



STATE OF WISCONSIN Senate Journal

One-Hundred and Fifth Regular Session

2:10 P.M.

MONDAY, October 25, 2021

The Senate met.

The Senate was called to order by Senate President Kapenga.

CALL OF ROLL

The roll was called, disclosing the presence of a quorum.

Pursuant to Senate Rule 15, the official attendance for session was:

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

Absent with leave - Senator Jacque - 1.

LEAVES OF ABSENCE

Senator LeMahieu, with unanimous consent, asked that Senator Jacque be granted a leave of absence for today's session.

The Senate stood for the prayer which was offered by Reverend Carmen Porco of Madison.

The Senate remained standing and Senator Kooyenga led the Senate in the pledge of allegiance to the flag of the United States of America.

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 4 to **Senate Bill 454** offered by Senators Larson, Smith, Ringhand, Johnson, Erpenbach and Carpenter.

Senate Amendment 5 to **Senate Bill 454** offered by Senators Larson, Smith, Ringhand, Johnson, Erpenbach and Carpenter.

Senate Substitute Amendment 1 to **Senate Bill 564** offered by Senator Wanggaard.

Senate Amendment 1 to **Senate Bill 615** offered by Senators Cowles and Marklein.

PETITIONS AND COMMUNICATIONS

Pursuant to Senate Rule 17 (5), Senators Carpenter and L. Taylor withdrawn as coauthors of **Senate Bill 125**.

Pursuant to Senate Rule 17 (5), Representative Shankland added as a cosponsor of **Senate Bill 562**.

Pursuant to Senate Rule 17 (5), Senator Marklein added as a coauthor of **Senate Bill 607**.

Pursuant to Senate Rule 17 (5), Representative Hong added as a cosponsor of **Senate Joint Resolution 59**.

Pursuant to Senate Rule 17 (5), Representatives Hong, Vining, Murphy and S. Rodriguez added as cosponsors of **Senate Joint Resolution 70**.

Pursuant to Senate Rule 17 (5), Representative McGuire added as a cosponsor of **Senate Joint Resolution 72**.

State of Wisconsin Legislative Reference Bureau

October 25, 2021

The Honorable, the Legislature:

The following rules have been published in the October 25, 2021 Wisconsin Administrative Register No. 790:

<u>Clearinghouse Rules</u>	<u>Effective Date(s)</u>
18-016	11-1-2021
20-012	11-1-2021
20-030	11-1-2021
20-031	11-1-2021
20-033	11-1-2021
20-039	11-1-2021
20-041	11-1-2021
20-047	10-1-2022
20-083	11-1-2021
21-024	11-1-2021

Sincerely,
JILL KAUFFMAN
Senior Legislative Editor

REFERRALS AND RECEIPT OF COMMITTEE REPORTS CONCERNING PROPOSED ADMINISTRATIVE RULES

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

Senate Clearinghouse Rule 21-027

Relating to storm water discharge permits and affecting small business.

No action taken on October 25, 2021.

Referred to the joint committee for review of **Administrative Rules**, October 25, 2021.

ROBERT COWLES
Chairperson

ADVICE AND CONSENT OF THE SENATE

State of Wisconsin Office of the Governor

October 25, 2021

The Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint JENNIFER JARRETT, of McFarland, as a Physician Assistant Representative on the Physician Assistant Affiliated Credentialing Board, to serve for the term ending July 1, 2024.

Respectfully Submitted,
TONY EVERS
Governor

Read and referred to the committee on **Insurance, Licensing and Forestry**.

State of Wisconsin Office of the Governor

October 25, 2021

The Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint DR. JACQUELINE EDWARDS, of Milwaukee, as a Physician Assistant Representative on the Physician Assistant Affiliated Credentialing Board, to serve for the term ending July 1, 2025.

Respectfully Submitted,
TONY EVERS
Governor

Read and referred to the committee on **Insurance, Licensing and Forestry**.

