



STATE OF WISCONSIN

Assembly Journal

One-Hundred and Fourth Regular Session

THURSDAY, September 12, 2019

The Chief Clerk makes the following entries under the above date:

AMENDMENTS OFFERED

Assembly Amendment 1 to **Assembly Bill 147** offered by Representative Sanfelippo.

ADMINISTRATIVE RULES

Assembly Clearinghouse Rule 17-046

Relating to laboratory accreditation and affecting small business.

No action taken by committee on **Environment** on September 5, 2019.

To joint committee for review of **Administrative Rules** pursuant to s. 227.19 (5) (a), Wisconsin Statutes.

Referred on September 10, 2019.

Assembly Clearinghouse Rule 18-071

Relating to chiropractic practice.

No action taken by committee on **Health** on September 9, 2019.

To joint committee for review of **Administrative Rules** pursuant to s. 227.19 (5) (a), Wisconsin Statutes.

Referred on September 10, 2019.

Assembly Clearinghouse Rule 18-089

Relating to preservation of patient health care records.

No action taken by committee on **Health** on September 9, 2019.

To joint committee for review of **Administrative Rules** pursuant to s. 227.19 (5) (a), Wisconsin Statutes.

Referred on September 10, 2019.

Assembly Clearinghouse Rule 18-103

Relating to chiropractic preceptorship.

No action taken by committee on **Health** on September 9, 2019.

To joint committee for review of **Administrative Rules** pursuant to s. 227.19 (5) (a), Wisconsin Statutes.

Referred on September 10, 2019.

Assembly Clearinghouse Rule 19-022

Relating to pharmacist to delegate ratios.

No action taken by committee on **Health** on August 30, 2019.

To joint committee for review of **Administrative Rules** pursuant to s. 227.19 (5) (a), Wisconsin Statutes.

Referred on September 10, 2019.

Assembly Clearinghouse Rule 19-023

Relating to automated technology product verification check.

No action taken by committee on **Health** on August 30, 2019.

To joint committee for review of **Administrative Rules** pursuant to s. 227.19 (5) (a), Wisconsin Statutes.

Referred on September 10, 2019.

Assembly Clearinghouse Rule 19-024

Relating to delegate check delegate.

No action taken by committee on **Health** on August 30, 2019.

To joint committee for review of **Administrative Rules** pursuant to s. 227.19 (5) (a), Wisconsin Statutes.

Referred on September 10, 2019.

Assembly Clearinghouse Rule 19-028

Relating to use of pharmaceutical agents by licensed optometrists.

No action taken by committee on **Health** on September 9, 2019.

To joint committee for review of **Administrative Rules** pursuant to s. 227.19 (5) (a), Wisconsin Statutes.

Referred on September 10, 2019.

Assembly Clearinghouse Rule 19-033

Relating to the examination on the treatment and management of ocular disease.

No action taken by committee on **Health** on September 9, 2019.

To joint committee for review of **Administrative Rules** pursuant to s. 227.19 (5) (a), Wisconsin Statutes.

Referred on September 10, 2019.

INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

Assembly Joint Resolution 83

Relating to: recognizing and proclaiming Hispanic Heritage Month, a month-long celebration of the culture and traditions of U.S. residents who trace their roots to Spain, Mexico, Puerto Rico, and the Spanish-speaking nations of Central America, South America, and the Caribbean.

By Representatives Zamarripa, Anderson, Bowen, Brostoff, Cabrera, Considine, Crowley, Emerson, Fields, Goyke, Gruszynski, Haywood, Hebl, Hesselbein, Hintz, Kolste, B. Meyers, Milroy, Murphy, L. Myers, Neubauer, Ohnstad, Pope, Riemer, Sargent, Shankland, Sinicki, Spreitzer, Stubbs, Stuck, Subeck, C. Taylor, Tusler, Vining

and Vruwink; cosponsored by Senators Carpenter, Ringhand, Bewley, Hansen, Larson, Risser, L. Taylor and Wirch.

To committee on **Rules**.

