



# STATE OF WISCONSIN

# Senate Journal

## One-Hundred and Fourth Regular Session

5:03 P.M.

TUESDAY, February 11, 2020

The Senate met.

The Senate was called to order by Senator Fitzgerald.

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

### CHIEF CLERK'S ENTRIES

#### AMENDMENTS OFFERED

Senate Substitute Amendment 1 to **Senate Bill 32** offered by Senator Jacque.

Senate Substitute Amendment 1 to **Senate Bill 100** offered by Senator Roth.

Senate Substitute Amendment 2 to **Senate Bill 232** offered by Senator Jacque.

Senate Substitute Amendment 1 to **Senate Bill 515** offered by Senator Bernier.

Senate Substitute Amendment 1 to **Senate Bill 741** offered by Senator Stroebel.

Senate Amendment 1 to **Senate Bill 772** offered by Senator Hansen.

Senate Amendment 1 to **Senate Bill 794** offered by Senator Bernier.

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

Read first time and referred:

#### **Senate Bill 794**

Relating to: authorizing certain overseas and military voters to vote absentee by electronic transmission and granting rule-making authority.

By Senators Bernier and Kapenga; cosponsored by Representatives Duchow, Skowronski, Felzkowski, Horlacher, Kitchens, Magnafici, Novak, Schraa, Sinicki, Sortwell, Spiros, Thiesfeldt, C. Taylor, Plumer and Edming.

To the committee on **Elections, Ethics and Rural Issues**.

#### **Senate Bill 795**

Relating to: investigations by the Elections Commission based on information from the Electronic Registration Information Center and from municipal clerks indicating that

Wisconsin registered voters may have voted more than once in the same election, and complaints filed with the Elections Commission alleging election law violations.

By Senators Bernier, Wanggaard, Craig and Jacque; cosponsored by Representatives Brandtjen, Allen, Dittrich, Gundrum, Loudenbeck, Magnafici and Skowronski.

To the committee on **Elections, Ethics and Rural Issues**.

#### **Senate Bill 796**

Relating to: statements of scope for administrative rules.

By Senators Nass, Craig and Stroebel; cosponsored by Representatives Neylon, Ballweg and Ott.

To the committee on **Labor and Regulatory Reform**.

#### **Senate Bill 797**

Relating to: correcting the 2019 personal property aid distribution.

By Senators Petrowski, Marklein, Wirch, Stroebel and Cowles; cosponsored by Representatives Tusler, Snyder, McGuire, Quinn, Spiros and Ohnstad.

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

#### **Senate Bill 798**

Relating to: revising various provisions of the statutes for the purpose of making corrections and reconciling conflicts (Correction Bill).

By the **Law Revision Committee**.

To the committee on **Senate Organization**.

#### **Senate Bill 799**

Relating to: revising various provisions of the statutes for the purpose of making corrections and reconciling conflicts (Correction Bill).

By the **Law Revision Committee**.

To the committee on **Senate Organization**.

#### **Senate Bill 800**

Relating to: records retained by circuit courts (suggested as remedial legislation by the Office of the Director of State Courts).

By the **Law Revision Committee**.

To the committee on **Senate Organization**.

#### **Senate Bill 801**

Relating to: the composition of the Southeastern Wisconsin Fox River Commission (suggested as remedial legislation by the Law Revision Committee).

By the **Law Revision Committee**.

To the committee on **Senate Organization**.

**Senate Bill 802**

Relating to: named various changes to the Wisconsin Retirement System (suggested as remedial legislation by the Department of Employee Trust Funds).

By the **Law Revision Committee**.

To the committee on **Senate Organization**.

**Senate Bill 803**

Relating to: repealing obsolete statutory references in and making other changes to various tax laws (suggested as remedial legislation by the Department of Revenue).

By the **Law Revision Committee**.

To the committee on **Senate Organization**.

**Senate Bill 804**

Relating to: the Department of Tourism's reporting duties and requirement to distribute cheese (suggested as remedial legislation by the Department of Tourism).

By the **Law Revision Committee**.

To the committee on **Senate Organization**.

**Senate Bill 805**

Relating to: the exclusion of certain amounts from the calculation of income for purposes of Wisconsin Works eligibility and sources of funding for the Brighter Futures Initiative (suggested as remedial legislation by the Department of Children and Families).

By the **Law Revision Committee**.

To the committee on **Senate Organization**.

