



STATE OF WISCONSIN

Senate Journal

June 2021 Extraordinary Session

1:07 P.M.

WEDNESDAY, June 30, 2021

The Senate met.

The Senate was called to order by Senate President Kapenga.

Senator Kapenga, with unanimous consent, asked that the roll call, prayer and pledge of the Regular Session be applied to the June 2021 Extraordinary Session.

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

CHIEF CLERK'S ENTRIES

AMENDMENTS OFFERED

Senate Amendment 1 to **Assembly Bill 68** offered by Senators Larson, L. Taylor and Carpenter.

Senate Amendment 2 to **Assembly Bill 68** offered by Senators Larson, L. Taylor and Carpenter.

Senate Amendment 3 to **Assembly Bill 68** offered by Senators Larson, Carpenter and L. Taylor.

Senate Amendment 4 to **Assembly Bill 68** offered by Senator Carpenter.

Senate Amendment 5 to **Assembly Bill 68** offered by Senator Carpenter.

Senate Amendment 6 to **Assembly Bill 68** offered by Senator Carpenter.

Senate Substitute Amendment 1 to **Assembly Bill 68** offered by Senators Bewley, Roys, L. Taylor, Johnson and Erpenbach.

Senate Amendment 1 to **Assembly Bill 191** offered by Senators Larson, L. Taylor and Carpenter.

Senate Amendment 2 to **Assembly Bill 191** offered by Senators Erpenbach, L. Taylor and Carpenter.

Senate Substitute Amendment 1 to **Assembly Bill 191** offered by Senators Agard, Carpenter and L. Taylor.

Senate Amendment 1 to **Assembly Bill 367** offered by Senator Bewley.

PETITIONS AND COMMUNICATIONS

Pursuant to Senate Rule 17 (5), Senator Stafsholt added as a cosponsor of **Assembly Bill 367**.

Pursuant to Senate Rule 17 (5), Senator Carpenter added as a cosponsor of **Assembly Bill 406**.

Pursuant to Senate Rule 17 (5), Senator Carpenter added as a cosponsor of **Assembly Bill 408**.

Pursuant to Senate Rule 17 (5), Senator Carpenter added as a coauthor of **Senate Bill 425**.

Pursuant to Senate Rule 17 (5), Senator Carpenter added as a coauthor of **Senate Bill 426**.

LEGISLATIVE REFERENCE BUREAU CORRECTIONS

CORRECTIONS IN:

ASSEMBLY AMENDMENT 4 TO ASSEMBLY SUBSTITUTE AMENDMENT 1, TO 2021 ASSEMBLY BILL 191

Prepared by the Legislative Reference Bureau
(June 29, 2021)

1. Page 2, line 15: delete the material beginning with “~~the activity~~” and ending with “mentioned” on line 16 and substitute “the activity”.

MESSAGES FROM THE ASSEMBLY

By Edward A. Blazel, chief clerk.

Mr. President:

I am directed to inform you that the Assembly has

Passed and asks concurrence in:

Assembly Bill 68
Assembly Bill 191
Assembly Bill 406
Assembly Bill 407
Assembly Bill 408

MESSAGES FROM THE ASSEMBLY

Senate Bill 120

Relating to: law enforcement agency policies on the use of force.

Senator Carpenter moved nonconcurrence in Assembly Amendment 1 to **Senate Bill 120**.

The question was: Nonconcurrency in Assembly Amendment 1 to **Senate Bill 120**?

The ayes and noes were demanded and the vote was: ayes, 12; noes, 20; absent or not voting, 1; as follows:

Ayes - Senators Agard, Bewley, Carpenter, Erpenbach, Johnson, Larson, Pfaff, Ringhand, Roys, Smith, L. Taylor and Wirch - 12.

Noes - Senators Ballweg, Bernier, Bradley, Cowles, Darling, Felzkowski, Feyen, Jacque, Jagler, Kapenga, Kooyenga, LeMahieu, Marklein, Nass, Petrowski, Stafsholt, Stroebel, Testin, Wanggaard and Wimberger - 20.

Absent or not voting - Senator Roth - 1.

Refused to concur.

The question was: Concurrence in Assembly Amendment 1 to **Senate Bill 120**?

Concurred in.

