



STATE OF WISCONSIN Senate Journal

One-Hundred and Sixth Regular Session

9:11 A.M.

TUESDAY, May 14, 2024

The Senate met.

The Veto Review Session of 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, Bradley, Cabral-Guevara, Carpenter, Cowles, Felzkowski, Feyen, Hesselbein, Hutton, Jacque, Jagler, James, L. Johnson, Kapenga, Knodl, Larson, LeMahieu, Marklein, Nass, Pfaff, Quinn, Smith, Spreitzer, Stafsholt, Stroebel, Testin, Tomczyk, Wanggaard, Wimberger and Wirch - 31.

Absent with leave - Senator Roys - 1.

Vacancies - 4th Senate District - 1.

The Senate stood for the prayer which was offered by Senator Ballweg.

The Senate remained standing and President Pro Tempore Testin led the Senate in the pledge of allegiance to the flag of the United States of America.

LEAVES OF ABSENCE

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

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

PETITION AND COMMUNICATIONS

State of Wisconsin
Office of the Governor

EXECUTIVE ORDER #225

Relating to a Special Election for the Fourth Senate District

WHEREAS, Senator Lena Taylor was elected to the Fourth Senate District on November 3, 2020, and resigned as Senator for the Fourth Senate District on January 26, 2024.

NOW, THEREFORE, I, TONY EVERS, Governor of the State of Wisconsin, pursuant to Article IV, Section 14, of

the Wisconsin Constitution and Section 8.50 of the Wisconsin Statutes, order that a special election shall be held on July 30, 2024, to fill a vacancy in the Fourth Senate District, as created in 2023 Act 94, and whose boundaries are set out in Sections 4.009 (4) of the Wisconsin Statutes. A copy of the boundary descriptions may be obtained from the Elections Commission of the Legislative Reference Bureau. The term of office for the Fourth Senate District will expire on the first Monday in January 2025. If a primary is necessary, it shall be held on July 2, 2024. Circulation of nomination papers for candidates may begin today, May 14, 2024, and nominations papers shall be filed no later than 5:00:00 p.m. on June 4, 2024, in the office of the Elections Commission, 201 West Washington Avenue, Second Floor, Madison, Wisconsin. This election shall be held, conducted, canvassed, and returned in accordance with law.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great seal of the State of Wisconsin to be affixed. Done at the Capitol in the City of Madison this fourteenth day of May, in the year two thousand twenty-four.

TONY EVERS
Governor

By the Governor:

SARAH GODLEWSKI
Secretary of State

Senator LeMahieu asked unanimous consent that **Senate Bills 98, 139, 145, 312, 517, 736, 917, 932 and 1014** be withdrawn and taken up at this time.

Senator Carpenter objected.

Senator Carpenter asked unanimous consent that the Senate stand informal.

Senator LeMahieu objected.

Senator Larson, with unanimous consent, asked that the Senate recess.

9:21 A.M.

RECESS

9:43 A.M.

The Senate reconvened.

Senate President Kapenga in the chair.

Senate Bill 98

Relating to: verifying citizenship of individuals on the official voter registration list and contents of operator's licenses and identification cards.

The question was: Shall **Senate Bill 98** pass notwithstanding the objections of the Governor?

The ayes and noes were required and the vote was: ayes, 22; noes, 9; absent or not voting, 0; as follows:

Ayes - Senators Ballweg, Bradley, Cabral-Guevara, Cowles, Felzkowski, Feyen, Hutton, Jacque, Jagler, James, Kapenga, Knodl, LeMahieu, Marklein, Nass, Quinn, Stafsholt, Stroebel, Testin, Tomczyk, Wanggaard and Wimberger - 22.

Noes - Senators Agard, Carpenter, Hesselbein, L. Johnson, Larson, Pfaff, Smith, Spreitzer and Wirch - 9.

Absent or not voting - None - 0.

Passed notwithstanding the objections of the Governor.

Messaged, pursuant to Senate Rule 42 (1).

Senate Bill 139

Relating to: establishing a statewide wolf population goal.

The question was: Shall **Senate Bill 139** pass notwithstanding the objections of the Governor?

The ayes and noes were required and the vote was: ayes, 22; noes, 9; absent or not voting, 0; as follows:

Ayes - Senators Ballweg, Bradley, Cabral-Guevara, Cowles, Felzkowski, Feyen, Hutton, Jacque, Jagler, James, Kapenga, Knodl, LeMahieu, Marklein, Nass, Quinn, Stafsholt, Stroebel, Testin, Tomczyk, Wanggaard and Wimberger - 22.

Noes - Senators Agard, Carpenter, Hesselbein, L. Johnson, Larson, Pfaff, Smith, Spreitzer and Wirch - 9.

Absent or not voting - None - 0.

Passed notwithstanding the objections of the Governor.