Assembly Bill 422

Relating to: raising the legal age for sale, purchase, and possession of cigarettes and nicotine and tobacco products, providing a legal age for sale, purchase, and possession of vapor products, and providing a penalty.

By Representatives Spiros, Crowley, Dittrich, L. Myers, Oldenburg, Rodriguez, Rohrkaste, Sargent, Vruwink, Bowen, Considine, Doyle, Emerson, Goyke, Haywood, James, Kolste, B. Meyers, Milroy, Mursau, Ohnstad, Pope, Sinicki, Spreitzer, Steffen, Stubbs, Subeck, C. Taylor, Wittke, Zamarripa and Fields; cosponsored by Senators Marklein, Bewley, Darling, Olsen, Shilling, Johnson, Larson, Risser, Schachtner, L. Taylor, Wanggaard, Wirch and Cowles.

To committee on **Substance Abuse and Prevention**.

Assembly Bill 423

Relating to: the duty of a member of the clergy to report child abuse.

By Representatives C. Taylor, Sargent, Zamarripa, L. Myers, Vining, Gruszynski, Stubbs, Billings, Milroy, Subeck, Sinicki, Pope, Bowen, Vruwink, Crowley, Ohnstad and Emerson; cosponsored by Senators L. Taylor, Risser and Larson.

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

Assembly Bill 424

Relating to: the statute of limitations for sexual contact with a child.

By Representatives C. Taylor, Sargent, Gruszynski, Vining, Stubbs, Neubauer, Milroy, L. Myers, Billings, Anderson, Brostoff, Subeck, Pope, Considine, Bowen, Vruwink, Sinicki, Spreitzer and Ohnstad; cosponsored by Senators L. Taylor, Schachtner and Larson.

To committee on **Judiciary**.

Assembly Bill 425

Relating to: discrimination based on citizenship or immigration status under the open housing law.

By Representatives C. Taylor, Zamarripa, Anderson, Cabrera, Milroy, Sargent, Neubauer, Brostoff, Subeck, Bowen, Sinicki, Considine, Pope, Ohnstad, Goyke, Haywood and Emerson; cosponsored by Senators Carpenter, L. Taylor, Risser and Larson.

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

Assembly Bill 426

Relating to: trespassing on the property of an energy provider and providing a penalty.

By Representatives Steffen, Fields, Born, Gundrum, Kuglitsch, Kulp, Rodriguez, Sinicki, Skowronski, Tusler and Vruwink; cosponsored by Senators Wanggaard, Bewley, Nass, Olsen and Schachtner.

To committee on **Energy and Utilities**.

Assembly Bill 427

Relating to: emergency medical services programs.

By Representatives Loudenberg, Sanfelippo and Kuglitsch; cosponsored by Senators Kooyenga and Craig.

To committee on **Health**.

Assembly Bill 428

Relating to: temporary practice by physicians at camps, providing an exemption from emergency rule procedures, and granting rule-making authority.

By Representatives Edming, Felzkowski, James, Magnafici, Oldenburg, Ballweg, Dittrich, Horlacher, Knodl, Kulp, Milroy, Mursau, Neylon, Petryk, Plumer, Quinn, Ramthun, Rodriguez, Skowronski, Spiros, Stafsholt, Tusler and Wichgers; cosponsored by Senators Petrowski, Bewley, Tiffany, Jacque, Kapenga, Kooyenga, Marklein, Olsen and Stroebel.

To committee on **Rural Development**.

Assembly Bill 429

Relating to: authorizing the city of Prescott and the village of Pepin to become premier resort areas.

By Representative Petryk; cosponsored by Senator Smith.
To committee on **Ways and Means**.

Assembly Bill 430

Relating to: including crop insurance proceeds in the manufacturing and agricultural tax credit.

By Representatives Vruwink, Edming, Horlacher, Kulp, Kurtz, Loudenberg, Novak, Petryk, Plumer, Ramthun, Tauchen, Thiesfeldt, Tranel, Tusler, VanderMeer and Dittrich; cosponsored by Senators Marklein, Bernier, Jacque, Olsen, Stroebel and Testin.

