



STATE OF WISCONSIN

Assembly Journal

One-Hundred and Fifth Regular Session

2:00 P.M.

THURSDAY, March 25, 2021

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

Representative Vorpagel in the chair.

The Assembly dispensed with the call of the roll.

AMENDMENTS OFFERED

Assembly Amendment 1 to Assembly Substitute Amendment 1 to **Assembly Bill 26** offered by Representative Tittl.

Assembly Amendment 1 to **Assembly Bill 82** offered by Representative Allen.

Assembly Amendment 2 to **Assembly Bill 82** offered by Representative Allen.

Assembly Amendment 1 to **Assembly Bill 138** offered by Representative Brandtjen.

ADMINISTRATIVE RULES

Assembly Clearinghouse Rule 20-028

Relating to emergency medical services licensing, certification, and training requirements.

Submitted by Department of Health Services.

Report received from Agency, March 12, 2021.

To committee on **Regulatory Licensing Reform**.

Referred on March 25, 2021.

Assembly Clearinghouse Rule 20-072

Relating to sensory impairment terminology and deaf-blindness.

Submitted by Department of Public Instruction.

Report received from Agency, March 10, 2021.

To committee on **Education**.

Referred on March 24, 2021.

INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

Assembly Joint Resolution 20

Relating to: proclaiming March 19 to be Wisconsin Celebrating Women in Public Office Day.

By Representative Subeck; cosponsored by Senator Bernier.

To committee on **Rules**.

Assembly Joint Resolution 21

Relating to: observing Wednesday, March 24, 2021, as Equal Pay Day in Wisconsin.

By Representatives Sinicki, Milroy, Hintz, Hesselbein, Spreitzer, Subeck, Anderson, Andraca, Baldeh, Billings, Bowen, Brostoff, Cabrera, Conley, Considine, Doyle, Drake, Emerson, Goyke, Haywood, Hebl, Hong, McGuire, B. Meyers, Moore Omokunde, L. Myers, Neubauer, Ohnstad, Ortiz-Velez, Pope, Riemer, S. Rodriguez, Shankland, Shelton, Snodgrass, Stubbs, Vining and Vruwink; cosponsored by Senators Johnson, Wirsch, Smith, Bewley, Ringhand, Carpenter, Agard, Larson, Roys and L. Taylor.

To committee on **Rules**.

Assembly Joint Resolution 22

Relating to: proclaiming the month of March as Snowplow Driver Awareness Month.

By Representatives B. Meyers, Sinicki, Hebl, Drake, Vruwink, S. Rodriguez, Milroy, Hesselbein, Shelton, Subeck, Shankland, Thiesfeldt, Hintz, Neubauer, Spreitzer, Cabrera and Stubbs; cosponsored by Senators Bewley, L. Taylor, Cowles, Ringhand, Felzkowski and Erpenbach.

To committee on **Rules**.

Assembly Joint Resolution 23

Relating to: honoring the life and service of Alfred J. "Cy" Tector, Jr., and commemorating his many accomplishments.

By Representatives Knodl, Andraca, Drake, Magnafici, Sinicki, Spreitzer, Subeck, Tranel and Skowronski; cosponsored by Senators Darling, Cowles and Carpenter.

To committee on **Rules**.

Assembly Bill 195

Relating to: designating University of Wisconsin and technical college sports and athletic teams based on the sex of the participants.

By Representatives Dittrich, Brandtjen, Cabral-Guevara, Rozar, Tittl, Gundrum, Sortwell, Tusler, Plumer, Skowronski, James, Allen, Kuglitsch, Moses, Ramthun and Sanfelippo; cosponsored by Senators Bernier, Jacque and Nass.

To committee on **Colleges and Universities**.

Assembly Bill 196

Relating to: designating athletic sports and teams operated or sponsored by public schools or private schools participating in a parental choice program based on the sex of the participants.

