



# STATE OF WISCONSIN Senate Journal

## One-Hundred and Third Regular Session

11:28 A.M.

TUESDAY, November 7, 2017

The Senate met.

The Senate was called to order by Senate President Roth.

### 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 Bewley, Carpenter, Cowles, Craig, Darling, Erpenbach, Feyen, Fitzgerald, Hansen, Harsdorf, Johnson, Kapenga, Larson, Lasee, LeMahieu, Marklein, Miller, Moulton, Nass, Olsen, Petrowski, Ringhand, Risser, Roth, Shilling, Stroebel, L. Taylor, Testin, Tiffany, Vinehout, Vukmir, Wanggaard and Wirch - 33.

Absent with leave – None - 0.

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

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

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

11:36 A.M.

### RECESS

12:05 P.M.

The Senate reconvened.

Senate President Roth in the chair.

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 3 to **Senate Bill 281** offered by Senator Testin.

Senate Substitute Amendment 2 to **Senate Bill 281** offered by Senators Risser, Vinehout, Miller, L. Taylor, Wirch, Hansen, Larson, Carpenter and Erpenbach.

Senate Amendment 2 to Senate Substitute Amendment 1 to **Senate Bill 388** offered by Senators Hansen, Larson, Vinehout, Carpenter, Erpenbach, Risser, Ringhand, Miller and Wirch.

Senate Amendment 1 to **Assembly Joint Resolution 20** offered by Senator Roth.

Senate Amendment 1 to **Assembly Joint Resolution 21** offered by Senator Roth.

Senate Amendment 1 to **Assembly Bill 153** offered by Senator Fitzgerald.

Senate Amendment 1 to **Assembly Bill 165** offered by Senator Roth.

### PETITIONS AND COMMUNICATIONS

Pursuant to Senate Rule 17 (5), Representative Barca added as a co-sponsor of **Senate Bill 310**.

Pursuant to Senate Rule 17 (5), Representative Barca added as a co-sponsor of **Senate Bill 416**.

Pursuant to Senate Rule 17 (5), Senator Cowles added as a co-author of **Senate Joint Resolution 66**.

Pursuant to Senate Rule 17 (5), Senator Cowles added as a co-sponsor of **Assembly Bill 444**.

Pursuant to Senate Rule 17 (5), Senator Hansen added as a co-sponsor of **Assembly Joint Resolution 55**.

Pursuant to Senate Rule 17 (5), Senator Hansen added as a co-author of **Senate Bill 47**.

Pursuant to Senate Rule 17 (5), Senator Hansen added as a co-author of **Senate Bill 119**.

Pursuant to Senate Rule 17 (5), Senator Larson added as a co-sponsor of **Assembly Bill 98**.

Pursuant to Senate Rule 17 (5), Representative Milroy added as a co-sponsor of **Senate Joint Resolution 85**.

Pursuant to Senate Rule 17 (5), Representative Rohrkaste added as a co-sponsor of **Senate Bill 119**.

Pursuant to Senate Rule 17 (5), Representative Skowronski added as a co-sponsor of **Senate Bill 386**.

Pursuant to Senate Rule 17 (5), Representative Tusler added as a co-sponsor of **Senate Joint Resolution 82**.

Pursuant to Senate Rule 17 (5), Senator Vinehout added as a co-author of **Senate Bill 261**.

Pursuant to Senate Rule 17 (5), Representative Zepnick added as a co-sponsor of **Senate Bill 298**.

Pursuant to Senate Rule 17 (5), Representative Zepnick added as a co-sponsor of **Senate Bill 476**.

Pursuant to Senate Rule 17 (5), Representative Zepnick added as a co-sponsor of **Senate Bill 415**.

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**LEGISLATIVE REFERENCE BUREAU CORRECTIONS**

**CORRECTIONS IN:**

**ASSEMBLY AMENDMENT 1,  
TO 2017 ASSEMBLY BILL 499**

Prepared by the Legislative Reference Bureau  
(November 6, 2017)

In engrossing, the following corrections were made:

1. Page 1, line 5: delete "SECTION 39m" and substitute "SECTION 39k".

2. Page 2, line 8: delete ", and (1m)" and substitute ", (1m), and (1r)".

\*\*\*\*NOTE: This item reconciles item 4 of Assembly Amendment 1 and item 4 of Assembly Amendment 6. This item replaces item 4 of Assembly Amendment 6.

**ASSEMBLY AMENDMENT 5,  
TO 2017 ASSEMBLY BILL 499**

Prepared by the Legislative Reference Bureau  
(November 6, 2017)

In engrossing, the following corrections were made:

1. Page 2, line 10: delete "after" and substitute "before".

\*\*\*\*NOTE: Subsection (4m) (b) describes what occurs if a revised plan is filed after related approvals are issued. This subsection (4m) (a) was intended to describe what occurs if a revised plan is filed before related approvals are issued.

2. Page 2, line 12: on lines 12 and 18, delete "subs." and substitute "sub."

**ASSEMBLY AMENDMENT 6,  
TO 2017 ASSEMBLY BILL 499**

Prepared by the Legislative Reference Bureau  
(November 6, 2017)

In engrossing, the following correction was made:

1. Page 2, line 13: delete that line.

\*\*\*\*NOTE: Item 4 of Assembly Amendment 1 gives effect to the substance of this item by reconciling that item and this item. See chief clerk's correction to Assembly Amendment 1 to Assembly Bill 499.

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

**Senate Clearinghouse Rule 17-039**

Relating to an exception to the annual privacy notice requirements and affecting small business.

Submitted by the Office of the Commissioner of Insurance.

Report received from Agency, October 23, 2017.

Referred to the committee on **Insurance, Housing and Trade**, November 7, 2017.

**Senate Clearinghouse Rule 17-064**

Relating to education required for examination and recertification.

Submitted by the Accounting Examining Board.

Report received from Agency, October 26, 2017.

Referred to the committee on **Revenue, Financial Institutions and Rural Issues**, November 7, 2017.

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

**Senate Clearinghouse Rule 16-078**

Relating to radiation protection.

No action taken on November 3, 2017.

**Senate Clearinghouse Rule 17-016**

Relating to unarmed combat sports.

No action taken on November 2, 2017.

**Senate Clearinghouse Rule 17-031**

Relating to closing the Long-Term Disability Insurance program (LTDI) to new claims and reopening the Wis. Stat. s. 40.63 Disability Annuity Program (40.63) to all eligible employees effective January 1, 2018.

No action taken on November 2, 2017.

**Senate Clearinghouse Rule 17-040**

Relating to scheduling acryl fentanyl.

No action taken on November 3, 2017.

**Senate Clearinghouse Rule 17-044**

Relating to designating continuing education on the topic of prescribing controlled substances.

No action taken on November 3, 2017.

**Senate Clearinghouse Rule 17-053**

Relating to technical corrections to rules governing the Wisconsin Education Services Program for the Deaf and Hard of Hearing and Wisconsin Center for the Blind and visually Impaired, high school graduation standards, disposition of funds, and commencement of school term.

No action taken on November 3, 2017.