To committee on **Ways and Means**.

Assembly Bill 431

Relating to: sales and transfers of firearms and providing a penalty.

By Representatives Sargent, Stubbs, C. Taylor, Subeck, Zamarripa, Anderson, Billings, Bowen, Brostoff, Cabrera, Considine, Crowley, Doyle, Emerson, Fields, Goyke, Gruszynski, Haywood, Hebl, Hesselbein, Hintz, Kolste, McGuire, B. Meyers, Milroy, L. Myers, Neubauer, Ohnstad, Pope, Riemer, Shankland, Sinicki, Spreitzer, Stuck, Vining and Vruwink; cosponsored by Senators Johnson, Carpenter, Bewley, Erpenbach, Hansen, Larson, Miller, Ringhand, Risser, Schachtner, Shilling, Smith, L. Taylor and Wirch.

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

Assembly Bill 432

Relating to: overweight permits for vehicles or vehicle combinations with six or more axles.

By Representatives Spiros, Brandtjen, Felzkowski, Gundrum, Hutton, Katsma, Mursau, Nygren, Plumer, Quinn, Ramthun, Rohrkaste, Sanfelippo, Sortwell, Tusler, Wittke, Zimmerman, Dittrich and Skowronski; cosponsored by Senators Tiffany, Bernier, Craig, Feyen, LeMahieu, Olsen, Stroebel and Wanggaard.

To committee on **Transportation**.

Assembly Bill 433

Relating to: regional crisis stabilization facilities and making an appropriation.

By Representatives Spiros, C. Taylor, Anderson, Brostoff, Considine, Dittrich, Emerson, Kolste, Kulp, Milroy, Ohnstad, Ott, Shankland, Snyder, Spreitzer and Subeck; cosponsored by Senators Schachtner, Petrowski,

Erpenbach, Bewley, Carpenter, Ringhand, Smith, L. Taylor and Wirch.

To committee on **Mental Health**.

Assembly Bill 434

Relating to: the issuance by the Department of Revenue of retail alcohol beverage permits for motor vehicle racetrack grounds, authorizing caterers to make retail sales of alcohol beverages on racetrack grounds, and hours for retail sales by brewers.

By Representatives Vorpapel and Katsma; cosponsored by Senator LeMahieu.

To committee on **State Affairs**.

Assembly Bill 435

Relating to: regulation of recreational and educational camps, providing an exemption from emergency rule procedures, and granting rule-making authority.

By Representatives Felzkowski, Edming, Oldenburg, Magnafici, James, Fields, Gundrum, Horlacher, Kulp, B. Meyers, Milroy, Mursau, Petryk, Quinn, Ramthun, Sanfelippo, Skowronski, Stafsholt, Tusler and Wichgers; cosponsored by Senators Tiffany, Bewley, Olsen, Schachtner, Stroebel, Marklein and Kapenga.

To committee on **Rural Development**.

Assembly Bill 436

Relating to: eliminating criminal defense of adequate provocation or self-defense if the claim is based on the victim's gender identity or sexual orientation.

By Representatives Neubauer, Cabrera, Novak, Zamarripa, Spreitzer, Anderson, Billings, Bowen, Brostoff, Considine, Emerson, Fields, Goyke, Gruszynski, Hebl, Hesselbein, Kitchens, McGuire, Ohnstad, Pope, Riemer, Sargent, Shankland, Sinicki, Stuck, Subeck, C. Taylor, Vining and Vruwink; cosponsored by Senators Carpenter, Erpenbach, Hansen, Johnson, Larson, Risser, Smith, L. Taylor and Wirch.

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

Assembly Bill 437

Relating to: electronic health records at recreational and educational camps.

By Representatives Oldenburg, Ballweg, Dittrich, Edming, Felzkowski, James, Kerkman, Knodl, Kulp, Magnafici, Milroy, Mursau, Quinn, Ramthun, Skowronski, Snyder, Tusler, Wichgers, Petryk and Spiros; cosponsored by Senators Tiffany, Bewley, Kapenga, Marklein, Nass, Olsen and Stroebel.