State of Wisconsin Office of the Governor

October 25, 2021

The Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint CLYDE TINNEN, of Brookfield, as a Representative with Investment Experience on the State of Wisconsin Investment Board, to serve for the term ending May 1, 2027.

Respectfully Submitted,
TONY EVERS
Governor

Read and referred to the committee on **Financial Institutions and Revenue**.

State of Wisconsin Office of the Governor

October 25, 2021

The Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint CLARK COLLINS, of Lake Mills, as a Physician Assistant Representative on the Physician Assistant Affiliated Credentialing Board, to serve for the term ending July 1, 2023.

Respectfully Submitted,
TONY EVERS
Governor

Read and referred to the committee on **Insurance, Licensing and Forestry**.

State of Wisconsin Office of the Governor

October 25, 2021

The Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint TERRANCE C. ERICKSON, of La Crosse, as a Public Member-Social Worker Section on the Marriage and Family Therapy Professional Counseling and Social Work Examining Board, to serve for the term ending July 1, 2025.

Respectfully Submitted,
TONY EVERS
Governor

Read and referred to the committee on **Insurance, Licensing and Forestry**.

State of Wisconsin Office of the Governor

October 25, 2021

The Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint DANIEL MESCHEFSKE, of Wausau, as a Public Member on the Chiropractic Examining Board, to serve for the term ending July 1, 2025.

Respectfully Submitted,
TONY EVERS
Governor

Read and referred to the committee on **Insurance, Licensing and Forestry.**

**State of Wisconsin
Office of the Governor**

October 25, 2021

The Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint DR. ERIC ELLIOT, of Delafield, as a Physician Assistant Representative on the Physician Assistant Affiliated Credentialing Board, to serve for the term ending July 1, 2024.

Respectfully Submitted,
TONY EVERS
Governor

Read and referred to the committee on **Insurance, Licensing and Forestry.**

**State of Wisconsin
Office of the Governor**

October 25, 2021

The Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint TIMOTHY SHEEHY, of Fox Point, as an At-Large Member on the Southeast Wisconsin Professional Baseball Park District Board, to serve for the term ending July 1, 2023.

Respectfully Submitted,
TONY EVERS
Governor

Read and referred to the committee on **Economic and Workforce Development.**

**State of Wisconsin
Office of the Governor**

October 25, 2021

The Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint EMELLE HOLMES-DRAMMEH, of Madison, as a Physician Assistant Representative on the Physician Assistant Affiliated Credentialing Board, to serve for the term ending July 1, 2024.

Respectfully Submitted,
TONY EVERS
Governor

Read and referred to the committee on **Insurance, Licensing and Forestry.**

**State of Wisconsin
Office of the Governor**

October 25, 2021

The Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint SHENG B. LEE YANG, of Shiocton, as a Licensed Clinical Representative on the Marriage and Family Therapy Professional Counseling and Social Work Examining Board, to serve for the term ending July 1, 2023.

Respectfully Submitted,
TONY EVERS
Governor

Read and referred to the committee on **Insurance, Licensing and Forestry.**

**State of Wisconsin
Office of the Governor**

October 25, 2021

The Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint CYNTHIA MARTIN, of Pulaski, as a Physician Assistant Representative on the Physician Assistant Affiliated Credentialing Board, to serve for the term ending July 1, 2023.

Respectfully Submitted,
TONY EVERS
Governor

Read and referred to the committee on **Insurance, Licensing and Forestry.**

**State of Wisconsin
Office of the Governor**

October 25, 2021

The Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint ROBERT SANDERS, of Milwaukee, as a Public Member on the Physician Assistant Affiliated Credentialing Board, to serve for the term ending July 1, 2024.

Respectfully Submitted,
TONY EVERS
Governor

Read and referred to the committee on **Insurance, Licensing and Forestry.**

**State of Wisconsin
Office of the Governor**

October 25, 2021

The Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint TARA STREIT, of Waunakee, as a Physician Assistant Representative on the Physician Assistant Affiliated Credentialing Board, to serve for the term ending July 1, 2023.