*STEPHEN NASS*  
Senate Chairperson

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The committee on **Education** reported and recommended:

**Senate Clearinghouse Rule 17-052**

Relating to revising complaint and appeals procedures.

No action taken on November 3, 2017.

Referred to the joint committee for review of **Administrative Rules**, November 7, 2017.

*LUTHER OLSEN*  
Chairperson

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**MESSAGES FROM THE ASSEMBLY**

By Patrick E. Fuller, chief clerk.

Mr. President:

I am directed to inform you that the Assembly has passed and asks concurrence in:

- Assembly Bill 353**
- Assembly Bill 390**
- Assembly Bill 479**
- Assembly Bill 480**
- Assembly Bill 497**

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**MESSAGES FROM THE  
ASSEMBLY CONSIDERED**

**Assembly Bill 353**

Relating to: the organization and operation of cooperatives and extensions of credit by electric cooperatives.

By Representatives Tauchen, Nerison, E. Brooks, Novak, Considine, Tusler, Kulp, Bernier, Quinn, Petryk, Meyers, Ripp, Tranel, Ballweg, Krug, Edming, Summerfield, Vruwink, Doyle, Kolste, VanderMeer, Mursau, Pronschinske and Goyke; cosponsored by Senators Testin, Cowles, Bewley, Moulton, Harsdorf, Ringhand, Marklein and Vinehout.

Read first time and referred to the committee on **Senate Organization**.

**Assembly Bill 390**

Relating to: operating a motor vehicle after revocation of the operating privilege and requirements of the court during sentencing.

By Representatives Jacque, Ballweg, R. Brooks, Horlacher, Kleefisch, Kremer, Murphy, Skowronski and Tusler; cosponsored by Senators Wanggaard, Marklein and L. Taylor.

Read first time and referred to the committee on **Senate Organization**.

**Assembly Bill 479**

Relating to: limiting the authority of local governments to regulate development on substandard lots and require the merging of lots; requiring a political subdivision to issue a conditional use permit under certain circumstances; standards for granting certain zoning variances; local ordinances

related to repair, rebuilding, and maintenance of certain nonconforming structures; shoreland zoning of, and the removal of material from the bed of, certain small, private ponds; inverse condemnation proceedings; and the right to display the flag of the United States.

By Representatives Jarchow, R. Brooks, Ballweg, Edming, Felzkowski, Gannon, Horlacher, Hutton, Kremer, Murphy, Sanfelippo, Stafsholt and Tusler; cosponsored by Senators Tiffany, Craig, Darling, Lasee and Nass.

Read first time and referred to the committee on **Senate Organization**.

**Assembly Bill 480**

Relating to: review by the Department of Safety and Professional Services of the state electrical wiring code applicable to one-family and two-family dwellings; the legal description required for recording an easement for the construction, operation, or maintenance of sewer lines or facilities; expanding the use of tax incremental financing for workforce housing development and allowing a reduction in the amount of certain impact fees; effect of changes in requirements for development-related permits or authorizations on persons who apply for the permits or authorizations; exempting certain vehicles delivering propane from class B highway weight limitations and certain special or seasonal weight limitations; elimination of the forestation state property tax; reviews of and reports on bills and proposed administrative rules that affect housing; general permits to place riprap on the bed of a navigable water; and making an appropriation.

By Representatives Jarchow, Allen, R. Brooks, Felzkowski, Gannon, Horlacher, Hutton, Kremer, Krug, Quinn, Stafsholt and Tusler; cosponsored by Senators Tiffany, Darling, Lasee and Nass.

Read first time and referred to the committee on **Senate Organization**.

**Assembly Bill 497**

Relating to: mitigation requirements applicable to wetland individual permits.

By Representatives Steffen, E. Brooks, Felzkowski, Gannon, Horlacher, Kremer, Kulp and Kuglitsch; cosponsored by Senators LeMahieu, Craig and Tiffany.

Read first time and referred to the committee on **Senate Organization**.

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**ADVICE AND CONSENT OF THE SENATE**

**GABLER, DANIEL J.**

Of Madison, as the Chairman of the Parole Commission, to serve for the term ending March 1, 2019.

The question was: Confirmation?

The ayes and noes were required and the vote was: ayes, 20; noes, 13; absent or not voting, 0; as follows:

Ayes - Senators Cowles, Craig, Darling, Feyen, Fitzgerald, Harsdorf, Kapenga, Lasee, LeMahieu, Marklein, Moulton, Nass, Olsen, Petrowski, Roth, Stroebel, Testin, Tiffany, Vukmir and Wanggaard – 20.

Noes - Senators Bewley, Carpenter, Erpenbach, Hansen, Johnson, Larson, Miller, Ringhand, Risser, Shilling, L. Taylor, Vinehout and Wirch - 13.

Absent or not voting - None - 0.

Confirmed.

**HOGAN, JOHN J**

Of Rhinelander, as a Wisconsin Bar Representative on the Public Defender Board, to serve for the term ending May 1, 2020.

The question was: Confirmation?

The ayes and noes were required and the vote was: ayes, 33; noes, 0; absent or not voting, 0; as follows:

Ayes - Senators Bewley, Carpenter, Cowles, Craig, Darling, Erpenbach, Feyen, Fitzgerald, Hansen, Harsdorf, Johnson, Kapenga, Larson, Lasee, LeMahieu, Marklein, Miller, Moulton, Nass, Olsen, Petrowski, Ringhand, Risser, Roth, Shilling, Stroebel, L. Taylor, Testin, Tiffany, Vinehout, Vukmir, Wanggaard and Wirch - 33.

Noes - None - 0.

Absent or not voting - None - 0.

Confirmed.

**ROSS, DAVE B.**

Of Madison, as Secretary of the Department of Transportation, to serve for the term ending at the pleasure of the Governor.

The question was: Confirmation?

The ayes and noes were required and the vote was: ayes, 22; noes, 11; absent or not voting, 0; as follows:

Ayes - Senators Bewley, Cowles, Craig, Darling, Feyen, Fitzgerald, Harsdorf, Kapenga, Lasee, LeMahieu, Marklein, Miller, Moulton, Nass, Olsen, Petrowski, Roth, Stroebel, Testin, Tiffany, Vukmir and Wanggaard - 22.

Noes - Senators Carpenter, Erpenbach, Hansen, Johnson, Larson, Ringhand, Risser, Shilling, L. Taylor, Vinehout and Wirch - 11.

Absent or not voting - None - 0.

Confirmed.

**TOWNSEND, REPRESENTATIVE JOHN**

Of Fond du Lac, as a Congressional District 6 Representative on the Board of Veterans Affairs, to serve for the term ending May 1, 2021.

The question was: Confirmation?

The ayes and noes were required and the vote was: ayes, 33; noes, 0; absent or not voting, 0; as follows:

Ayes - Senators Bewley, Carpenter, Cowles, Craig, Darling, Erpenbach, Feyen, Fitzgerald, Hansen, Harsdorf, Johnson, Kapenga, Larson, Lasee, LeMahieu, Marklein, Miller, Moulton, Nass, Olsen, Petrowski, Ringhand, Risser, Roth, Shilling, Stroebel, L. Taylor, Testin, Tiffany, Vinehout, Vukmir, Wanggaard and Wirch - 33.