To committee on **Rural Development**.

Assembly Bill 438

Relating to: ratification of the Physical Therapy Licensure Compact, extending the time limit for emergency rule procedures, providing an exemption from emergency rule procedures, and granting rule-making authority.

By Representatives Stafsholt, Doyle, Magnafici, Horlacher, Anderson, Bowen, Dittrich, Felzkowski, Gundrum, Knodl, Kolste, Kurtz, Petryk, Spreitzer, C. Taylor, Tusler, VanderMeer and Vruwink; cosponsored by Senators Marklein, Ringhand, Testin, Darling, Jacque, Kooyenga, Nass and L. Taylor.

To committee on **Health**.

Assembly Bill 439

Relating to: waiting period for marriage after divorce judgment.

By Representatives Duchow, Krug, Loudenbeck, Novak, Kulp, Kitchens, Subeck, James, Tranel, Felzkowski and Sinicki; cosponsored by Senators Darling, Kooyenga and Ringhand.

To committee on **Family Law**.

COMMITTEE REPORTS

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

Assembly Bill 190

Relating to: wetland mitigation banks, providing an exemption from emergency rule procedures, providing an exemption from rule-making procedures, and requiring the exercise of rule-making authority.

Assembly Amendment 1 to Assembly Substitute Amendment 1 adoption:

Ayes: 12 - Representatives Kitchens, Oldenburg, Tusler, Novak, Kurtz, James, Kuglitsch, Krug, Hebl, Anderson, Shankland and Neubauer.

Noes: 0.

Assembly Substitute Amendment 1 adoption:

Ayes: 12 - Representatives Kitchens, Oldenburg, Tusler, Novak, Kurtz, James, Kuglitsch, Krug, Hebl, Anderson, Shankland and Neubauer.

Noes: 0.

Passage as amended:

Ayes: 9 - Representatives Kitchens, Oldenburg, Tusler, Novak, Kurtz, James, Kuglitsch, Krug and Neubauer.

Noes: 3 - Representatives Hebl, Anderson and Shankland.

To committee on **Rules**.

Assembly Bill 297

Relating to: changes to the electronic waste recycling program and granting rule-making authority.

Assembly Amendment 1 adoption:

Ayes: 12 - Representatives Kitchens, Oldenburg, Tusler, Novak, Kurtz, James, Kuglitsch, Krug, Hebl, Anderson, Shankland and Neubauer.

Noes: 0.

Passage as amended:

Ayes: 12 - Representatives Kitchens, Oldenburg, Tusler, Novak, Kurtz, James, Kuglitsch, Krug, Hebl, Anderson, Shankland and Neubauer.

Noes: 0.

To committee on **Rules**.

Assembly Bill 315

Relating to: signs informing about Lyme disease in state parks, state trails, state recreational areas, and state forests and making an appropriation.

Passage:

Ayes: 12 - Representatives Kitchens, Oldenburg, Tusler, Novak, Kurtz, James, Kuglitsch, Krug, Hebl, Anderson, Shankland and Neubauer.
Noes: 0.

To committee on **Rules**.

Assembly Bill 316

Relating to: making insect repellent available for sale in state parks and state forests.

Passage:

Ayes: 12 - Representatives Kitchens, Oldenburg, Tusler, Novak, Kurtz, James, Kuglitsch, Krug, Hebl, Anderson, Shankland and Neubauer.
Noes: 0.

To committee on **Rules**.

JOEL KITCHENS
Chairperson
Committee on Environment

COMMUNICATIONS

September 9, 2019

Patrick E. Fuller
Assembly Chief Clerk
17 West Main Street, Suite 401
Madison, WI 53703

Dear Chief Clerk Fuller:

Please add my name as a co-author of Assembly Bill 399, relating to bonding for lead service line replacement and granting bonding authority.