Respectfully Submitted,
TONY EVERS
Governor

Read and referred to the committee on **Insurance, Licensing and Forestry.**

**State of Wisconsin
Office of the Governor**

October 25, 2021

The Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint JEAN FISCHER, of Greenfield, as a Physician Assistant Representative on the Physician Assistant Affiliated Credentialing Board, to serve for the term ending July 1, 2023.

Respectfully Submitted,
TONY EVERS
Governor

Read and referred to the committee on **Insurance, Licensing and Forestry.**

**State of Wisconsin
Office of the Governor**

October 25, 2021

The Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint MARIETTA S. LUSTER, of Milwaukee, as a Government Representative on the Marriage and Family Therapy Professional Counseling and Social Work Examining Board, to serve for the term ending July 1, 2025.

Respectfully Submitted,
TONY EVERS
Governor

Read and referred to the committee on **Insurance, Licensing and Forestry.**

**SECOND READING AND AMENDMENTS OF
SENATE JOINT RESOLUTIONS AND
SENATE BILLS**

Senate Bill 115

Relating to: continuing education program sponsors for chiropractors, chiropractic technicians, and chiropractic radiological technicians.

Read a second time.

Senator Petrowski, with unanimous consent, asked that Senate Amendment 1 to **Senate Bill 115** be withdrawn and returned to author.

The question was: Adoption of Senate Amendment 2 to **Senate Bill 115**?

Adopted.

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 115

Read a third time.

The question was: Passage of **Senate Bill 115**?

The ayes and noes were demanded and the vote was: ayes, 19; noes, 13; absent or not voting, 1; as follows:

Ayes - Senators Ballweg, Bernier, Bradley, Cowles, Darling, Felzkowski, Jagler, Kapenga, Kooyenga, LeMahieu, Marklein, Nass, Petrowski, Roth, Stafsholt, Stroebel, Testin, Wanggaard and Wimberger - 19.

Noes - Senators Agard, Bewley, Carpenter, Erpenbach, Feyen, Johnson, Larson, Pfaff, Ringhand, Roys, Smith, L. Taylor and Wirch - 13.

Absent or not voting - Senator Jacque - 1.

Passed.

Senate Bill 125

Relating to: creating an individual income tax subtraction for tuition paid for apprenticeship programs.

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 125

Read a third time.

The question was: Passage of **Senate Bill 125**?

The ayes and noes were demanded and the vote was: ayes, 19; noes, 13; absent or not voting, 1; as follows:

Ayes - Senators Ballweg, Bernier, Bradley, Cowles, Darling, Felzkowski, Feyen, Jagler, Kapenga, Kooyenga, LeMahieu, Marklein, Nass, Petrowski, Roth, Stroebel, Testin, Wanggaard and Wimberger - 19.

Noes - Senators Agard, Bewley, Carpenter, Erpenbach, Johnson, Larson, Pfaff, Ringhand, Roys, Smith, Stafsholt, L. Taylor and Wirch - 13.

Absent or not voting - Senator Jacque - 1.

Passed.

Senate Bill 298

Relating to: allowing dogs on the premises of certain retail food establishments.

Read a second time.

The question was: Adoption of Senate Amendment 1 to **Senate Bill 298**?

Adopted.

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 298

Read a third time and passed.

Senate Bill 353

Relating to: whip lights on all-terrain and utility terrain vehicles.

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 353

Read a third time and passed.

Senate Bill 387

Relating to: county shoreland zoning ordinances relating to fences near public highways.

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 387

Read a third time and passed.

Senate Bill 395

Relating to: responses to reports relating to elder adults at risk and adults at risk.

Read a second time.

The question was: Adoption of Senate Amendment 1 to **Senate Bill 395**?

Adopted.

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 395

Read a third time and passed.

Senate Bill 416

Relating to: reports of sexual abuse of children placed in out-of-home care.

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 416

Read a third time and passed.

Senate Bill 417

Relating to: requiring the transmission of citizen review panel annual reports and the written responses of the Department of Children and Families to the appropriate legislative standing committees.