Senator LeMahieu, with unanimous consent, asked that **Assembly Bills 68, 408** and **Senate Bills 111, 189, 426** and **427** be placed at the foot of the 11th order of business on today's calendar.

SECOND READING AND AMENDMENTS OF SENATE JOINT RESOLUTIONS AND SENATE BILLS

Senate Bill 425

Relating to: authorization for metropolitan sewerage districts containing a first class city to finance and construct a dredged material management facility located in the city of Milwaukee.

Read a second time.

Ordered to a third reading.

Senator LeMahieu, with unanimous consent, asked that the rules be suspended and the bill be given its third reading.

Senate Bill 425

Read a third time and passed.

Senator LeMahieu, with unanimous consent, asked that all action be immediately messaged to the Assembly:

Senate Bill 120

Action messaged.

Senate Bill 425

Messaged.

SECOND READING AND AMENDMENTS OF ASSEMBLY JOINT RESOLUTIONS AND ASSEMBLY BILLS

Assembly Bill 191

Relating to: eliminating the personal property tax and making an appropriation.

Read a second time.

POINT OF ORDER

Senator LeMahieu raised the point of order that Senate Substitute Amendment 1 to **Assembly Bill 191** was not germane, pursuant to Senate Rule 50 (6)(b)4.

The Chair ruled the point of order well taken.

Senator Erpenbach appealed the ruling of the Chair.

The question was: Shall the Decision of the Chair stand as the judgment of the Senate?

The ayes and noes were required and the vote was: ayes, 12; noes, 20; absent or not voting, 1; as follows:

Ayes - Senators Agard, Bewley, Carpenter, Erpenbach, Johnson, Larson, Pfaff, Ringhand, Roys, Smith, L. Taylor and Wirch - 12.

Noes - Senators Ballweg, Bernier, Bradley, Cowles, Darling, Felzkowski, Feyen, Jacque, Jagler, Kapenga, Kooyenga, LeMahieu, Marklein, Nass, Petrowski, Stafsholt, Stroebel, Testin, Wanggaard and Wimberger - 20.

Absent or not voting - Senator Roth - 1.

The Decision of the Chair stands as the judgment of the Senate.

Senator LeMahieu moved that Senate Amendment 1 to **Assembly Bill 191** be rejected.

The question was: Rejection of Senate Amendment 1 to **Assembly Bill 191**?

Rejected.

Senator LeMahieu moved that Senate Amendment 2 to **Assembly Bill 191** be rejected.

The question was: Rejection of Senate Amendment 2 to **Assembly Bill 191**?

The ayes and noes were demanded and the vote was: ayes, 20; noes, 12; absent or not voting, 1; as follows:

Ayes - Senators Ballweg, Bernier, Bradley, Cowles, Darling, Felzkowski, Feyen, Jacque, Jagler, Kapenga, Kooyenga, LeMahieu, Marklein, Nass, Petrowski, Stafsholt, Stroebel, Testin, Wanggaard and Wimberger - 20.

Noes - Senators Agard, Bewley, Carpenter, Erpenbach, Johnson, Larson, Pfaff, Ringhand, Roys, Smith, L. Taylor and Wirch - 12.

Absent or not voting - Senator Roth - 1.

Rejected.

Ordered to a third reading.

Senator LeMahieu, with unanimous consent, asked that the rules be suspended and the bill be given its third reading.

Assembly Bill 191

Read a third time.

The question was: Concurrence of **Assembly Bill 191**?

The ayes and noes were demanded and the vote was: ayes, 20; noes, 12; absent or not voting, 1; as follows:

Ayes - Senators Ballweg, Bernier, Bradley, Cowles, Darling, Felzkowski, Feyen, Jacque, Jagler, Kapenga, Kooyenga, LeMahieu, Marklein, Nass, Petrowski, Stafsholt, Stroebel, Testin, Wanggaard and Wimberger - 20.

Noes - Senators Agard, Bewley, Carpenter, Erpenbach, Johnson, Larson, Pfaff, Ringhand, Roys, Smith, L. Taylor and Wirsch - 12.

Absent or not voting - Senator Roth - 1.

Concurred in.

Assembly Bill 367

Relating to: loan for the purchase of the Verso Paper Mill in the city of Wisconsin Rapids.