Please add my name as a co-author of Assembly Bill 334, relating to the possession of a firearm by a person who has committed a misdemeanor crime of domestic violence and providing a penalty.

Please add my name as a co-author of Assembly Bill 384, relating to prohibiting consideration of the conviction record of an applicant for employment before the applicant has been selected for an interview.

Sincerely,
ROBYN VINING
State Representative
14th Assembly District

September 9, 2019

Patrick E. Fuller
Assembly Chief Clerk
17 West Main Street, Suite 401
Madison, WI 53703

Dear Chief Clerk Fuller:

Please add my name as a co-author of Assembly Bill 410, relating to coverage of services under Medical Assistance provided through telehealth and other technologies,

extending the time limit for emergency rule procedures, and granting rule-making authority.

Sincerely,
JESSE JAMES
State Representative
68th Assembly District

September 9, 2019

Patrick E. Fuller
Assembly Chief Clerk
17 West Main Street, Suite 401
Madison, WI 53703

Dear Chief Clerk Fuller:

Please add my name as a co-author of Assembly Bill 334, relating to the possession of a firearm by a person who has committed a misdemeanor crime of domestic violence and providing a penalty.

Sincerely,
JOCASTA ZAMARRIPA
State Representative
8th Assembly District

September 9, 2019

Patrick E. Fuller
Assembly Chief Clerk
17 West Main Street, Suite 401
Madison, WI 53703

Dear Chief Clerk Fuller:

Please add my name as a co-author of Assembly Bill 366, relating to sales and use tax exemption for the sale of gun safes.

Please add my name as a co-author of Assembly Joint Resolution 71, relating to congratulating Giannis Antetokounmpo of the Milwaukee Bucks on winning the NBA MVP Award during the 2018-19 season.

Please add my name as a co-author of Assembly Bill 370, relating to state debt guaranties; delegations by the Board of Regents of the University of Wisconsin System; organizations affiliated with the UW System; and standards of conduct for certain UW System employees.

Please add my name as a co-author of Assembly Bill 410, relating to coverage of services under Medical Assistance provided through telehealth and other technologies, extending the time limit for emergency rule procedures, and granting rule-making authority.

Please add my name as a co-author of Assembly Bill 414, relating to the fee for a first-time annual fishing license for residents who are 16 or 17 years old or who are 65 years old or older.

Please add my name as a co-author of Assembly Bill 361, relating to requirements for colleges when service member students are called into active duty.

Please add my name as a co-author of Assembly Bill 354, relating to providing grants for the purchase of choking rescue devices and making an appropriation.

Please add my name as a co-author of Assembly Bill 371, relating to uniform course numbering and the transfer of course credits among technical colleges and University of Wisconsin System schools, and eliminating certain restrictions on the respective educational roles of the University of Wisconsin System and the Technical College System.

Please add my name as a co-author of Assembly Bill 372, relating to various University of Wisconsin System reporting requirements, commencement of the UW System's fall semester for graduate health science classes, UW System sexual assault and harassment information and reports, and energy cost reduction plans for certain state agencies.

Please add my name as a co-author of Assembly Bill 373, relating to University of Wisconsin System segregated fees.

Please add my name as a co-author of Assembly Joint Resolution 77, relating to convention of the States for one or more Constitutional amendments restraining abuses of power by the federal government.

Please add my name as a co-author of Assembly Bill 369, relating to University of Wisconsin System resident undergraduate tuition.

Sincerely,
KEN SKOWRONSKI
State Representative
82nd Assembly District

September 10, 2019

Patrick E. Fuller
Assembly Chief Clerk
17 West Main Street, Suite 401
Madison, WI 53703

Dear Chief Clerk Fuller:

Please add my name as a co-author of Assembly Bill 411, relating to cost sharing for insulin under health insurance policies and plans.

Sincerely,
DAVE CONSIDINE
State Representative
81st Assembly District

September 10, 2019

Patrick E. Fuller
Assembly Chief Clerk
17 West Main Street, Suite 401
Madison, WI 53703

Dear Chief Clerk Fuller:

Please add my name as a co-author of Assembly Bill 26, relating to direct primary care agreements.