By Representatives Dittrich, Brandtjen, Cabral-Guevara, Rozar, Tittl, Gundrum, Sortwell, Tusler, Plumer,

Skowronski, James, Allen, Kuglitsch, Moses, Ramthun and Sanfelippo; cosponsored by Senators Bernier, Jacque and Nass.

To committee on **Education**.

Assembly Bill 197

Relating to: pre-adoption training formats.

By Representatives Snodgrass, Billings, Baldeh, Tusler, Anderson, Andraca, Cabral-Guevara, Emerson, Hebl, Shelton, Sinicki, Spreitzer and Subeck; cosponsored by Senators Johnson, Roth, Carpenter, Darling, Larson, Ringhand and L. Taylor.

To committee on **Family Law**.

Assembly Bill 198

Relating to: defects on absentee ballot certificates, certain kinds of election fraud, and providing a penalty.

By Representatives Sanfelippo, Edming, Gundrum, Knodl, Krug, Murphy, Neylon, Skowronski, Steffen, VanderMeer and Wichgers; cosponsored by Senators Darling, Stroebel, Wimberger, Ballweg, Bradley, Felzkowski, Feyen, Jacque, Marklein, Nass and Wanggaard.

To committee on **Campaigns and Elections**.

Assembly Bill 199

Relating to: conducting juvenile proceedings by telephone or audiovisual means and appearance at any criminal proceeding by telephone or audiovisual means.

By Representatives Thiesfeldt, Skowronski, Brooks, Knodl and Schraa; cosponsored by Senators Jacque, Ballweg and Felzkowski.

To committee on **Criminal Justice and Public Safety**.

Assembly Bill 200

Relating to: depositing sales tax revenue from the sale of motor vehicles and motor vehicle parts, accessories, and services into the transportation fund.

By Representatives Wichgers, Horlacher, Allen, Brandtjen, Brooks, Edming, Knodl, Kuglitsch, Magnafici, Moses, Murphy, Ramthun, Rozar, Skowronski, Thiesfeldt and Plumer; cosponsored by Senators Jacque, Felzkowski and Nass.

To committee on **Transportation**.

Assembly Bill 201

Relating to: absentee ballot applications, unsolicited mailing or transmission of absentee ballot applications and absentee ballots, canvassing absentee ballots, electronic voter registration, and providing a penalty.

By Representatives Gundrum, Rozar, Edming, Spiros, Krug, Neylon, Brooks, Murphy, Jagler, Allen, Knodl and Wichgers; cosponsored by Senators Stroebel, Darling, Roth, Wanggaard, Bradley, Nass, Ballweg and Felzkowski.

To committee on **Campaigns and Elections**.

Assembly Bill 202

Relating to: sourcing materials from within the right-of-way of a highway improvement project.

By Representatives Brandtjen, Allen, Gundrum, Knodl, Magnafici, Moses, Plumer, Ramthun, Rozar, Skowronski and Wichgers; cosponsored by Senators Jacque, Bernier, Felzkowski, Feyen, Nass, Stroebel and Wanggaard.

To committee on **Transportation**.

Assembly Bill 203

Relating to: indication of veteran status on an operator's license or identification card.

By Representatives Sortwell, Cabral-Guevara, Brandtjen, Brooks, Callahan, Gundrum, Horlacher, Knodl, Magnafici, Mursau, Ortiz-Velez and Sinicki; cosponsored by Senators Jacque, Darling, Carpenter, Felzkowski, Feyen and L. Taylor.

To committee on **Transportation**.

Assembly Bill 204

Relating to: prorated University of Wisconsin System housing and meal plan contracts.

By Representatives Sortwell, Brooks, Cabral-Guevara, Cabrera, Gundrum, Horlacher, Knodl, Kuglitsch, Magnafici, Moses, Murphy, Mursau, Rozar, Skowronski, Thiesfeldt and Wichgers; cosponsored by Senators Stroebel, Nass, Bradley, Felzkowski and Stafsholt.