Noes - None - 0.

Absent or not voting - None - 0.

Confirmed.

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**CONSIDERATION OF MOTIONS,  
RESOLUTIONS, AND JOINT RESOLUTIONS  
NOT REQUIRING A THIRD READING**

**Senate Joint Resolution 66**

Relating to: proclaiming November 2017 as diabetes awareness month.

The question was: Adoption of **Senate Joint Resolution 66?**

Adopted.

**Senate Joint Resolution 81**

Relating to: recognizing the career and service of retired Sergeant First Class James P. Young.

Read.

The question was: Adoption of **Senate Joint Resolution 81?**

Adopted.

Senator Fitzgerald, with unanimous consent, asked that all members of the Senate be added as coauthors of **Senate Joint Resolution 81**.

Senator Fitzgerald, with unanimous consent, asked that **Senate Joint Resolution 82** be withdrawn from the committee on **Senate Organization** and taken up at this time.

**Senate Joint Resolution 82**

Relating to: honoring the public service of Secretary Ben Brancel.

The question was: Adoption of **Senate Joint Resolution 82?**

Adopted.

**Assembly Joint Resolution 18**

Relating to: honoring the life and public service of Representative Marcel Dandeneau.

Read.

Concurred in by unanimous rising vote.

Senator Fitzgerald, with unanimous consent, asked that all members of the Senate be added as cosponsors of **Assembly Joint Resolution 18**.

**Assembly Joint Resolution 20**

Relating to: rules and procedures for convening an Article V convention proposing amendments to the Constitution of the United States.

Senator Fitzgerald, with unanimous consent, asked that **Assembly Joint Resolution 20** and **Assembly Joint Resolution 21** be placed after **Assembly Bill 165** on today's calendar.

**Assembly Joint Resolution 55**

Relating to: commending and congratulating the Medical College of Wisconsin.

The question was: Concurrence of **Assembly Joint Resolution 55**?

Concurred in.

**Assembly Joint Resolution 61**

Relating to: recognizing November 19 as Tommy G. Thompson Day in Wisconsin.

The question was: Concurrence of **Assembly Joint Resolution 61**?

Concurred in.

**Assembly Joint Resolution 74**

Relating to: proclaiming October 9, 2017, as PANDAS and PANS Awareness Day.

The question was: Concurrence of **Assembly Joint Resolution 74**?

Concurred in.

**Assembly Joint Resolution 80**

Relating to: proclaiming October 15th, 2017, as White Cane Safety Day.

The question was: Concurrence of **Assembly Joint Resolution 80**?

Concurred in.

Senator Fitzgerald, with unanimous consent, asked that **Assembly Joint Resolution 81** be withdrawn from the committee on **Senate Organization** and taken up at this time.

**Assembly Joint Resolution 81**

Relating to: the distinguished life of former representative Mickey Lehman.

Read.

Concurred in by unanimous rising vote.

Senator Fitzgerald, with unanimous consent, asked that all members of the Senate be added as cosponsors of **Assembly Joint Resolution 81**.

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

- Senate Joint Resolution 66**
- Senate Joint Resolution 81**
- Senate Joint Resolution 82**
- Assembly Joint Resolution 18**
- Assembly Joint Resolution 55**
- Assembly Joint Resolution 61**
- Assembly Joint Resolution 74**
- Assembly Joint Resolution 80**
- Assembly Joint Resolution 81**

Messaged.

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

**Senate Joint Resolution 53**

Relating to: the rights of crime victims (first consideration).

Read a second time.

The question was: Adoption of Senate Amendment 1 to Senate Substitute Amendment 2 to **Senate Joint Resolution 53**?

Adopted.

The question was: Adoption of Senate Amendment 2 to Senate Substitute Amendment 2 to **Senate Joint Resolution 53**?

Adopted.

The question was: Adoption of Senate Substitute Amendment 2 to **Senate Joint Resolution 53**?

Adopted.

Ordered to a third reading.

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

**Senate Joint Resolution 53**

Read a third time.

The ayes and noes were required and the vote was: ayes, 29; noes, 4; absent or not voting, 0; as follows:

Ayes - Senators Bewley, Carpenter, Cowles, Craig, Darling, Erpenbach, Feyen, Fitzgerald, Hansen, Harsdorf, Johnson, Kapenga, Larson, Lasee, LeMahieu, Marklein, Moulton, Nass, Olsen, Petrowski, Ringhand, Roth, Shilling, Stroebel, Testin, Tiffany, Vukmir, Wanggaard and Wirch - 29.

Noes - Senators Miller, Risser, L. Taylor and Vinehout - 4.

Absent or not voting - None - 0.

Adopted.

Senator Fitzgerald, with unanimous consent, asked that **Senate Joint Resolution 85** be withdrawn from the committee on **Senate Organization** and taken up at this time.

**Senate Joint Resolution 85**

Relating to: recognizing Finnish Independence Centennial Day.

The question was: Adoption of **Senate Joint Resolution 85**?

Adopted.

**Senate Bill 47**

Relating to: service-connected disability rating for disabled veteran-owned businesses.

Read a second time.

Ordered to a third reading.

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

**Senate Bill 47**

Read a third time and passed.

**Senate Bill 52**

Relating to: time limit on a restrictive custody sanction under the Serious Juvenile Offender Program.

Read a second time.

Ordered to a third reading.

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

**Senate Bill 52**

Read a third time.

**POINT OF ORDER**

Senator Vinehout raised the point of order that **Senate Bill 52** was not properly before the Senate because it was required to be referred to the joint committee on **Finance**, pursuant to s. 13.093, Wisconsin Statutes.

The Chair ruled the point of order not well taken.

Senator Erpenbach moved that **Senate Bill 52** be referred to the joint committee on **Finance**.

The question was: Referral of **Senate Bill 52** to the joint committee on **Finance**?

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

Ayes - Senators Bewley, Carpenter, Erpenbach, Hansen, Johnson, Larson, Miller, Ringhand, Risser, Shilling, L. Taylor, Vinehout and Wirch - 13.

Noes - Senators Cowles, Craig, Darling, Feyen, Fitzgerald, Harsdorf, Lasee, LeMahieu, Marklein, Moulton, Nass, Olsen, Petrowski, Roth, Stroebel, Testin, Tiffany, Vukmir and Wanggaard - 19.

Absent or not voting - Senator Kapenga - 1.

Referral refused.

Senator Kapenga, with unanimous consent, asked to be recorded as voting "No" on the question of referring **Senate Bill 52** to the joint committee on **Finance**.

The question was: Passage of **Senate Bill 52**?

Passed.

Senators Miller and Vinehout, with unanimous consent, asked to be recorded as voting "No" on the question of passage of **Senate Bill 52**.

**Senate Bill 53**

Relating to: expungement of certain offenses committed before the age of 25 and making an appropriation.

Read a second time.

