clearinghouse Rule 19-094

Relating to processes for waterbody assessments and impaired waters listing, biological criteria for water quality standards, and biological confirmation of phosphorus impairments.

No action taken on February 6, 2020.

Referred to the joint committee for review of **Administrative Rules**, February 6, 2020.

Senate Clearinghouse Rule 19-105

Relating to cooling water intake structures.

No action taken on February 6, 2020.

Referred to the joint committee for review of **Administrative Rules**, February 6, 2020.

ROBERT COWLES
Chairperson

ADVICE AND CONSENT OF THE SENATE

**State of Wisconsin
Office of the Governor**

February 6, 2020

The Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint MARCY WEST, of La Farge, as a Southern Area Representative on the Natural Resources Board, to serve for the term ending May 1, 2025.

Respectfully Submitted,
TONY EVERS
Governor

Read and referred to the committee on **Natural Resources and Energy**.

**State of Wisconsin
Office of the Governor**

February 6, 2020

The Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint CHRISTOPHER HANSON, of Sparta, as a Congressional District 3 Representative on the Board of Veterans Affairs, to serve for the term ending May 1, 2021.

Respectfully Submitted,
TONY EVERS
Governor

Read and referred to the committee on **Transportation, Veterans and Military Affairs**.