Read a second time.

Senator LeMahieu moved that Senate Amendment 1 to **Assembly Bill 367** be rejected.

The question was: Rejection of Senate Amendment 1 to **Assembly Bill 367**?

Rejected.

Ordered to a third reading.

Senator LeMahieu, with unanimous consent, asked that the rules be suspended and the bill be given its third reading.

Assembly Bill 367

Read a third time.

The question was: Concurrence of **Assembly Bill 367**?

The ayes and noes were demanded and the vote was: ayes, 20; noes, 12; absent or not voting, 1; as follows:

Ayes - Senators Ballweg, Bernier, Bradley, Cowles, Darling, Felzkowski, Feyen, Jacque, Jagler, Kapenga, Kooyenga, LeMahieu, Marklein, Nass, Petrowski, Stafsholt, Stroebel, Testin, Wanggaard and Wimberger - 20.

Noes - Senators Agard, Bewley, Carpenter, Erpenbach, Johnson, Larson, Pfaff, Ringhand, Roys, Smith, L. Taylor and Wirsch - 12.

Absent or not voting - Senator Roth - 1.

Concurred in.

Assembly Bill 406

Relating to: unemployment insurance contribution rates.

Read a second time.

Ordered to a third reading.

Senator LeMahieu, with unanimous consent, asked that the rules be suspended and the bill be given its third reading.

Assembly Bill 406

Read a third time.

The question was: Concurrence of **Assembly Bill 406**?

The ayes and noes were required and the vote was: ayes, 32; noes, 0; absent or not voting, 1; as follows:

Ayes - Senators Agard, Ballweg, Bernier, Bewley, Bradley, Carpenter, Cowles, Darling, Erpenbach, Felzkowski, Feyen, Jacque, Jagler, Johnson, Kapenga, Kooyenga, Larson, LeMahieu, Marklein, Nass, Petrowski, Pfaff, Ringhand, Roys, Smith, Stafsholt, Stroebel, L. Taylor, Testin, Wanggaard, Wimberger and Wirsch - 32.

Noes - None - 0.

Absent or not voting - Senator Roth - 1.

Concurred in.

Assembly Bill 407

Relating to: creating a Legislative Human Resources Office.

Read a second time.

Ordered to a third reading.

Senator LeMahieu, with unanimous consent, asked that the rules be suspended and the bill be given its third reading.

Assembly Bill 407

Read a third time and concurred in.

Assembly Bill 68

Relating to: state finances and appropriations, constituting the executive budget act of the 2021 legislature.

Read a second time.

Senator LeMahieu moved that Senate Substitute Amendment 1 to **Assembly Bill 68** be rejected.

IN THE CHAIR

President Pro Tempore Testin in the chair.

4:00 P.M.

The question was: Rejection of Senate Substitute Amendment 1 to **Assembly Bill 68**?

The ayes and noes were demanded and the vote was: ayes, 20; noes, 12; absent or not voting, 1; as follows:

Ayes - Senators Ballweg, Bernier, Bradley, Cowles, Darling, Felzkowski, Feyen, Jacque, Jagler, Kapenga, Kooyenga, LeMahieu, Marklein, Nass, Petrowski, Stafsholt, Stroebel, Testin, Wanggaard and Wimberger - 20.

Noes - Senators Agard, Bewley, Carpenter, Erpenbach, Johnson, Larson, Pfaff, Ringhand, Roys, Smith, L. Taylor and Wirsch - 12.

Absent or not voting - Senator Roth - 1.

Rejected.

Senator LeMahieu moved that Senate Amendment 1 to **Assembly Bill 68** be rejected.

IN THE CHAIR

President Kapenga in the chair.

4:55 P.M.

The question was: Rejection of Senate Amendment 1 to **Assembly Bill 68**?

The ayes and noes were demanded and the vote was: ayes, 20; noes, 12; absent or not voting, 1; as follows:

Ayes - Senators Ballweg, Bernier, Bradley, Cowles, Darling, Felzkowski, Feyen, Jacque, Jagler, Kapenga, Kooyenga, LeMahieu, Marklein, Nass, Petrowski, Stafsholt, Stroebel, Testin, Wanggaard and Wimberger - 20.