The question was: Adoption of Senate Amendment 1 to **Senate Bill 53**?

Adopted.

The question was: Adoption of Senate Amendment 2 to **Senate Bill 53**?

Adopted.

Ordered to a third reading.

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

**Senate Bill 53**

Read a third time.

The question was: Passage of **Senate Bill 53**?

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

Ayes - Senators Bewley, Carpenter, Cowles, Craig, Darling, Erpenbach, Feyen, Fitzgerald, Hansen, Harsdorf, Johnson, Larson, Lasee, LeMahieu, Marklein, Moulton, Nass, Olsen, Petrowski, Ringhand, Roth, Shilling, Stroebel, L. Taylor, Testin, Tiffany, Vinehout, Vukmir, Wanggaard and Wirch - 30.

Noes - Senators Miller and Risser - 2.

Absent or not voting - Senator Kapenga - 1.

Passed.

Senator Kapenga, with unanimous consent, asked to be recorded as voting "Aye" on the question of passage of **Senate Bill 53**.

**Senate Bill 54**

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

Read a second time.

The question was: Adoption of Senate Amendment 1 to **Senate Bill 54**?

Adopted.

**POINT OF ORDER**

Senator Vinehout raised the point of order that **Senate Bill 54** was not properly before the Senate because it was required to be referred to the joint committee on **Finance**, pursuant to s. 13.093, Wisconsin Statutes.

The Chair ruled the point of order not taken

Senator Vinehout moved that **Senate Bill 54** be referred to the joint committee on **Finance**.

The question was: Referral of **Senate Bill 54** to the joint committee on **Finance**?

The ayes and noes were demanded and the vote was: ayes, 13; noes, 20; absent or not voting, 0; as follows:

Ayes - Senators Bewley, Carpenter, Erpenbach, Hansen, Johnson, Larson, Miller, Ringhand, Risser, Shilling, L. Taylor, Vinehout and Wirch - 13.

Noes - Senators Cowles, Craig, Darling, Feyen, Fitzgerald, Harsdorf, Kapenga, Lasee, LeMahieu, Marklein, Moulton, Nass, Olsen, Petrowski, Roth, Stroebel, Testin, Tiffany, Vukmir and Wanggaard - 20.

Absent or not voting - None - 0.

Referral refused.

Senator L. Taylor moved that **Senate Bill 54** be referred to the joint review committee on **Criminal Penalties**.

The question was: Referral of **Senate Bill 54** to the joint review committee on **Criminal Penalties**?

The ayes and noes were demanded and the vote was: ayes, 13; noes, 20; absent or not voting, 0; as follows:

Ayes - Senators Bewley, Carpenter, Erpenbach, Hansen, Johnson, Larson, Miller, Ringhand, Risser, Shilling, L. Taylor, Vinehout and Wirch - 13.

Noes - Senators Cowles, Craig, Darling, Feyen, Fitzgerald, Harsdorf, Kapenga, Lasee, LeMahieu, Marklein, Moulton, Nass, Olsen, Petrowski, Roth, Stroebel, Testin, Tiffany, Vukmir and Wanggaard - 20.

Absent or not voting - None - 0.

Referral refused.

Ordered to a third reading.

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

#### **Senate Bill 54**

Read a third time.

The question was: Passage of **Senate Bill 54**?

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

Ayes - Senators Bewley, Cowles, Craig, Darling, Feyen, Fitzgerald, Harsdorf, Kapenga, Lasee, LeMahieu, Marklein, Moulton, Nass, Olsen, Petrowski, Roth, Stroebel, Testin, Vukmir and Wanggaard - 20.

Noes - Senators Carpenter, Erpenbach, Hansen, Johnson, Larson, Miller, Ringhand, Risser, Shilling, L. Taylor, Vinehout and Wirch - 12.

Absent or not voting - Senator Tiffany - 1.

Passed.

Senator Tiffany, with unanimous consent, asked to be recorded as voting "Aye" on the question of passage of **Senate Bill 54**.

#### **Senate Bill 55**

Relating to: crimes subject to a mandatory minimum sentence.

Read a second time.

Ordered to a third reading.

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

#### **Senate Bill 55**

Read a third time.

The question was: Passage of **Senate Bill 55**?

The ayes and noes were demanded and the vote was: ayes, 20; noes, 13; absent or not voting, 0; as follows:

Ayes - Senators Cowles, Craig, Darling, Feyen, Fitzgerald, Harsdorf, Kapenga, Lasee, LeMahieu, Marklein, Moulton, Nass, Olsen, Petrowski, Roth, Stroebel, Testin, Tiffany, Vukmir and Wanggaard - 20.

Noes - Senators Bewley, Carpenter, Erpenbach, Hansen, Johnson, Larson, Miller, Ringhand, Risser, Shilling, L. Taylor, Vinehout and Wirch - 13.

Absent or not voting - None - 0.

Passed.

#### **Senate Bill 56**

Relating to: mandatory minimum incarceration period following illegal possession of a firearm.

Read a second time.

Ordered to a third reading.

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

#### **Senate Bill 56**

Read a third time.

The question was: Passage of **Senate Bill 56**?

The ayes and noes were demanded and the vote was: ayes, 29; noes, 4; absent or not voting, 0; as follows:

Ayes - Senators Bewley, Carpenter, Cowles, Craig, Darling, Erpenbach, Feyen, Fitzgerald, Hansen, Harsdorf, Johnson, Kapenga, Lasee, LeMahieu, Marklein, Moulton, Nass, Olsen, Petrowski, Ringhand, Roth, Shilling, Stroebel, Testin, Tiffany, Vinehout, Vukmir, Wanggaard and Wirch - 29.

Noes - Senators Larson, Miller, Risser and L. Taylor - 4.

Absent or not voting - None - 0.

Passed.

#### **Senate Bill 119**

Relating to: growing and processing industrial hemp, granting rule-making authority, and making an appropriation.

Read a second time.

The question was: Adoption of Senate Substitute Amendment 1 to **Senate Bill 119**?

Adopted.

Ordered to a third reading.

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

#### **Senate Bill 119**

Read a third time.

The question was: Passage of **Senate Bill 119**?

The ayes and noes were required and the vote was: ayes, 33; noes, 0; absent or not voting, 0; as follows:

Ayes - Senators Bewley, Carpenter, Cowles, Craig, Darling, Erpenbach, Feyen, Fitzgerald, Hansen, Harsdorf, Johnson, Kapenga, Larson, Lasee, LeMahieu, Marklein, Miller, Moulton, Nass, Olsen, Petrowski, Ringhand, Risser, Roth, Shilling, Stroebel, L. Taylor, Testin, Tiffany, Vinehout, Vukmir, Wanggaard and Wirch - 33.

Noes - None - 0.

Absent or not voting - None - 0.

Passed.

**Senate Bill 135**

Relating to: revocation of operating privilege for certain offenses related to operating while intoxicated, operating after revocation, making an appropriation, and providing a criminal penalty.

Read a second time.

Ordered to a third reading.

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

**Senate Bill 135**

Read a third time.

The question was: Passage of **Senate Bill 135**?