To committee on **Colleges and Universities**.

Assembly Bill 205

Relating to: preparing an additional executive budget bill or bills according to generally accepted accounting principles.

By Representatives Brooks, Brandtjen, Horlacher, Moses, Murphy, Ramthun, Schraa, Skowronski and Wichgers; cosponsored by Senator Jacque.

To joint committee on **Finance**.

Assembly Bill 206

Relating to: the unemployment insurance waiting period.

By Representatives B. Meyers, Doyle, Shankland, Vining, S. Rodriguez, Milroy, Sinicki, Andraca, Cabrera, Baldeh, Spreitzer, Conley, Emerson, Subeck, Hebl, Hintz, Hesselbein, Snodgrass, Ohnstad, Anderson, Drake, Vruwink, Billings, Goyke, Bowen, Stubbs, McGuire, Neubauer, Hong, Pope, Ortiz-Velez, Brostoff, Considine and Shelton; cosponsored by Senators Smith, Bewley, Johnson, Carpenter, Erpenbach, Agard, L. Taylor, Roys, Wirch, Ringhand, Larson and Pfaff.

To committee on **Workforce Development**.

Assembly Bill 207

Relating to: the use of alkaline hydrolysis to cremate human remains and providing an exemption from emergency rule procedures.

By Representatives Novak, Swearingen, Armstrong, Bowen, Callahan, Kitchens, Krug, Moses, L. Myers, J. Rodriguez, Rozar, Skowronski and Stubbs; cosponsored by Senators Testin, L. Taylor, Carpenter, Kooyenga and Ringhand.

To committee on **Health**.

Assembly Bill 208

Relating to: maintenance and repair of private roads.

By Representatives Summerfield, Knodl, Rozar and Skowronski; cosponsored by Senator Ballweg.

To committee on **Housing and Real Estate**.

Assembly Bill 209

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

By Representatives Summerfield, Moses, Armstrong, Kitchens, Mursau, Novak, Oldenburg, Petryk, Skowronski and Spiros; cosponsored by Senators Bernier and Felzkowski.

To committee on **Environment**.

Assembly Bill 210

Relating to: grants for suicide prevention programming and making an appropriation.

By Representatives VanderMeer, Oldenburg, Doyle, Armstrong, Bowen, Cabral-Guevara, Cabrera, Edming, Gundrum, James, B. Meyers, Mursau, Novak, Petryk, Plumer, Rozar, Schraa, Shankland, Sinicki, Skowronski, Spiros, Spreitzer, Steffen, Subeck, Tranel, Wittke and Zimmerman; cosponsored by Senators Ballweg, Carpenter, Darling, Feyen, Ringhand and Smith.

To committee on **Mental Health**.

Assembly Bill 211

Relating to: operation of drones over correctional institutions.

By Representatives Callahan, Schraa, Bowen, Brandtjen, Brooks, Goyke, Kitchens, Knodl, Murphy, Rozar, Snyder, Spiros, Thiesfeldt and Neylon; cosponsored by Senators Feyen, Ballweg, Felzkowski, Marklein, Nass, Ringhand, L. Taylor and Wanggaard.

To committee on **Corrections**.

Assembly Bill 212

Relating to: short-term health coverage duration.

By Representatives Neylon, Sanfelippo, Allen, Armstrong, Brandtjen, Brooks, Cabral-Guevara, Dittrich, Edming, Gundrum, James, Kerkman, Kitchens, Knodl, Macco, Magnafici, Moses, Novak, Petryk, Ramthun, J. Rodriguez, Rozar, Schraa, Skowronski, Sortwell, Summerfield, Tauchen, Thiesfeldt, Tittl, Tranel, Tusler, VanderMeer and Wichgers; cosponsored by Senators Kooyenga, Ballweg, Stroebel, Bernier and Wanggaard.

To committee on **Insurance**.