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 417

Read a third time and passed.

Senate Bill 418

Relating to: annual reports to and hearings by the legislative standing committees on child abuse and neglect.

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 418

Read a third time and passed.

Senate Bill 419

Relating to: notification to tribal chairs and tribal law enforcement agencies for a sexually violent person being placed on supervised release in a county in which the tribe is located.

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 419

Read a third time and passed.

Senate Bill 420

Relating to: battery or threat to an officer of the court in a tribal proceeding and providing a penalty.

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 420

Read a third time.

The question was: Passage of **Senate Bill 420**?

The ayes and noes were demanded and the vote was: ayes, 31; noes, 1; absent or not voting, 1; as follows:

Ayes - Senators Agard, Ballweg, Bernier, Bewley, Bradley, Carpenter, Cowles, Darling, Erpenbach, Felzkowski, Feyen, Jagler, Johnson, Kapenga, Kooyenga,

Larson, LeMahieu, Marklein, Nass, Petrowski, Pfaff, Ringhand, Roth, Smith, Stafsholt, Stroebel, L. Taylor, Testin, Wanggaard, Wimberger and Wirch - 31.

Noes - Senator Roys - 1.

Absent or not voting - Senator Jacque - 1.

Passed.

Senate Bill 453

Relating to: prior authorization of specially formulated nutritional supplements and replacements.

Read a second time.

The question was: Adoption of Senate Substitute Amendment 1 to **Senate Bill 453**?

Adopted.

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 453

Read a third time and passed.

Senate Bill 454

Relating to: reading readiness assessments and granting rule-making authority.

Read a second time.

The question was: Adoption of Senate Amendment 3 to **Senate Bill 454**?

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, Jagler, Kapenga, Kooyenga, LeMahieu, Marklein, Nass, Petrowski, Roth, 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 Jacque - 1.

Adopted.

Senator LeMahieu moved that Senate Amendment 4 to **Senate Bill 454** be rejected.

The question was: Rejection of Senate Amendment 4 to **Senate Bill 454**?

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, Jagler, Kapenga, Kooyenga, LeMahieu, Marklein, Nass, Petrowski, Roth, 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 Jacque - 1.

Rejected.

Senator LeMahieu moved that Senate Amendment 5 to **Senate Bill 454** be rejected.

The question was: Rejection of Senate Amendment 5 to **Senate Bill 454**?

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, Jagler, Kapenga, Kooyenga, LeMahieu, Marklein, Nass, Petrowski, Roth, 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 Jacque - 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.

Senate Bill 454

Read a third time.

POINT OF ORDER

Senator Carpenter raised the point of order that the Chair should allow Senator Larson to respond to a question about what Senator Larson would have said had the senate granted Senator Larson leave to speak for a third time on the question of passage of Senate Bill 454.

RULING ON POINT OF ORDER

Senate Rule 59 provides in part that “[m]embers may not speak except from their assigned places, and not more than twice on a question, except on leave of the senate.” In this instance, Senator Larson requested unanimous consent to speak for a third time on the question of passage of Senate Bill 454. Senator Kooyenga objected to this request. Senator Carpenter then asked what Senator Larson would have said had the senate granted him leave to speak for a third time.

While the senate has a long tradition of allowing members to ask questions of one another to obtain information during debate, this tradition does not allow a member to evade Senate Rule 59’s prohibition against speaking more than twice on the same question without leave of the senate. In certain circumstances, it may be allowable for a member who has already spoken twice on the same question to respond to a narrow request for specific information without leave of the senate. However, if the senate were to allow members to speak broadly an unlimited number of times on the same question through responding to open-ended questions asked by other members it would eviscerate Senate Rule 59’s intended purpose of facilitating efficient debate.

Therefore, the Chair rules the point not well taken.

The question was: Passage of **Senate Bill 454**?

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, Jagler, Kapenga, Kooyenga, LeMahieu, Marklein, Nass, Petrowski, Roth, 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 Jacque - 1.