Noes - Senators Agard, Bewley, Carpenter, Erpenbach, Johnson, Larson, Pfaff, Ringhand, Roys, Smith, L. Taylor and Wirch - 12.

Absent or not voting - Senator Roth - 1.

Rejected.

Senator LeMahieu moved that Senate Amendment 2 to **Assembly Bill 68** be rejected.

The question was: Rejection of Senate Amendment 2 to **Assembly Bill 68**?

The ayes and noes were demanded and the vote was: ayes, 20; noes, 12; absent or not voting, 1; as follows:

Ayes - Senators Ballweg, Bernier, Bradley, Cowles, Darling, Felzkowski, Feyen, Jacque, Jagler, Kapenga, Kooyenga, LeMahieu, Marklein, Nass, Petrowski, Stafsholt, Stroebel, Testin, Wanggaard and Wimberger - 20.

Noes - Senators Agard, Bewley, Carpenter, Erpenbach, Johnson, Larson, Pfaff, Ringhand, Roys, Smith, L. Taylor and Wirch - 12.

Absent or not voting - Senator Roth - 1.

Rejected.

Senator LeMahieu moved that Senate Amendment 3 to **Assembly Bill 68** be laid on the table.

The question was: Tabling of Senate Amendment 3 to **Assembly Bill 68**?

The ayes and noes were demanded and the vote was: ayes, 20; noes, 12; absent or not voting, 1; as follows:

Ayes - Senators Ballweg, Bernier, Bradley, Cowles, Darling, Felzkowski, Feyen, Jacque, Jagler, Kapenga, Kooyenga, LeMahieu, Marklein, Nass, Petrowski, Stafsholt, Stroebel, Testin, Wanggaard and Wimberger - 20.

Noes - Senators Agard, Bewley, Carpenter, Erpenbach, Johnson, Larson, Pfaff, Ringhand, Roys, Smith, L. Taylor and Wirch - 12.

Absent or not voting - Senator Roth - 1.

Tabled.

Senator LeMahieu moved that Senate Amendment 4 to **Assembly Bill 68** be rejected.

The question was: Rejection of Senate Amendment 4 to **Assembly Bill 68**?

The ayes and noes were demanded and the vote was: ayes, 21; noes, 11; absent or not voting, 1; as follows:

Ayes - Senators Ballweg, Bernier, Bradley, Cowles, Darling, Felzkowski, Feyen, Jacque, Jagler, Kapenga,

Kooyenga, LeMahieu, Marklein, Nass, Petrowski, Stafsholt, Stroebel, Testin, Wanggaard, Wimberger and Wirch - 21.

Noes - Senators Agard, Bewley, Carpenter, Erpenbach, Johnson, Larson, Pfaff, Ringhand, Roys, Smith and L. Taylor - 11.

Absent or not voting - Senator Roth - 1.

Rejected.

Senator LeMahieu moved that Senate Amendment 5 to **Assembly Bill 68** be rejected.

IN THE CHAIR

President Pro Tempore Testin in the chair.

5:30 P.M.

The question was: Rejection of Senate Amendment 5 to **Assembly Bill 68** be rejected?

The ayes and noes were demanded and the vote was: ayes, 20; noes, 12; absent or not voting, 1; as follows:

Ayes - Senators Ballweg, Bernier, Bradley, Cowles, Darling, Felzkowski, Feyen, Jacque, Jagler, Kapenga, Kooyenga, LeMahieu, Marklein, Nass, Petrowski, Stafsholt, Stroebel, Testin, Wanggaard and Wimberger - 20.

Noes - Senators Agard, Bewley, Carpenter, Erpenbach, Johnson, Larson, Pfaff, Ringhand, Roys, Smith, L. Taylor and Wirch - 12.

Absent or not voting - Senator Roth - 1.

Rejected.

Senator LeMahieu moved that Senate Amendment 6 to **Assembly Bill 68** be rejected.

IN THE CHAIR

President Kapenga in the chair.

5:34 P.M.

The question was: Rejection of Senate Amendment 6 to **Assembly Bill 68**?

The ayes and noes were demanded and the vote was: ayes, 20; noes, 12; absent or not voting, 1; as follows:

Ayes - Senators Ballweg, Bernier, Bradley, Cowles, Darling, Felzkowski, Feyen, Jacque, Jagler, Kapenga, Kooyenga, LeMahieu, Marklein, Nass, Petrowski, Stafsholt, Stroebel, Testin, Wanggaard and Wimberger - 20.