**Senate Bill 806**

Relating to: incorporation of standards by reference into agency administrative rules and various changes to laws administered or enforced by the Department of Safety and Professional Services and credentialing boards (suggested as remedial legislation by the Department of Safety and Professional Services).

By the **Law Revision Committee**.

To the committee on **Senate Organization**.

**Senate Bill 807**

Relating to: the intermodal freight assistance program and a grant to the Encourage Community Foundation for the construction of an economic development and community hub (suggested as remedial legislation by the Department of Administration).

By the **Law Revision Committee**.

To the committee on **Senate Organization**.

**Senate Bill 808**

Relating to: livestock facility siting and expansion and granting rule-making authority.

By Senators Marklein, Bernier, Feyen, LeMahieu and Olsen; cosponsored by Representatives Tranel, Tauchen, Kurtz, Novak, Ballweg, Summerfield and Tusler.

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

**Senate Bill 525**

Relating to: impersonating a public officer, public employee, or employee of a utility and providing a penalty.

Passage.

Ayes: 5 - Senators Wanggaard, Jacque, Darling, Risser and L. Taylor.

Noes: 0 - None.

**Senate Bill 590**

Relating to: immunity from revocation of probation, parole, or extended supervision for certain controlled substance offenses.

Passage.

Ayes: 4 - Senators Wanggaard, Darling, Risser and L. Taylor.

Noes: 1 - Senator Jacque.

**Senate Bill 652**

Relating to: hearing timelines for juveniles in custody.

Passage.

Ayes: 5 - Senators Wanggaard, Jacque, Darling, Risser and L. Taylor.

Noes: 0 - None.

**Senate Bill 656**

Relating to: mail theft and providing a penalty.

Passage.

Ayes: 5 - Senators Wanggaard, Jacque, Darling, Risser and L. Taylor.

Noes: 0 - None.

**Senate Bill 745**

Relating to: prosecuting a violent felon for the crime of illegal possession of a firearm.

Passage.

Ayes: 3 - Senators Wanggaard, Jacque and Darling.

Noes: 2 - Senators Risser and L. Taylor.

**Senate Bill 752**

Relating to: recommendation to revoke parole, probation, and extended supervision if a person is charged with a crime.

Senate Amendment 1 adoption.

Ayes: 5 - Senators Wanggaard, Jacque, Darling, Risser and L. Taylor.

Noes: 0 - None.

Passage as amended.

Ayes: 3 - Senators Wanggaard, Jacque and Darling.

Noes: 2 - Senators Risser and L. Taylor.

**Senate Bill 753**

Relating to: acts for which a juvenile may be placed in correctional placement or the Serious Juvenile Offender Program.

Senate Amendment 1 adoption.

Ayes: 5 - Senators Wanggaard, Jacque, Darling, Risser and L. Taylor.

Noes: 0 - None.

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**REPORT OF COMMITTEES**

The committee on **Judiciary and Public Safety** reported and recommended:

Passage as amended.

Ayes: 3 - Senators Wanggaard, Jacque and Darling.

Noes: 2 - Senators Risser and L. Taylor.

**Senate Bill 754**

Relating to: earned release from parole or extended supervision and discharge from probation.

Senate Amendment 1 adoption.

Ayes: 4 - Senators Wanggaard, Jacque, Darling and Risser.

Noes: 1 - Senator L. Taylor.

Passage as amended.

Ayes: 3 - Senators Wanggaard, Jacque and Darling.

Noes: 2 - Senators Risser and L. Taylor.

**Senate Bill 767**

Relating to: intimidating a victim of domestic abuse and providing a penalty.

Senate Amendment 1 adoption.

Ayes: 5 - Senators Wanggaard, Jacque, Darling, Risser and L. Taylor.

Noes: 0 - None.

Passage as amended.

Ayes: 3 - Senators Wanggaard, Jacque and Darling.

Noes: 2 - Senators Risser and L. Taylor.

**Senate Bill 769**

Relating to: theft of a vehicle; victim impact panels; increased penalties for reckless driving; increased penalties for fleeing an officer; and providing a penalty.

Senate Amendment 1 adoption.

Ayes: 4 - Senators Wanggaard, Jacque, Darling and Risser.

Noes: 1 - Senator L. Taylor.

Passage as amended.

Ayes: 3 - Senators Wanggaard, Jacque and Darling.

Noes: 2 - Senators Risser and L. Taylor.

**Senate Bill 771**

Relating to: grants to political subdivisions for additional policing and strategic planning to combat crime and making an appropriation.