Passed.

Senate Bill 491

Relating to: subsidized guardianship payments.

Read a second time.

The question was adoption of Senate Amendment 1 to **Senate Bill 491**?

Adopted.

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 491

Read a third time.

The question was: Passage of **Senate Bill 491**?

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, Jagler, Johnson, Kapenga, Kooyenga, Larson, LeMahieu, Marklein, Nass, Petrowski, Pfaff, Ringhand, Roth, Roys, Smith, Stafsholt, Stroebel, L. Taylor, Testin, Wanggaard, Wimberger and Wirch - 32.

Noes – None - 0.

Absent or not voting - Senator Jacque - 1.

Passed.

Senate Bill 555

Relating to: required subjects in a human growth and development instructional program.

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 555

Read a third time and passed.

Senate Bill 563

Relating to: farm-raised game bovinds.

Read a second time.

The question was: Adoption of Senate Amendment 1 to **Senate Bill 563**?

Adopted.

Senator Stafsholt, with unanimous consent, asked to be recorded as voting “No” on the question of adoption of Senate Amendment 1 to **Senate Bill 563**.

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 563

Read a third time.

The question was: Passage of **Senate Bill 563**?

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, Jagler, Kapenga, Kooyenga, LeMahieu, Marklein, Nass, Petrowski, Roth, 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 Jacque - 1.

Passed.

Senate Bill 571

Relating to: the repeal of obsolete tax credits.

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 571

Read a third time and passed.

Senate Bill 589

Relating to: the Foundations of Reading test licensure requirement.

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 589

Read a third time.

The question was: Passage of **Senate Bill 589**?

The ayes and noes were demanded and the vote was: ayes, 30; noes, 2; absent or not voting, 1; as follows:

Ayes - Senators Agard, Ballweg, Bernier, Bewley, Bradley, Carpenter, Cowles, Darling, Erpenbach, Felzkowski, Feyen, Jagler, Johnson, Kapenga, Kooyenga, LeMahieu, Marklein, Nass, Petrowski, Pfaff, Ringhand,

Roth, Smith, Stafsholt, Stroebel, L. Taylor, Testin, Wanggaard, Wimberger and Wirch - 30.

Noes - Senators Larson and Roys - 2.

Absent or not voting - Senator Jacque - 1.

Passed.

Senator Roys, with unanimous consent, asked to be recorded as voting "Aye" on the question of passage of **Senate Bill 589**.

Senate Bill 608

Relating to: the prior year pupil attendance requirement to participate in the Racine Parental Choice Program or the statewide parental choice program and allowing a pupil who changes residence to transfer from the Racine Parental Choice Program or Milwaukee Parental Choice Program to the statewide parental choice program.

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 608

Read a third time.

The question was: Passage of **Senate Bill 608**?

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, Jagler, Kapenga, Kooyenga, LeMahieu, Marklein, Nass, Petrowski, Roth, 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 Jacque - 1.

Passed.

Senate Bill 609

Relating to: stocking pheasants for hunting.

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 609

Read a third time.

The question was: Passage of **Senate Bill 609**?

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, Jagler, Kapenga, Kooyenga, LeMahieu, Marklein, Nass, Petrowski, Roth, 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 Jacque - 1.

Passed.

Senate Bill 610

Relating to: administrative rules relating to hunting wild turkeys.

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 610

Read a third time.

IN THE CHAIR

President Pro Tempore Testin in the chair.

4:10 P.M.

The question was: Passage of **Senate Bill 610**?

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, Jagler, Kapenga, Kooyenga, LeMahieu, Marklein, Nass, Petrowski, Roth, 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 Jacque - 1.

Passed.

Senate Bill 611

Relating to: satisfying the hunter education field testing requirement with a mentored hunt.

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 611

Read a third time.

The question was: Passage of **Senate Bill 611**?