Messaged, pursuant to Senate Rule 42 (1).

Senate Bill 145

Relating to: advanced practice registered nurses, extending the time limit for emergency rule procedures, providing an exemption from emergency rule procedures, and granting rule-making authority.

The question was: Shall **Senate Bill 145** pass notwithstanding the objections of the Governor?

The ayes and noes were required and the vote was: ayes, 21; noes, 10; absent or not voting, 0; as follows:

Ayes - Senators Ballweg, Bradley, Cabral-Guevara, Cowles, Felzkowski, Hutton, Jacque, Jagler, James, Kapenga, Knodl, LeMahieu, Marklein, Nass, Quinn, Stafsholt, Stroebel, Testin, Tomczyk, Wanggaard and Wimberger - 21.

Noes - Senators Agard, Carpenter, Feyen, Hesselbein, L. Johnson, Larson, Pfaff, Smith, Spreitzer and Wirch - 10.

Absent or not voting - None - 0.

Passed notwithstanding the objections of the Governor.

Messaged, pursuant to Senate Rule 42 (1).

Senate Bill 312

Relating to: programs and requirements to address perfluoroalkyl and polyfluoroalkyl substances.

The question was: Shall **Senate Bill 312** pass notwithstanding the objections of the Governor?

The ayes and noes were required and the vote was: ayes, 22; noes, 9; absent or not voting, 0; as follows:

Ayes - Senators Ballweg, Bradley, Cabral-Guevara, Cowles, Felzkowski, Feyen, Hutton, Jacque, Jagler, James, Kapenga, Knodl, LeMahieu, Marklein, Nass, Quinn, Stafsholt, Stroebel, Testin, Tomczyk, Wanggaard and Wimberger - 22.

Noes - Senators Agard, Carpenter, Hesselbein, L. Johnson, Larson, Pfaff, Smith, Spreitzer and Wirch - 9.

Absent or not voting - None - 0.

Passed notwithstanding the objections of the Governor.

Messaged, pursuant to Senate Rule 42 (1).

Senate Bill 517

Relating to: court-issued criminal complaints if the person's actions were in self-defense.

The question was: Shall **Senate Bill 145** pass notwithstanding the objections of the Governor?

The ayes and noes were required and the vote was: ayes, 21; noes, 10; absent or not voting, 0; as follows:

Ayes - Senators Ballweg, Bradley, Cabral-Guevara, Cowles, Felzkowski, Feyen, Hutton, Jacque, Jagler, James, Kapenga, Knodl, LeMahieu, Marklein, Nass, Quinn, Stafsholt, Stroebel, Testin, Tomczyk and Wanggaard - 21.

Noes - Senators Agard, Carpenter, Hesselbein, L. Johnson, Larson, Pfaff, Smith, Spreitzer, Wimberger and Wirch - 10.

Absent or not voting - None - 0.

Passed notwithstanding the objections of the Governor.

Messaged, pursuant to Senate Rule 42 (1).

Senate Bill 736

Relating to: postelection audits by the Legislative Audit Bureau and providing a penalty.

The question was: Shall **Senate Bill 736** pass notwithstanding the objections of the Governor?

The ayes and noes were required and the vote was: ayes, 22; noes, 9; absent or not voting, 0; as follows:

Ayes - Senators Ballweg, Bradley, Cabral-Guevara, Cowles, Felzkowski, Feyen, Hutton, Jacque, Jagler, James, Kapenga, Knodl, LeMahieu, Marklein, Nass, Quinn, Stafsholt, Stroebel, Testin, Tomczyk, Wanggaard and Wimberger - 22.

Noes - Senators Agard, Carpenter, Hesselbein, L. Johnson, Larson, Pfaff, Smith, Spreitzer and Wirch - 9.

Absent or not voting - None - 0.

Passed notwithstanding the objections of the Governor.

Messaged, pursuant to Senate Rule 42 (1).

Senate Bill 917

Relating to: student teaching requirement for teacher preparatory programs and granting rule-making authority.

The question was: Shall **Senate Bill 917** pass notwithstanding the objections of the Governor?

The ayes and noes were required and the vote was: ayes, 22; noes, 9; absent or not voting, 0; as follows:

Ayes - Senators Ballweg, Bradley, Cabral-Guevara, Cowles, Felzkowski, Feyen, Hutton, Jacque, Jagler, James, Kapenga, Knodl, LeMahieu, Marklein, Nass, Quinn, Stafsholt, Stroebel, Testin, Tomczyk, Wanggaard and Wimberger - 22.

Noes - Senators Agard, Carpenter, Hesselbein, L. Johnson, Larson, Pfaff, Smith, Spreitzer and Wirch - 9.
Absent or not voting - None - 0.

Passed notwithstanding the objections of the Governor.

Messaged, pursuant to Senate Rule 42 (1).