Passage.

Ayes: 5 - Senators Wanggaard, Jacque, Darling, Risser and L. Taylor.

Noes: 0 - None.

*VAN WANGGAARD*

Chairperson

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The committee on **Local Government, Small Business, Tourism and Workforce Development** reported and recommended:

**BANKER, SHERMAN**, of Madison, as a Public Member on the Wisconsin Historical Society Board of Curators, to serve for the term ending July 1, 2022.

Confirmation.

Ayes: 5 - Senators Jacque, Bernier, Tiffany, Schachtner and Miller.

Noes: 0 - None.

**Senate Bill 714**

Relating to: method for establishing proof of financial responsibility for solid waste facilities owned or operated by a municipality and granting rule-making authority.

Passage.

Ayes: 3 - Senators Jacque, Bernier and Tiffany.

Noes: 2 - Senators Schachtner and Miller.

**Senate Bill 764**

Relating to: modifying an administrative rule of the Department of Safety and Professional Services regarding renewal of a registered electrician enrollment for a youth apprentice.

Passage.

Ayes: 5 - Senators Jacque, Bernier, Tiffany, Schachtner and Miller.

Noes: 0 - None.

*ANDRÉ JACQUE*

Chairperson

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

**Senate Bill 715**

Relating to: grants and funding for water stewardship certification, a grazing coordinator position, producer-led watershed protection grants, lake protection, soil and water conservation, and crop insurance premium rebates for cover crops; granting rule-making authority; and making an appropriation.

Passage.

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

Noes: 0 - None.

**Senate Bill 718**

Relating to: creating a pilot grant program for farmers to reduce nitrate loading, funding research for nitrate loading reduction methods, extending the time limit for emergency rule procedures, providing an exemption from emergency rule procedures, granting rule-making authority, 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 722**

Relating to: supporting the Center for Watershed Science and Education, creating a hydrogeologist position, funding research on phosphorus recovery and reuse, creating grant programs for counties to test wells and provide public education, granting rule-making authority, 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 723**

Relating to: county conservation staffing and making an appropriation.

Passage.

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

Noes: 0 - None.

**Senate Bill 724**

Relating to: the well compensation grant program 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 772**

Relating to: PFAS standards and grant programs, providing blood testing for certain individuals, requiring a cancer cluster study, extending the time limit for emergency rule procedures, providing an exemption from emergency rule procedures, and granting rule-making authority.

Passage.

Ayes: 4 - Senators Cowles, Olsen, Miller and Hansen.

Noes: 1 - Senator Marklein.

**Senate Bill 773**

Relating to: providing funding related to PFAS programs and positions, granting rule-making authority, and making an appropriation.

Passage.

Ayes: 4 - Senators Cowles, Olsen, Miller and Hansen.

Noes: 1 - Senator Marklein.

*ROBERT COWLES*

Chairperson

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

**Senate Bill 541**

Relating to: reports on bills requiring occupational licenses.

Senate Substitute Amendment 1 adoption.

Ayes: 3 - Senators Kapenga, Craig and LeMahieu.

Noes: 2 - Senators Johnson and Hansen.

Passage as amended.

Ayes: 3 - Senators Kapenga, Craig and LeMahieu.

Noes: 2 - Senators Johnson and Hansen.

**Senate Bill 654**

Relating to: reciprocal credentials for service members, former service members, and their spouses and granting rule-making authority.

Senate Amendment 1 adoption.

Ayes: 5 - Senators Kapenga, Craig, LeMahieu, Johnson and Hansen.

Noes: 0 - None.

Passage as amended.

Ayes: 5 - Senators Kapenga, Craig, LeMahieu, Johnson and Hansen.

Noes: 0 - None.

*CHRIS KAPENGA*

Chairperson

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**PETITIONS AND COMMUNICATIONS**

Pursuant to Senate Rule 17 (5), Representative Plumer added as a cosponsor of **Senate Bill 563**.

Pursuant to Senate Rule 17 (5), Representative Edming added as a cosponsor of **Senate Bill 624**.

Pursuant to Senate Rule 17 (5), Senator L. Taylor added as a coauthor of **Senate Bill 646**.

Pursuant to Senate Rule 17 (5), Representative Gruszynski added as a cosponsor of **Senate Bill 772**.

Pursuant to Senate Rule 17 (5), Representative Gruszynski added as a cosponsor of **Senate Bill 773**.