The ayes and noes were demanded and the vote was: ayes, 19; noes, 13; absent or not voting, 1; as follows:

Ayes - Senators Ballweg, Bernier, Bradley, Cowles, Darling, Felzkowski, Jagler, Johnson, Kapenga, Kooyenga, LeMahieu, Marklein, Nass, Petrowski, Roth, Stafsholt, Testin, Wanggaard and Wimberger - 19.

Noes - Senators Agard, Bewley, Carpenter, Erpenbach, Feyen, Larson, Pfaff, Ringhand, Roys, Smith, Stroebel, L. Taylor and Wirch - 13.

Absent or not voting - Senator Jacque - 1.

Passed.

Senate Bill 612

Relating to: stocking brook trout in Lake Michigan.

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 612

Read a third time.

The question was: Passage of **Senate Bill 612**?

The ayes and noes were demanded and the vote was: ayes, 19; noes, 13; absent or not voting, 1; as follows:

Ayes - Senators Ballweg, Bernier, Bradley, Darling, Felzkowski, Feyen, Jagler, Kapenga, Kooyenga, LeMahieu, Marklein, Nass, Petrowski, Roth, Stafsholt, Stroebel, Testin, Wanggaard and Wimberger - 19.

Noes - Senators Agard, Bewley, Carpenter, Cowles, Erpenbach, Johnson, Larson, Pfaff, Ringhand, Roys, Smith, L. Taylor and Wirch - 13.

Absent or not voting - Senator Jacque - 1.

Passed.

Senate Bill 613

Relating to: report on reducing the number of hunting, fishing, and trapping approvals required by the Department of Natural Resources.

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 613

Read a third time.

The question was: Passage of **Senate Bill 613**?

The ayes and noes were demanded 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, Jagler, Johnson, Kapenga, Kooyenga, Larson, LeMahieu, Marklein, Nass, Petrowski, Pfaff, Ringhand, Roth, Roys, Smith, Stafsholt, Stroebel, L. Taylor, Testin, Wanggaard, Wimberger and Wirch - 32.

Noes - None - 0.

Absent or not voting - Senator Jacque - 1.

Passed.

Senate Bill 614

Relating to: Department of Natural Resources habitat work plan.

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 614

Read a third time.

The question was: Passage of **Senate Bill 614**?

The ayes and noes were demanded and the vote was: ayes, 29; noes, 3; absent or not voting, 1; as follows:

Ayes - Senators Agard, Ballweg, Bernier, Bewley, Bradley, Carpenter, Cowles, Darling, Erpenbach, Felzkowski, Feyen, Jagler, Johnson, Kapenga, Kooyenga, LeMahieu, Marklein, Nass, Petrowski, Pfaff, Ringhand, Roth, Stafsholt, Stroebel, L. Taylor, Testin, Wanggaard, Wimberger and Wirch - 29.

Noes - Senators Larson, Roys and Smith - 3.

Absent or not voting - Senator Jacque - 1.

Passed.

Senate Bill 615

Relating to: report on access to public lands owned or managed by the Department of Natural Resources.

Read a second time.

The question was: Adoption of Senate Amendment 1 to **Senate Bill 615**?

Adopted.

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 615

Read a third time.

The question was: Passage of **Senate Bill 615**?

The ayes and noes were demanded and the vote was: ayes, 28; noes, 4; absent or not voting, 1; as follows:

Ayes - Senators Ballweg, Bernier, Bewley, Bradley, Carpenter, Cowles, Darling, Erpenbach, Felzkowski, Feyen, Jagler, Johnson, Kapenga, Kooyenga, LeMahieu, Marklein, Nass, Petrowski, Pfaff, Ringhand, Roth, Stafsholt, Stroebel, L. Taylor, Testin, Wanggaard, Wimberger and Wirch - 28.

Noes - Senators Agard, Larson, Roys and Smith - 4.

Absent or not voting - Senator Jacque - 1.

Passed.

Senators Bewley, Carpenter, Erpenbach, Johnson, Pfaff, Ringhand and Wirch, with unanimous consent, asked to be recorded as voting "No" on the question of passage of **Senate Bill 615**.