The ayes and noes were required and the vote was: ayes, 33; noes, 0; absent or not voting, 0; as follows:

Ayes - Senators Bewley, Carpenter, Cowles, Craig, Darling, Erpenbach, Feyen, Fitzgerald, Hansen, Harsdorf, Johnson, Kapenga, Larson, Lasee, LeMahieu, Marklein, Miller, Moulton, Nass, Olsen, Petrowski, Ringhand, Risser, Roth, Shilling, Stroebel, L. Taylor, Testin, Tiffany, Vinehout, Vukmir, Wanggaard and Wirch - 33.

Noes - None - 0.

Absent or not voting - None - 0.

Passed.

**Senate Bill 173**

Relating to: remediation of contaminated land; air pollution control requirements for certain manufacturing facilities constructed on formerly contaminated land; reassigning tax deeds on tax delinquent brownfield properties; creating a new method for the creation of environmental remediation tax incremental financing districts; loans and repayment assistance by a political subdivision for certain brownfield revitalization projects and collection of the debt by special charge; state trust fund loans for brownfield projects; conversion of business improvement districts; and annexations to business improvement districts and neighborhood improvement districts.

Read a second time.

The question was: Adoption of Senate Amendment 1 to Senate Amendment 2 to **Senate Bill 173**?

Adopted.

The question was: Adoption of Senate Amendment 2 to **Senate Bill 173**?

Adopted.

Ordered to a third reading.

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

**Senate Bill 173**

Read a third time.

The question was: Passage of **Senate Bill 173**?

The ayes and noes were required and the vote was: ayes, 33; noes, 0; absent or not voting, 0; as follows:

Ayes - Senators Bewley, Carpenter, Cowles, Craig, Darling, Erpenbach, Feyen, Fitzgerald, Hansen, Harsdorf, Johnson, Kapenga, Larson, Lasee, LeMahieu, Marklein, Miller, Moulton, Nass, Olsen, Petrowski, Ringhand, Risser, Roth, Shilling, Stroebel, L. Taylor, Testin, Tiffany, Vinehout, Vukmir, Wanggaard and Wirch - 33.

Noes - None - 0.

Absent or not voting - None - 0.

Passed.

**Senate Bill 175**

Relating to: procedures related to a sale of foreclosed property by a sheriff or referee.

Read a second time.

Senator Fitzgerald, with unanimous consent, asked that **Senate Bill 175** be referred to the committee on **Senate Organization**.

**Senate Bill 281**

Relating to: the organization and operation of cooperatives and extensions of credit by electric cooperatives.

Read a second time.

Senator Fitzgerald, with unanimous consent, asked that **Senate Bill 281** be referred to the committee on **Senate Organization**.

Senator Fitzgerald, with unanimous consent, asked that **Assembly Bill 353** be withdrawn from the committee on **Senate Organization** and taken up at this time.

**Assembly Bill 353**

Relating to: the organization and operation of cooperatives and extensions of credit by electric cooperatives.

Read a second time.

Senator Fitzgerald, with unanimous consent, asked that **Senate Bill 281** be withdrawn from the committee on **Senate Organization** and taken up at this time.



**Senate Bill 281**

Relating to: the organization and operation of cooperatives and extensions of credit by electric cooperatives.

Senator Fitzgerald moved that Senate Substitute Amendment 2 to **Senate Bill 281** be laid on the table.

The question was: Tabling of Senate Substitute Amendment 2 to **Senate Bill 281**?

Tabled.

Senator Fitzgerald, with unanimous consent, asked that **Senate Bill 281** be referred to the committee on **Senate Organization**.

**Assembly Bill 353**

Relating to: the organization and operation of cooperatives and extensions of credit by electric cooperatives.

Ordered to a third reading.

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

**Assembly Bill 353**

Read a third time and concurred in.

Senators Vinehout, with unanimous consent, asked to be recorded as voting “No” on the question of concurrence of **Assembly Bill 353**.

**Senate Bill 298**

Relating to: creation of a category of business corporation identified as a benefit corporation.

Read a second time.

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

Adopted.

The question was: Adoption of Senate Amendment 2 to **Senate Bill 298**?

Adopted.

Ordered to a third reading.

Senator Fitzgerald, 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 307**

Relating to: placement of cigarettes, nicotine products, or tobacco products by retailers and providing a penalty.

Read a second time.

The question was: Adoption of Senate Amendment 1 to **Senate Bill 307**?

Adopted.

Ordered to a third reading.

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

**Senate Bill 307**

Read a third time and passed.

**Senate Bill 310**

Relating to: operating a motor vehicle after revocation of the operating privilege and requirements of the court during sentencing.

Read a second time.

Senator Fitzgerald, with unanimous consent, asked that **Senate Bill 310** be referred to the committee on **Senate Organization**.

Senator Fitzgerald, with unanimous consent, asked that **Assembly Bill 390** be withdrawn from the committee on **Senate Organization** and taken up at this time.

**Assembly Bill 390**

Relating to: operating a motor vehicle after revocation of the operating privilege and requirements of the court during sentencing.

Read a second time.

Ordered to a third reading.

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

**Assembly Bill 390**

Read a third time and concurred in.

**Senate Bill 337**

Relating to: submission of base budget review reports by state agencies, the legislature, and the courts.

Read a second time.

The question was: Adoption of Senate Amendment 1 to **Senate Bill 337**?

Adopted.

Ordered to a third reading.

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

**Senate Bill 337**

Read a third time and passed.

Senators Hansen, Vinehout and Wirch, with unanimous consent, asked to be recorded as voting “No” on the question of passage of **Senate Bill 337**.

**Senate Bill 385**

Relating to: therapeutic diets in certain long-term care facilities.

Read a second time.

The question was: Adoption of Senate Amendment 1 to **Senate Bill 385**?

Adopted.

Ordered to a third reading.

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

**Senate Bill 385**

Read a third time and passed.

**Senate Bill 387**

Relating to: limiting the authority of local governments to regulate development on substandard lots and require the merging of lots; requiring a political subdivision to issue a conditional use permit under certain circumstances; standards for granting certain zoning variances; local ordinances related to repair, rebuilding, and maintenance of certain nonconforming structures; shoreland zoning of, and the removal of material from the bed of, certain small, private ponds; inverse condemnation proceedings; and the right to display the flag of the United States.

Read a second time.

Senator Fitzgerald, with unanimous consent, asked that **Senate Bill 387** be referred to the committee on **Senate Organization**.

Senator Fitzgerald, with unanimous consent, asked that **Assembly Bill 479** be withdrawn from the committee on **Senate Organization** and taken up at this time.

**Assembly Bill 479**

Relating to: limiting the authority of local governments to regulate development on substandard lots and require the merging of lots; requiring a political subdivision to issue a conditional use permit under certain circumstances; standards for granting certain zoning variances; local ordinances related to repair, rebuilding, and maintenance of certain nonconforming structures; shoreland zoning of, and the removal of material from the bed of, certain small, private ponds; inverse condemnation proceedings; and the right to display the flag of the United States.

Read a second time.