COMMITTEE REPORTS

The committee on **Colleges and Universities** reports and recommends:

Assembly Bill 38

Relating to: exempting veterans and members of the armed forces from admissions application fees at University of Wisconsin System schools and technical colleges.

Passage:

Ayes: 14 - Representatives Murphy, Dallman, Tranel, Duchow, Wittke, Summerfield, Krug, Petryk, Cabral-Guevara, Moses, Hesselbein, Anderson, Emerson and Stubbs.

Noes: 0.

To committee on **Rules**.

Assembly Bill 64

Relating to: technical college farmer tuition assistance grants and making an appropriation.

Passage:

Ayes: 14 - Representatives Murphy, Dallman, Tranel, Duchow, Wittke, Summerfield, Krug, Petryk, Cabral-Guevara, Moses, Hesselbein, Anderson, Emerson and Stubbs.

Noes: 0.

To committee on **Rules**.

DAVID MURPHY

Chairperson

Committee on Colleges and Universities

The committee on **Criminal Justice and Public Safety** reports and recommends:

Assembly Bill 44

Relating to: increased penalties for crimes against elder persons; restraining orders for elder persons; freezing assets of a defendant charged with financial exploitation of an elder person; sexual assault of an elder person; physical abuse of an elder person; and providing a penalty.

Passage:

Ayes: 13 - Representatives Spiros, Duchow, Novak, Schraa, Krug, James, Steffen, Callahan, McGuire, Bowen, Drake, Emerson and Stubbs.

Noes: 1 - Representative Sortwell.

To committee on **Rules**.

Assembly Bill 45

Relating to: financial exploitation of vulnerable adults with securities accounts, violations of the Wisconsin Uniform Securities Law, granting rule-making authority, and providing a penalty.

Assembly Amendment 1 adoption:

Ayes: 8 - Representatives Spiros, Duchow, Novak, Schraa, Krug, James, Steffen and Callahan.

Noes: 6 - Representatives Sortwell, McGuire, Bowen, Drake, Emerson and Stubbs.

Passage as amended:

Ayes: 13 - Representatives Spiros, Duchow, Novak, Schraa, Krug, James, Steffen, Callahan, McGuire, Bowen, Drake, Emerson and Stubbs.

Noes: 1 - Representative Sortwell.

To committee on **Rules**.

Assembly Bill 46

Relating to: financial exploitation of vulnerable adults.

Assembly Amendment 2 adoption:

Ayes: 14 - Representatives Spiros, Sortwell, Duchow, Novak, Schraa, Krug, James, Steffen, Callahan, McGuire, Bowen, Drake, Emerson and Stubbs.

Noes: 0.

Passage as amended:

Ayes: 13 - Representatives Spiros, Duchow, Novak, Schraa, Krug, James, Steffen, Callahan, McGuire, Bowen, Drake, Emerson and Stubbs.

Noes: 1 - Representative Sortwell.

To committee on **Rules**.

JOHN SPIROS
Chairperson
Committee on Criminal Justice and
Public Safety

The committee on **Education** reports and recommends:

Assembly Bill 59

Relating to: applications for the full-time open enrollment program in the 2020-21 and 2021-22 school years and the family income requirement for the Wisconsin Parental Choice Program in the 2021-22 school year.

Passage:

Ayes: 9 - Representatives Thiesfeldt, Kitchens, Jagler, Wittke, Ramthun, Wichgers, Mursau, Duchow and Rozar.

Noes: 5 - Representatives Pope, Considine, Hebl, L. Myers and Vruwink.

To committee on **Rules**.

Assembly Bill 119

Relating to: applications for full-time open enrollment.

Passage:

Ayes: 14 - Representatives Thiesfeldt, Kitchens, Jagler, Wittke, Ramthun, Wichgers, Mursau, Duchow, Rozar, Pope, Considine, Hebl, L. Myers and Vruwink.

Noes: 0.

To committee on **Rules**.