Senate Bill 616

Relating to: electronic issuance of dog training licenses.

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 616

Read a third time.

The question was: Passage of **Senate Bill 616**?

The ayes and noes were demanded 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, Jagler, Johnson, Kapenga, Kooyenga, Larson, LeMahieu, Marklein, Nass, Petrowski, Pfaff, Ringhand, Roth, Roys, Smith, Stafsholt, Stroebel, L. Taylor, Testin, Wanggaard, Wimberger and Wirch - 32.

Noes – None - 0.

Absent or not voting - Senator Jacque - 1.

Passed.

Senate Bill 617

Relating to: Department of Natural Resources report on partnering with the private aquaculture industry.

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 617

Read a third time.

The question was: Passage of **Senate Bill 617**?

The ayes and noes were demanded 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, Jagler, Johnson, Kapenga, Kooyenga, Larson, LeMahieu, Marklein, Nass, Petrowski, Pfaff, Ringhand, Roth, Roys, Smith, Stafsholt, Stroebel, L. Taylor, Testin, Wanggaard, Wimberger and Wirch - 32.

Noes – None - 0.

Absent or not voting - Senator Jacque - 1.

Passed.

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

- Senate Bill 115**
- Senate Bill 125**
- Senate Bill 298**
- Senate Bill 353**
- Senate Bill 387**
- Senate Bill 395**

Senate Bill 416

Senate Bill 417

Senate Bill 418

Senate Bill 419

Senate Bill 420

Senate Bill 453

Senate Bill 454

Senate Bill 491

Senate Bill 555

Senate Bill 563

Senate Bill 571

Senate Bill 589

Senate Bill 608

Senate Bill 609

Senate Bill 610

Senate Bill 611

Senate Bill 612

Senate Bill 613

Senate Bill 614

Senate Bill 615

Senate Bill 616

Senate Bill 617

Messaged.

**SECOND READING AND AMENDMENTS OF
ASSEMBLY JOINT RESOLUTIONS AND
ASSEMBLY BILLS**

Assembly Bill 325

Relating to: the Revised Uniform Unclaimed Property Act.

Read a second time.

The question was: Adoption of Senate Amendment 1 to **Assembly Bill 325**?

Adopted.

Senator Petrowski, with unanimous consent, asked that Senate Amendment 2 to **Assembly Bill 325** be withdrawn and returned to author.

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 325

Read a third time and concurred in as amended.

Assembly Bill 435

Relating to: incorporating cursive writing into the state model English language arts standards and requiring cursive writing in elementary grades.

Senator LeMahieu, with unanimous consent, asked that **Assembly Bill 435** be referred to the committee on **Senate Organization**.

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

Assembly Bill 325

Messaged.

IN THE CHAIR

Senate President Kapenga in the chair.

4:31 P.M.

MOTIONS MAY BE OFFERED

Senator Smith asked unanimous consent that the rules be suspended and **Senate Bill 328** be withdrawn from the committee on **Labor and Regulatory Reform** and taken up at this time.

Senator LeMahieu objected.

Senator Larson moved that **Senate Bill 328** be withdrawn from the committee on **Labor and Regulatory Reform**.

Senator Kapenga, with unanimous consent, asked that the Senate stand informal.

The question was: Shall **Senate Bill 328** be withdrawn from the committee on **Labor and Regulatory Reform**?

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, Jagler, Kapenga, Kooyenga, LeMahieu, Marklein, Nass, Petrowski, Roth, Stafsholt, Stroebel, Testin, Wanggaard and Wimberger - 20.

Absent or not voting - Senator Jacque - 1.

Refused to withdraw.

CONSIDERATION OF RESOLUTIONS AND JOINT RESOLUTIONS NOT REQUIRING A THIRD READING

Senate Joint Resolution 65

Relating to: commemorating the 185th anniversary of the convening of Wisconsin's first territorial legislature.

The question was: Adoption of **Senate Joint Resolution 65**?