Ordered to a third reading.

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

**Assembly Bill 479**

Read a third time and concurred in.

Senators Hansen, Vinehout and Wirch, with unanimous consent, asked to be recorded as voting “No” on the question of concurrence of **Assembly Bill 479**.

**Senate Bill 388**

Relating to: review by the Department of Safety and Professional Services of the state electrical wiring code applicable to one-family and two-family dwellings; the legal description required for recording an easement for the construction, operation, or maintenance of sewer lines or facilities; expanding the use of tax incremental financing for workforce housing development and allowing a reduction in the amount of certain impact fees; effect of changes in

requirements for development-related permits or authorizations on persons who apply for the permits or authorizations; exempting certain vehicles delivering propane from class B highway weight limitations and certain special or seasonal weight limitations; elimination of the forestation state property tax; reviews of and reports on bills and proposed administrative rules that affect housing; general permits to place riprap on the bed of a navigable water; and making an appropriation.

Read a second time.

The question was: Adoption of Senate Amendment 1 to Senate Substitute Amendment 1 to **Senate Bill 388**?

Adopted.

Senator Tiffany moved that Senate Amendment 2 to Senate Substitute Amendment 1 to **Senate Bill 388** be laid on the table.

The question was: Tabling of Senate Amendment 2 to Senate Substitute Amendment 1 to **Senate Bill 388**?

The ayes and noes were demanded and the vote was: ayes, 20; noes, 13; absent or not voting, 0; as follows:

Ayes - Senators Cowles, Craig, Darling, Feyen, Fitzgerald, Harsdorf, Kapenga, Lasee, LeMahieu, Marklein, Moulton, Nass, Olsen, Petrowski, Roth, Stroebel, Testin, Tiffany, Vukmir and Wanggaard - 20.

Noes - Senators Bewley, Carpenter, Erpenbach, Hansen, Johnson, Larson, Miller, Ringhand, Risser, Shilling, L. Taylor, Vinehout and Wirch - 13.

Absent or not voting – None - 0.

Tabled.

Senator Fitzgerald, with unanimous consent, asked that **Senate Bill 388** be referred to the committee on **Senate Organization**.

Senator Fitzgerald, with unanimous consent, asked that **Assembly Bill 480** be withdrawn from the committee on **Senate Organization** and taken up at this time.

**Assembly Bill 480**

Relating to: review by the Department of Safety and Professional Services of the state electrical wiring code applicable to one-family and two-family dwellings; the legal description required for recording an easement for the construction, operation, or maintenance of sewer lines or facilities; expanding the use of tax incremental financing for workforce housing development and allowing a reduction in the amount of certain impact fees; effect of changes in requirements for development-related permits or authorizations on persons who apply for the permits or authorizations; exempting certain vehicles delivering propane from class B highway weight limitations and certain special or seasonal weight limitations; elimination of the forestation state property tax; reviews of and reports on bills and proposed administrative rules that affect housing; general permits to place riprap on the bed of a navigable water; and making an appropriation.

Read a second time.

Ordered to a third reading.

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

**Assembly Bill 480**

Read a third time.

The question was: Concurrence of **Assembly Bill 480**?

The ayes and noes were required and the vote was: ayes, 25; noes, 8; absent or not voting, 0; as follows:

Ayes - Senators Bewley, Carpenter, Cowles, Craig, Darling, Feyen, Fitzgerald, Harsdorf, Kapenga, Larson, Lasee, LeMahieu, Marklein, Moulton, Nass, Olsen, Petrowski, Roth, Shilling, Stroebel, Testin, Tiffany, Vukmir, Wanggaard and Wirch - 25.

Noes - Senators Erpenbach, Hansen, Johnson, Miller, Ringhand, Risser, L. Taylor and Vinehout - 8.

Absent or not voting - None - 0.

Concurred in.

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

**Senate Joint Resolution 53**

**Senate Joint Resolution 85**

**Senate Bill 47**

**Senate Bill 52**

**Senate Bill 53**

**Senate Bill 54**

**Senate Bill 55**

**Senate Bill 56**

**Senate Bill 119**

**Senate Bill 135**

**Senate Bill 173**

**Assembly Bill 353**

**Senate Bill 298**

**Senate Bill 307**

**Assembly Bill 390**

**Senate Bill 337**

**Senate Bill 385**

**Assembly Bill 479**

**Assembly Bill 480**

Messaged.

**Senate Bill 406**

Relating to: mitigation requirements applicable to wetland individual permits.

Read a second time.

Senator Fitzgerald, with unanimous consent, asked that **Senate Bill 406** be referred to the committee on **Senate Organization**.

Senator Fitzgerald, with unanimous consent, asked that **Assembly Bill 497** be withdrawn from the committee on **Senate Organization** and taken up at this time.

**Assembly Bill 497**

Relating to: mitigation requirements applicable to wetland individual permits.

Read a second time.

Ordered to a third reading.

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

**Assembly Bill 497**

Read a third time and concurred in.

Senators Hansen, Miller and Vinehout, with unanimous consent, asked to be recorded as voting "No" on the question on concurrence of **Assembly Bill 497**.

**Senate Bill 410**

Relating to: the tuition grant program for national guard members administered by the Department of Military Affairs.

Read a second time.

Ordered to a third reading.

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

**Senate Bill 410**

Read a third time and passed.

Senators Hansen, with unanimous consent, asked to be recorded as voting "No" on the question of passage of **Senate Bill 410**.

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

**Assembly Bill 497**

**Senate Bill 410**

Messaged.

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

**Assembly Bill 98**

Relating to: court orders regarding the installation of an ignition interlock device and providing a criminal penalty.

Read a second time.

Ordered to a third reading.

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

**Assembly Bill 98**

Read a third time and concurred in.

**Assembly Bill 153**

Relating to: aggrieved parties petitioning for a recount and making an appropriation.

Read a second time.

The question was: Adoption of Senate Amendment 1 to **Assembly Bill 153**?

Adopted.

Ordered to a third reading.

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

**Assembly Bill 153**

Read a third time.

The question was: Concurrence as amended of **Assembly Bill 153**?

The ayes and noes were required and the vote was: ayes, 20; noes, 13; absent or not voting, 0; as follows:

Ayes - Senators Cowles, Craig, Darling, Feyen, Fitzgerald, Harsdorf, Kapenga, Lasee, LeMahieu, Marklein, Moulton, Nass, Olsen, Petrowski, Roth, Stroebel, Testin, Tiffany, Vukmir and Wanggaard - 20.

Noes - Senators Bewley, Carpenter, Erpenbach, Hansen, Johnson, Larson, Miller, Ringhand, Risser, Shilling, L. Taylor, Vinehout and Wirch - 13.

Absent or not voting - None - 0.

Concurred in as amended.

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

**Assembly Bill 98**  
**Assembly Bill 153**

Messaged.

**Assembly Bill 165**

Relating to: appointing delegates for a convention under Article V of the United States Constitution.

Read a second time.

Senator Roth, with unanimous consent, asked that Senate Amendment 1 to **Assembly Bill 165** be withdrawn and returned to author.