Noes - Senators Agard, Bewley, Carpenter, Erpenbach, Johnson, Larson, Pfaff, Ringhand, Roys, Smith, L. Taylor and Wirch - 12.

Absent or not voting - Senator Roth - 1.

Rejected.

Ordered to a third reading.

Senator LeMahieu, with unanimous consent, asked that the rules be suspended and the bill be given its third reading.

Assembly Bill 68

Read a third time.

IN THE CHAIR

President Pro Tempore Testin in the chair.

7:08 P.M.

IN THE CHAIR

President Kapenga in the chair.

7:12 P.M.

The question was: Concurrence of **Assembly Bill 68**?

The ayes and noes were required and the vote was: ayes, 23; noes, 9; absent or not voting, 1; as follows:

Ayes - Senators Ballweg, Bernier, Bewley, Bradley, Cowles, Darling, Felzkowski, Feyen, Jacque, Jagler, Kapenga, Kooyenga, LeMahieu, Marklein, Nass, Petrowski, Pfaff, Smith, Stafsholt, Stroebel, Testin, Wanggaard and Wimberger - 23.

Noes - Senators Agard, Carpenter, Erpenbach, Johnson, Larson, Ringhand, Roys, L. Taylor and Wirch - 9.

Absent or not voting - Senator Roth - 1.

Concurred in.

Senator LeMahieu, with unanimous consent, asked that **Assembly Bill 408** and **Senate Bills 111, 189, 426** and **427** be laid on the table.

Senator LeMahieu, with unanimous consent, asked that all action be immediately messaged to the Assembly:

- Assembly Bill 191**
- Assembly Bill 367**
- Assembly Bill 406**
- Assembly Bill 407**
- Assembly Bill 68**

Messaged.

**ANNOUNCEMENTS, ADJOURNMENT
HONORS, AND REMARKS UNDER
SPECIAL PRIVILEGE**

Senator Erpenbach, with unanimous consent, asked that the Senate adjourn in honor of the Fiscal Bureau for all of the

hard work Bob and the entire staff did. They worked very hard.

Senator Marklein, with unanimous consent, asked that the Senate adjourn in honor of Donald McNeil of Hartland. Uncle Don served two years in the Navy during WWII on a destroyer. When he returned from WWII, he attended Marquette University where he graduated with a degree in Journalism. He was called back into military service during the Korean War, serving an additional 14 months in the Navy on a destroyer. Uncle Don lost his hearing while serving in the Navy. He worked in the public relations department of the United Way of Greater Milwaukee, and later with the Milwaukee County Medical Society. In 1962 he started Executive Director, Inc.

Senator Wanggaard, with unanimous consent, asked that the Senate adjourn in honor of his newborn Grandniece, Mia Rose Scorza, born on June 30th, 2021 weighing 8.8 lbs. Congratulations to her parents, Paul and Jordan Scorza.

Senator Jacque, with unanimous consent, asked that the Senate adjourn in honor of tonight's Division 2 Boys State Champion Denmark Vikings Baseball Team and last night's Division 4 Girls State Champion Mishicot Indians Softball Team.

Senator Taylor, with unanimous consent, asked that the Senate adjourn in honor of those who serve including the love of her life, her son, Isaiah J Taylor.

Senator Taylor, with unanimous consent, asked that the Senate adjourn in honor of those who protested in the rotunda today against the Assembly police reform amendments between 1-2pm today, ironically at the exact same time she was speaking against the amendment.

Senator Pfaff, with unanimous consent, asked that the Senate adjourn in honor of Arthur Ford of La Crosse. Arthur is a navy veteran and he turned 100 on Sunday. Arthur served in World War II, the Pacific Campaign, and the Asia-Pacific. Ford also helped teach Sunday school, has been on the Board of Education and the Board of Deacons. Now he just wants others to find joy in life as he does.

ADJOURNMENT

Senator LeMahieu, with unanimous consent, asked that the June 2021 Extraordinary Session of the Senate stand adjourned until Thursday, July 1, 2021.

Adjourned.

8:00 P.M.