Adopted.

Senate Joint Resolution 68

Relating to: recognizing the victory of Team USA and captain Steve Stricker at the 2020 Ryder Cup.

The question was: Adoption of **Senate Joint Resolution 68**?

Adopted.

Senate Joint Resolution 69

Relating to: recognizing Employment Choice First as a means to preserve the dignity, self-esteem, and pride of individuals with disabilities in Wisconsin.

The question was: Adoption of **Senate Joint Resolution 69**?

Adopted.

Senate Joint Resolution 70

Relating to: recognizing October 28, 2021, as First Responders Appreciation Day in Wisconsin.

The question was: Adoption of **Senate Joint Resolution 70**?

Adopted.

Senate Joint Resolution 71

Relating to: proclaiming October 2021 to be Right to Life Month in Wisconsin.

The question was: Adoption of **Senate Joint Resolution 71**?

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, Jagler, Kapenga, Kooyenga, LeMahieu, Marklein, Nass, Petrowski, Roth, 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 Jacque - 1.

Adopted.

Senate Joint Resolution 72

Relating to: proclaiming the month of October as Breast Cancer Awareness Month.

The question was: Adoption of **Senate Joint Resolution 72**?

Adopted.

Senator LeMahieu, with unanimous consent, asked that the Senate stand informal.

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

- Senate Joint Resolution 65**
- Senate Joint Resolution 68**
- Senate Joint Resolution 69**
- Senate Joint Resolution 70**
- Senate Joint Resolution 71**
- Senate Joint Resolution 72**

Messaged.

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

Senator Wanggaard, with unanimous consent, asked that the Senate adjourn in honor of his Chief of staff, Scott Kelly, on the 10th Anniversary of his 39th birthday. Senator Wanggaard wishes him health and prosperity in the coming years.

Senator Agard, with unanimous consent, asked that the Senate adjourn in honor of Domestic Violence Awareness Month. It was launched nationwide in 1987 as a way to connect and unite individuals in organizations who work on the frontlines addressing domestic violence issues while raising awareness of this public health crisis we face in our nation.

Senator Wirch, with unanimous consent, asked that the Senate adjourn in honor of Bernard “Buzz” England, who passed away recently after a long battle with cancer. Buzz was a great teacher and coach in the Kenosha Unified School system. Rest in peace Buzz.

Senator Darling, with unanimous consent, asked that the Senate adjourn in honor of the women who suffer from breast cancer.

Senator Bewley, with unanimous consent, asked that the Senate adjourn in honor of Forest Products week, which our state celebrated last week. Our forest products industry is a huge force in our state’s economy, contributing \$24.5 billion in goods each year and accounting for 64,000 jobs. Wisconsin is fortunate to have a strong, forward-reaching Council on

Forestry. Since its creation in 2002, the Council has advised the Governor, the legislature, the DNR, and other state agencies on complex and interdependent issues such as jobs and the economy, land use policy, tourism, invasive species, wildlife management, and of course, the forest products industry. Senator Bewley is proud to serve on this committee, and she applaud the work of so many capable men and women in our state

Senator Bernier, with unanimous consent, asked that the Senate adjourn in honor of Marian “Bunny” Bernier, who was killed in a car accident yesterday. Marian was the Senator’s mother-in law for 20 years. She was funny. She was quirky. She was one hard worker. She will be missed dearly.

Senator Taylor, with unanimous consent, asked that the Senate adjourn in honor of domestic violence awareness month, and the victims, Mallory Muenzenberger and her three-year-old son, Major Harris.

Senator Taylor, with unanimous consent, asked that the Senate adjourn in honor of Dr. Wallace Cheatham, an acclaimed pianist and composer, a public school music educator, and adjunct professor, a lecturer and music director of a number of organizations, who passed away recently.\

ADJOURNMENT

Senator LeMahieu, with unanimous consent, asked that the Senate stand adjourned until Wednesday, October 27, 2021.

Adjourned.

5:02 P.M.