Ordered to a third reading.

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

**Assembly Bill 165**

Read a third time.

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**IN THE CHAIR**

President Pro Tempore Marklein in the chair.

4:38 P.M.

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**IN THE CHAIR**

Senate President Roth in the chair.

4:50 P.M.

The question was: Concurrence of **Assembly Bill 165**?

The ayes and noes were demanded and the vote was: ayes, 19; noes, 14; absent or not voting, 0; as follows:

Ayes - Senators Cowles, Craig, Darling, Feyen, Fitzgerald, Harsdorf, Kapenga, Lasee, LeMahieu, Marklein, Moulton, Nass, Olsen, Petrowski, Stroebel, Testin, Tiffany, Vukmir and Wanggaard - 19.

Noes - Senators Bewley, Carpenter, Erpenbach, Hansen, Johnson, Larson, Miller, Ringhand, Risser, Roth, Shilling, L. Taylor, Vinehout and Wirch - 14.

Absent or not voting - None - 0.

Concurred in.

**Assembly Joint Resolution 20**

Relating to: rules and procedures for convening an Article V convention proposing amendments to the Constitution of the United States.

Senator Roth, with unanimous consent, asked that Senate Amendment 1 to **Assembly Joint Resolution 20** be withdrawn and returned to author.

Read.

The question was: Concurrence of **Assembly Joint Resolution 20**?

The ayes and noes were demanded and the vote was: ayes, 19; noes, 14; absent or not voting, 0; as follows:

Ayes - Senators Cowles, Craig, Darling, Feyen, Fitzgerald, Harsdorf, Kapenga, Lasee, LeMahieu, Marklein, Moulton, Nass, Olsen, Petrowski, Stroebel, Testin, Tiffany, Vukmir and Wanggaard - 19.

Noes - Senators Bewley, Carpenter, Erpenbach, Hansen, Johnson, Larson, Miller, Ringhand, Risser, Roth, Shilling, L. Taylor, Vinehout and Wirch - 14.

Absent or not voting - None - 0.

Concurred in.

**Assembly Joint Resolution 21**

Relating to: application to Congress under the provisions of Article V of the Constitution of the United States for a convention for proposing amendments relating to a balanced budget.

Senator Roth, with unanimous consent, asked that Senate Amendment 1 to **Assembly Joint Resolution 21** be withdrawn and returned to author.

The question was: Concurrence of **Assembly Joint Resolution 21**?

The ayes and noes were demanded and the vote was: ayes, 19; noes, 14; absent or not voting, 0; as follows:

Ayes - Senators Cowles, Craig, Darling, Feyen, Fitzgerald, Harsdorf, Kapenga, Lasee, LeMahieu, Marklein, Moulton, Nass, Olsen, Petrowski, Stroebel, Testin, Tiffany, Vukmir and Wanggaard - 19.

Noes - Senators Bewley, Carpenter, Erpenbach, Hansen, Johnson, Larson, Miller, Ringhand, Risser, Roth, Shilling, L. Taylor, Vinehout and Wirch - 14.

Absent or not voting - None - 0.

Concurred in.

**Assembly Bill 188**

Relating to: educational requirements for taking the accounting examination or receiving a certified public accountant certificate; continuing education requirements for accounting license renewal; data-sharing programs related to accountants; peer reviews for certified public accounting firms; modifying various administrative rules promulgated by the Accounting Examining Board relating to accounting; and granting rule-making authority.

Read a second time.

Ordered to a third reading.

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

**Assembly Bill 188**

Read a third time and concurred in.

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

**Assembly Bill 165**

**Assembly Joint Resolution 20**

**Assembly Joint Resolution 21**

**Assembly Bill 188**

Messaged.

**Assembly Bill 201**

Relating to: traffic violations requiring operating privilege suspension and attendance at a vehicle right-of-way course, increasing penalties for numerous traffic violations, and providing a penalty.

Read a second time.

Ordered to a third reading.

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

**Assembly Bill 201**

Read a third time and concurred in.

**Assembly Bill 306**

Relating to: tracking the sale of pseudoephedrine products.

Read a second time.

Ordered to a third reading.

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

**Assembly Bill 306**

Read a third time and concurred in.

Senator Craig, with unanimous consent, asked to be recorded as voting "No" on the question of concurrence in **Assembly Bill 306**.

**Assembly Bill 317**

Relating to: review by state agencies of administrative rules and enactments; an expedited process for repealing rules an agency no longer has the authority to promulgate; retrospective economic impact analyses for rules; and reporting by the Legislative Reference Bureau on rules in need of revision.

Read a second time.

Ordered to a third reading.

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

**Assembly Bill 317**

Read a third time.

The question was: Concurrence of **Assembly Bill 317**?

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

Ayes - Senators Cowles, Craig, Darling, Feyen, Fitzgerald, Harsdorf, Kapenga, LeMahieu, Marklein, Moulton, Nass, Olsen, Petrowski, Roth, Stroebel, Testin, Tiffany, Vukmir and Wanggaard - 19.

Noes - Senators Bewley, Carpenter, Erpenbach, Hansen, Johnson, Larson, Miller, Ringhand, Risser, Shilling, L. Taylor, Vinehout and Wirch - 13.

Absent or not voting - Senator Lasee - 1.

Concurred in.

**Assembly Bill 444**

Relating to: hospice staff transferring the controlled substances of deceased persons to drug disposal programs.

Read a second time.

Ordered to a third reading.

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

**Assembly Bill 444**

Read a third time and concurred in.

**Assembly Bill 450**

Relating to: retail sales of alcohol beverages at the Ozaukee County fairgrounds.

Read a second time.

Ordered to a third reading.

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

**Assembly Bill 450**

Read a third time and concurred in.

**Assembly Bill 455**

Relating to: age and hunting restrictions applicable to the hunting mentorship program.

Read a second time.

Ordered to a third reading.

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

**Assembly Bill 455**

Read a third time.

The question was: Concurrence of **Assembly Bill 455**?

The ayes and noes were demanded and the vote was: ayes, 21; noes, 12; absent or not voting, 0; as follows:

Ayes - Senators Bewley, Cowles, Craig, Darling, Feyen, Fitzgerald, Harsdorf, Kapenga, Lasee, LeMahieu, Marklein, Moulton, Nass, Olsen, Petrowski, Roth, Stroebel, Testin, Tiffany, Vukmir and Wanggaard - 21.

Noes - Senators Carpenter, Erpenbach, Hansen, Johnson, Larson, Miller, Ringhand, Risser, Shilling, L. Taylor, Vinehout and Wirch - 12.

Absent or not voting - None - 0.

Concurred in.

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

- Assembly Bill 201**
- Assembly Bill 306**
- Assembly Bill 317**
- Assembly Bill 444**
- Assembly Bill 450**
- Assembly Bill 455**

Messaged.

**Assembly Bill 494**

Relating to: allowing local public officials to receive anything of value that the Wisconsin Economic Development Corporation or the Department of Tourism is authorized to provide.

Read a second time.

Ordered to a third reading.

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

**Assembly Bill 494**

Read a third time and concurred in.