JEREMY THIESFELDT
Chairperson
Committee on Education

The committee on **Family Law** reports and recommends:

Assembly Bill 79

Relating to: waiting period for marriage after divorce judgment.

Passage:

Ayes: 8 - Representatives Magnafici, James, Plumer, Snyder, Edming, Duchow, Doyle and Conley.

Noes: 0.

To committee on **Rules**.

Assembly Bill 101

Relating to: proposed parenting plans in certain actions affecting the family.

Passage:

Ayes: 9 - Representatives Magnafici, James, Plumer, Snyder, Edming, Duchow, Doyle, Conley and Drake.

Noes: 0.

To committee on **Rules**.

Assembly Bill 104

Relating to: calculating the child support obligation and elimination of family support.

Passage:

Ayes: 9 - Representatives Magnafici, James, Plumer, Snyder, Edming, Duchow, Doyle, Conley and Drake.

Noes: 0.

To committee on **Rules**.

Assembly Bill 107

Relating to: factors relating to the physical placement of a child.

Passage:

Ayes: 6 - Representatives Magnafici, James, Plumer, Snyder, Edming and Duchow.

Noes: 3 - Representatives Doyle, Conley and Drake.

To committee on **Rules**.

GAE MAGNAFICI
Chairperson
Committee on Family Law

The committee on **Government Accountability and Oversight** reports and recommends:

Assembly Bill 17

Relating to: various changes to the worker's compensation law.

Passage:

Ayes: 8 - Representatives Knodl, Brandtjen, Steffen, Thiesfeldt, Krug, Emerson, Drake and Neubauer.

Noes: 0.

To committee on **Rules**.

DANIEL KNODL
Chairperson
Committee on Government
Accountability and Oversight

The committee on **Ways and Means** reports and recommends:

Assembly Bill 18

Relating to: adopting federal law changes to extend the time for filing individual income tax returns.

Passage:

Ayes: 12 - Representatives Wittke, Kerkman, Knodl, Snyder, Dittrich, Ramthun, Brooks, Armstrong, McGuire, Conley, Ohnstad and Riemer.

Noes: 0.

To committee on **Rules**.

Assembly Bill 56

Relating to: distribution of the aid payment for personal property upon termination of a tax incremental district.

Assembly Amendment 1 adoption:

Ayes: 12 - Representatives Wittke, Kerkman, Knodl, Snyder, Dittrich, Ramthun, Brooks, Armstrong, McGuire, Conley, Ohnstad and Riemer.

Noes: 0.

Passage as amended:

Ayes: 12 - Representatives Wittke, Kerkman, Knodl, Snyder, Dittrich, Ramthun, Brooks, Armstrong, McGuire, Conley, Ohnstad and Riemer.

Noes: 0.

To committee on **Rules**.

JOHN MACCO
Chairperson
Committee on Ways and Means

REFERENCE BUREAU CORRECTIONS

Assembly Bill 125

In enrolling, the following corrections were made:

1. Page 4, line 7: delete "(7)" and substitute "(7)".
2. Page 8, line 24: delete the material beginning with "persons" and ending with "448," on line 25 and substitute "persons who hold a compact privilege under subch. X of ch. 448.".
3. Page 12, line 20: delete the material beginning with "455," and ending with "ch. 448" on line 21 and substitute "455, or a person who holds a compact privilege under subch. X of ch. 448.".
4. Page 13, line 2: delete the material beginning with "or a person" and ending with "ch. 448" on line 3 and substitute "or a person who holds a compact privilege under subch. X of ch. 448.".