Senate Bill 932

Relating to: modifications to building program project budgets, selection of project architects and engineers, single prime contracting, agency cooperation with energy conservation contractors, timeline for claims before the Claims Board, and making a transfer to the state building trust fund.

Senator Hesselbein submitted a resolution for introduction as a privileged resolution.

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

Senate Resolution 5

Relating to: revival of certain assembly bills for immediate senate consideration.

Considered as privileged and referred to the committee on **Senate Organization**.

Senator LeMahieu moved to call the main question.

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

The question was: Shall the Senate vote immediately on the main question?

The ayes and noes were demanded and the vote was: ayes, 22; noes, 9; absent or not voting, 1; as follows:

Ayes - Senators Ballweg, Bradley, Cabral-Guevara, Cowles, Felzkowski, Feyen, Hutton, Jacque, Jagler, James, Kapenga, Knodl, LeMahieu, Marklein, Nass, Quinn, Stafsholt, Stroebel, Testin, Tomczyk, Wanggaard and Wimberger - 22.

Noes - Senators Agard, Carpenter, Hesselbein, L. Johnson, Larson, Pfaff, Smith, Spreitzer and Wirch - 9.
Absent or not voting - Senator Roys - 1.

Question called.

The question was: Shall **Senate Bill 932** pass notwithstanding the objections of the Governor?

The ayes and noes were required and the vote was: ayes, 21; noes, 10; absent or not voting, 0; as follows:

Ayes - Senators Ballweg, Bradley, Cabral-Guevara, Cowles, Felzkowski, Feyen, Hutton, Jacque, Jagler, James, Kapenga, Knodl, LeMahieu, Marklein, Quinn, Stafsholt, Stroebel, Testin, Tomczyk, Wanggaard and Wimberger - 21.

Noes - Senators Agard, Carpenter, Hesselbein, L. Johnson, Larson, Nass, Pfaff, Smith, Spreitzer and Wirch - 10.

Absent or not voting - None - 0.

Passed notwithstanding the objections of the Governor.

Messaged, pursuant to Senate Rule 42 (1).

Senate Bill 1014

Relating to: funding for hospital emergency department services.

Senator LeMahieu moved to call the main question.

The question was: Shall the Senate vote immediately on the main question?

Question called.

The question was: Shall **Senate Bill 1014** pass notwithstanding the objections of the Governor?

The ayes and noes were required and the vote was: ayes, 22; noes, 9; absent or not voting, 0; as follows:

Ayes - Senators Ballweg, Bradley, Cabral-Guevara, Cowles, Felzkowski, Feyen, Hutton, Jacque, Jagler, James, Kapenga, Knodl, LeMahieu, Marklein, Nass, Quinn, Stafsholt, Stroebel, Testin, Tomczyk, Wanggaard and Wimberger - 22.

Noes - Senators Agard, Carpenter, Hesselbein, L. Johnson, Larson, Pfaff, Smith, Spreitzer and Wirch - 9.

Absent or not voting - None - 0.

Passed notwithstanding the objections of the Governor.

Messaged, pursuant to Senate Rule 42 (1).

ADVERSE DISPOSAL

The following Senate Resolution was in the possession of the Senate at the end of the Veto Review floorperiod, which was adjourned on May 14, 2024, and therefore adversely disposed of pursuant to **Senate Joint Resolution 1**:

Senate Resolution 5.

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

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

Senate Clearinghouse Rule 24-003

Relating to security in Type 1 secured correctional facilities.

Modifications requested.

Ayes: 5 – Senators Wanggaard, Jacque, Wimberger, Knodl and James.

Noes: 2 – Senators Roys and L. Johnson.

VAN WANGGAARD

Chairperson

CHIEF CLERK’S ENTRIES

The following bills with pending partial vetoes failed to pass notwithstanding the objections of the Governor, pursuant to Joint Rule 82:

Senate Bill 70
Senate Bill 518
Senate Bill 971
Senate Bill 1015

The following bills failed to pass notwithstanding the objections of the Governor, pursuant to Joint Rule 82:

Senate Bill 21
Senate Bill 52
Senate Bill 158
Senate Bill 186

Senate Bill 187
Senate Bill 188
Senate Bill 216
Senate Bill 217
Senate Bill 316
Senate Bill 335
Senate Bill 436
Senate Bill 466
Senate Bill 549
Senate Bill 608
Senate Bill 613
Senate Bill 617
Senate Bill 641
Senate Bill 667
Senate Bill 688
Senate Bill 836
Senate Bill 916
Senate Bill 933
September 2023 Special Session Senate Bill 1

ADJOURNMENT

Senator LeMahieu, with unanimous consent, asked that the Senate stand adjourned pursuant to **Senate Joint Resolution 1**.

Adjourned.

12:45 P.M.