**Assembly Bill 499**

Relating to: the regulation of nonferrous metallic mining, prospecting, exploration, and bulk sampling, repealing administrative rules relating to wetlands, granting rule-making authority, and making an appropriation.

Read a second time.

Ordered to a third reading.

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

**Assembly Bill 499**

Read a third time.

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**IN THE CHAIR**

President Pro Tempore Marklein in the chair.

7:00 P.M.

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**IN THE CHAIR**

Senate President Roth in the chair.

7:08 P.M.

The question was: Concurrence of **Assembly Bill 499**?

The ayes and noes were required and the vote was: ayes, 19; noes, 14; absent or not voting, 0; as follows:

Ayes - Senators Craig, Darling, Feyen, Fitzgerald, Harsdorf, Kapenga, Lasee, LeMahieu, Marklein, Moulton, Nass, Olsen, Petrowski, Roth, Stroebel, Testin, Tiffany, Vukmir and Wanggaard - 19.

Noes - Senators Bewley, Carpenter, Cowles, Erpenbach, Hansen, Johnson, Larson, Miller, Ringhand, Risser, Shilling, L. Taylor, Vinehout and Wirch - 14.

Absent or not voting - None - 0.

Concurred in.

**Assembly Bill 528**

Relating to: restrictions on the hunting of antlerless deer by members of a group hunting party.

Read a second time.

Ordered to a third reading.

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

**Assembly Bill 528**

Read a third time and concurred in.

**Assembly Bill 529**

Relating to: requirements for certain services covered under the Medical Assistance program.

Read a second time.

Ordered to a third reading.

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

**Assembly Bill 529**

Read a third time and concurred in.

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

- Assembly Bill 494**
- Assembly Bill 499**
- Assembly Bill 528**
- Assembly Bill 529**

Messaged.

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

Senator Vukmir, with unanimous consent, asked that the Senate adjourn in honor of her son, First Lieutenant Nicholas Vukmir, in the United States Army. He is an infantry officer and 2 days ago, he started the long journey of becoming an Army Ranger.

Senator Harsdorf, with unanimous consent, asked that the Senate adjourn in honor of Coach Sadie Schradle and the Clayton Girls' Volleyball team on winning the WIAA Division 4 State Championship. The Clayton Bears defeated the Lourdes Academy Knights in four sets. Clayton's formidable attack was led by juniors Alison Leslie, who had 22 kills, and Selena Levendoski, who had 21 kills and 19 digs. Jaedyn Bussewitz added an impressive 10 kills and 15 digs for the Bears. Clayton entered the tournament ranked number 1 with only 2 losses on their record. Their road to the finals went through the four time reigning state champ, Newman Catholic, with a 3 to 2 win in the semifinals. Clayton won their third state title without any seniors on the roster and will likely be a tough team to beat next year.

Senator Harsdorf, with unanimous consent, asked that the Senate adjourn in honor of all our veterans in Wisconsin and across this country who provide us with the freedoms we have and so enjoy.

Senator Harsdorf, with unanimous consent, asked that the Senate adjourn in honor of the nine day deer gun season. For those of us who will be in the woods, and for all hunters across the states, let's hope and pray for a safe and successful deer hunt.

Senator Harsdorf, with unanimous consent, asked that the Senate adjourn in honor of Thanksgiving. Let us all remember all that they have to be thankful for. We have so much to be thankful for our family, friends, our faith and our freedoms. Senator Harsdorf thinks we should all think of the honor it is to serve in this great body. It is a special honor and yet we could not serve our constituents without our staff, so she'd like to thank her staff. All of our staff should be recognized for the contributions they make as well as our agencies, the Fiscal Bureau, the Reference Bureau, the Legislative Council, and of course our Senate Chief Clerk and Sergeant's staffs.

Senator Wirch, with unanimous consent, asked that the Senate adjourn in honor of Veterans Day on Saturday for all the people that have preserved our freedom in this wonderful country.

Senator Wanggaard, with unanimous consent, asked that the Senate adjourn in honor of his father Lt. Col. Herluf Wanggaard, who served 5 years in WWII, 5 years in the Korean Conflict and 18 years in the Reserves and National Guard 32<sup>nd</sup> Division; and all of our current and past veterans on this year's Veterans Day.

Senator Wanggaard, with unanimous consent, asked that the Senate adjourn in honor of his brother Kevin Wanggaard

for his continued service to the Village of Caledonia as a trustee.

Senator Darling, with unanimous consent, asked that the Senate adjourn in honor of the Whitefish Bay Boys Soccer team who captured their third straight state title last weekend. The Blue Dukes completed a perfect 25-0 record with a win over Oregon High School by a score of 6-1. Whitefish Bay is also the number 2 team in the nation for boys soccer. Congratulations to Whitefish Bay coach Rob Dubinski and all of the Blue Dukes.

Senator Hansen, with unanimous consent, asked that the Senate adjourn in honor of his wife, Jane, as they celebrated their 46<sup>th</sup> wedding anniversary yesterday.

Senator Erpenbach, with unanimous consent, asked that the Senate adjourn in honor of all the teams in all of the fall sports tournaments but specifically the teams that came in 2<sup>nd</sup> place.

Senator Shilling, with unanimous consent, asked that the Senate adjourn in honor of her youngest son, Zach Benton Shilling, who will turn 9 on November 21<sup>st</sup>. He is very excited about his birthday and is her fun, energetic, inquisitive, creative child.

Senator Shilling, with unanimous consent, asked that the Senate adjourn in honor of her 17<sup>th</sup> wedding anniversary next month.

Senator Taylor, with unanimous consent, asked that the Senate adjourn in honor of her son, Isaiah Taylor, who will be turning 18 years old. Isaiah is her only child who is independent, loving, hardworking and brilliant.

Senator Carpenter, with unanimous consent, asked that the Senate adjourn in honor of the 100<sup>th</sup> anniversary of Milwaukee Policemen's death in the 1917 Police Station Bombing. Prior to the September 11, 2001 terrorist attack, the single deadliest event in national law enforcement history occurred in Milwaukee on November 24, 1917, when nine officers and two citizens were killed in a bomb blast. The bomb exploded inside the assembly of the Central Police Station. The police were not the intended target. The 20-pound bomb was discovered in a passageway between the Italian Evangelical Church located at 355 North Van Buren Street and the neighboring mission house by the 10-year old daughter of the church cleaning lady on Saturday morning. In the evening, two young men, including, a member of the church, brought the device to the police station. The station keeper took the device from the young men and brought it to the lieutenant's office and then into the assembly. A number of detectives who had just answered to roll call were in the room. Several of them were examining the device when it exploded. Of the ten officers who were in the police station assembly room at the time of the explosion, eight were killed and two were injured. The bomb was thought to have been put at the church by sympathizers of anarchists who were arrested in connection with a riot in Bay View earlier that month. That case was never solved.

**ADJOURNMENT**

Adjourned.

7:20 P.M.

Senator Fitzgerald, with unanimous consent, asked that the Senate stand adjourned until Thursday, November 9, 2017.