ENROLLED BILLS

The following Assembly proposals, which have been approved by both the Assembly and Senate, have been enrolled by the Legislative Reference Bureau:

- Assembly Bill 27**
- Assembly Bill 32**
- Assembly Bill 125**
- Assembly Bill 148**

EDWARD A. BLAZEL
Assembly Chief Clerk

SPEAKER'S COMMUNICATIONS

March 25, 2021

Representative David Murphy
Room 318 North, State Capitol
Madison, WI 53708

Dear Representative Murphy:

Pursuant to Assembly Rule 42 (3)(c), with your permission as Chair of the Colleges and Universities

committee, I will remove Assembly Bill 77 from the committee and refer the bill to the Agriculture committee.

Please contact my office with any questions.

Sincerely,
ROBIN J. VOS
Assembly Speaker

March 24, 2021

Edward A. Blazel
Assembly Chief Clerk
17 West Main Street, Suite 401
Madison, WI 53703

Dear Chief Clerk Blazel:

As the Speaker of the Wisconsin State Assembly, I would like to request the delivery of enrolled bills to Governor Tony Evers' office. Pursuant to Assembly Rule 23 (4), the speaker can call for the delivery of legislation that was approved in both chambers and originated in the Assembly.

The following bills are to be hand delivered to the Governor's office immediately after the cover sheets of the bills are signed by legislative leaders: Assembly Bill 27, Assembly Bill 32, Assembly Bill 125, and Assembly Bill 148.

The bills reflect the consensus of the representatives and senators of the state of Wisconsin. Thank you for delivering the pieces of legislation in a prompt manner.

Sincerely,
ROBIN J. VOS
Assembly Speaker

CHIEF CLERK REPORTS

The Chief Clerk records:

- Assembly Bill 27**
- Assembly Bill 32**
- Assembly Bill 125**
- Assembly Bill 148**

Presented to the Governor on Thursday, March 25, pursuant to Assembly Rule 23 (4).

Assembly Bill 63

Presented to the Governor on Thursday, March 25.

EDWARD A. BLAZEL
Assembly Chief Clerk

COMMUNICATIONS

March 24, 2021

Edward A. Blazel
Assembly Chief Clerk
17 West Main Street, Suite 401
Madison, WI 53703

Dear Chief Clerk Blazel:

Please add my name as a co-author of Assembly Bill 69, relating to expungement of records of certain crimes and discrimination based on expunged conviction.

Sincerely,
SUE CONLEY
State Representative
44th Assembly District

March 24, 2021

Edward A. Blazel
Assembly Chief Clerk
17 West Main Street, Suite 401
Madison, WI 53703

Dear Chief Clerk Blazel:

Please add my name as a co-author of Assembly Bill 142, relating to immunity from liability resulting from good faith actions under the child abuse and neglect reporting law.

Please add my name as a co-author of Assembly Bill 143, relating to qualified residential treatment programs and granting rule-making authority.

Sincerely,
DAVID BOWEN
State Representative
10th Assembly District

March 25, 2021

Edward A. Blazel
Assembly Chief Clerk
17 West Main Street, Suite 401
Madison, WI 53703

Dear Chief Clerk Blazel:

I respectfully ask that my name be withdrawn as a co-author of Assembly Bill 131, relating to prohibiting the sale

and use of coal tar-based sealants and high PAH sealant products.

Sincerely,
SHAE SORTWELL
State Representative
2nd Assembly District

March 25, 2021

Edward A. Blazel
Assembly Chief Clerk
17 West Main Street, Suite 401
Madison, WI 53703

Dear Chief Clerk Blazel:

I respectfully ask that my name be withdrawn as a co-author of Assembly Bill 138, relating to a disclaimer of parental rights and payments allowed in connection with an adoption.

I respectfully ask that my name be withdrawn as a co-sponsor of Senate Bill 29, relating to a disclaimer of parental rights and payments allowed in connection with an adoption.

Sincerely,
SAMBA BALDEH
State Representative
48th Assembly District

ADJOURNMENT

Representative Swearingen moved that the Assembly stand adjourned pursuant to **Senate Joint Resolution 1**.

The question was: Shall the Assembly stand adjourned?

Motion carried.

The Assembly stood adjourned.

2:01 P.M.