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**State of Wisconsin  
Office of the Senate President**

February 11, 2020

The Honorable, the Senate:

Pursuant to Senate Rule 46 (2)(c), I am writing to inform you that I have directed the following proposals 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**.

**Senate Bill 715**, relating to: grants and funding for water stewardship certification, a grazing coordinator position, producer-led watershed protection grants, lake protection, soil and water conservation, and crop insurance premium rebates for cover crops; granting rule-making authority; and making an appropriation., withdrawn from the committee on **Senate Organization** and rereferred to the joint committee on **Finance**.

**Senate Bill 718**, relating to: creating a pilot grant program for farmers to reduce nitrate loading, funding research for nitrate loading reduction methods, extending the time limit for emergency rule procedures, providing an exemption from emergency rule procedures, granting rule-making authority, and making an appropriation., withdrawn from the committee on **Senate Organization** and rereferred to the joint committee on **Finance**.

**Senate Bill 722**, relating to: supporting the Center for Watershed Science and Education, creating a hydrogeologist position, funding research on phosphorus recovery and reuse, creating grant programs for counties to test wells and provide public education, granting rule-making authority, and making an appropriation., withdrawn from the committee on **Senate Organization** and rereferred to the joint committee on **Finance**.

**Senate Bill 723**, relating to: county conservation staffing and making an appropriation., withdrawn from the committee on **Senate Organization** and rereferred to the joint committee on **Finance**.

**Senate Bill 724**, relating to: the well compensation grant program and making an appropriation., withdrawn from the committee on **Senate Organization** and rereferred to the joint committee on **Finance**.

**Senate Bill 771**, relating to: grants to political subdivisions for additional policing and strategic planning to combat crime and making an appropriation., withdrawn from the committee on **Senate Organization** and rereferred to the joint committee on **Finance**.

Sincerely,  
*ROGER ROTH*  
Senate President

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**State of Wisconsin  
Wisconsin Ethics Commission**

February 11, 2020

The Honorable, the Senate:

Pursuant to Wis. Stats. §13.685 (7), we are providing the enclosed information. Please visit the Wisconsin Ethics Commission’s *Eye on Lobbying* website, <https://lobbying.wi.gov>, for more detailed information about lobbyists, lobbying principals (organizations), and state agency liaisons.

Graul, Mark.....Wisconsin Association for the Treatment of Opioid Dependence, Inc.

Huffman, Hannah.....Wisconsin Association for the Treatment of Opioid Dependence, Inc.

Lyons, Steve.....Wisconsin Society of Architects

Miller, Kevin.....ChargePoint, Inc.

Murray, Ryan.....Alliant Energy

Springer, Thomas.....AMS of Wisconsin

Strause, Daniel.....Hometown Pharmacy Partnerships LLC

Sincerely,  
*DANIEL A. CARLTON, JR.*  
Administrator

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

The joint committee for review of **Administrative Rules** reported and recommended:

**Senate Clearinghouse Rule 18-066**

Relating to custody and control of ch. 980, Stats., patients.

No action taken on February 10, 2020.

**Senate Clearinghouse Rule 18-098**

Relating to substance use disorder specialty authorization.

No action taken on February 10, 2020.

**Senate Clearinghouse Rule 18-105**

Relating to delegation of services to health care professionals.

No action taken on February 10, 2020.

*STEPHEN NASS*  
Senate Chairperson

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

**Senate Clearinghouse Rule 19-018**

Relating to mental health day treatment services for children.

No action taken on February 11, 2020.

Referred to the joint committee for review of **Administrative Rules**, February 11, 2020.

*PATRICK TESTIN*  
Chairperson

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**MESSAGES FROM THE  
ASSEMBLY CONSIDERED**

**Assembly Bill 470**

Relating to: adding 12 circuit court branches to be allocated by the director of state courts.

By Representatives Tusler, Tittl, McGuire, Edming, Anderson, Ballweg, Bowen, Crowley, Goyke, Neubauer, Petersen, Petryk, Schraa, Spiros, Summerfield and Zamarripa; cosponsored by Senators Petrowski, Bewley, Bernier, LeMahieu, Schachtner, L. Taylor, Tiffany and Testin.

Read first time and referred to the joint committee on **Finance**.

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**ADJOURNMENT**

Senator Fitzgerald, with unanimous consent, asked that the 2019 Regular Session of the Senate stand adjourned until Thursday, February 13, 2020.

Adjourned.

5:04 P.M.