Please add my name as a co-author of Assembly Bill 221, relating to exempting from taxation the pension benefits of certain retired federal employees.

Sincerely,
SCOTT ALLEN
State Representative
97th Assembly District

September 10, 2019

Patrick E. Fuller
Assembly Chief Clerk
17 West Main Street, Suite 401
Madison, WI 53703

Dear Chief Clerk Fuller:

Please add my name as a co-sponsor of Assembly Bill 300, relating to requiring political subdivisions and Marquette University to pay health insurance premiums for survivors of a law enforcement officer who dies in the line of duty and making an appropriation.

Sincerely,
ALBERTA DARLING
State Senator
8th Senate District

September 11, 2019

Patrick E. Fuller
Assembly Chief Clerk
17 West Main Street, Suite 401
Madison, WI 53703

Dear Chief Clerk Fuller:

I respectfully ask that my name be withdrawn as a co-author of Assembly Joint Resolution 82, relating to recognizing August as Immunization Awareness Month in Wisconsin.

Sincerely,
RON TUSLER
State Representative
3rd Assembly District

September 12, 2019

Patrick E. Fuller
Assembly Chief Clerk
17 West Main Street, Suite 401
Madison, WI 53703

Dear Chief Clerk Fuller:

Please add my name as a co-author of Assembly Bill 221, relating to exempting from taxation the pension benefits of certain retired federal employees.

Sincerely,
BOB KULP
State Representative
69th Assembly District

September 12, 2019

Patrick E. Fuller
Assembly Chief Clerk
17 West Main Street, Suite 401
Madison, WI 53703

Dear Chief Clerk Fuller:

Please add my name as a co-author of Assembly Bill 221, relating to exempting from taxation the pension benefits of certain retired federal employees.

Please add my name as a co-author of Assembly Bill 202, relating to the display and sale of novelty lighters and providing a penalty.

Sincerely,
TIMOTHY RAMTHUN
State Representative
59th Assembly District

September 12, 2019

Patrick E. Fuller
Assembly Chief Clerk
17 West Main Street, Suite 401
Madison, WI 53703

Dear Chief Clerk Fuller:

Please add my name as a co-author of Assembly Bill 202, relating to the display and sale of novelty lighters and providing a penalty.

Sincerely,
STEVE DOYLE
State Representative
94th Assembly District

September 12, 2019

Patrick E. Fuller
Assembly Chief Clerk
17 West Main Street, Suite 401
Madison, WI 53703

Dear Chief Clerk Fuller:

Please add my name as a co-author of Assembly Bill 202, relating to the display and sale of novelty lighters and providing a penalty.

Sincerely,
LOREN OLDENBURG
State Representative
96th Assembly District

September 12, 2019

Patrick E. Fuller
Assembly Chief Clerk
17 West Main Street, Suite 401
Madison, WI 53703

Dear Chief Clerk Fuller:

Please add my name as a co-author of Assembly Bill 300, relating to requiring political subdivisions and Marquette University to pay health insurance premiums for survivors of a law enforcement officer who dies in the line of duty and making an appropriation.

Sincerely,
AMY LOUDENBECK
State Representative
31st Assembly District

September 12, 2019

Patrick E. Fuller
Assembly Chief Clerk
17 West Main Street, Suite 401
Madison, WI 53703

Dear Chief Clerk Fuller:

Please add my name as a co-author of Assembly Bill 225, relating to allocation of early stage seed investment credit to offset taxes imposed on insurers.

Sincerely,
ROBERT WITKE
State Representative
62nd Assembly District

September 12, 2019

Patrick E. Fuller
Assembly Chief Clerk
17 West Main Street, Suite 401
Madison, WI 53703

Dear Chief Clerk Fuller:

Please add my name as a co-author of Assembly Bill 202, relating to the display and sale of novelty lighters and providing a penalty.

Sincerely,
JAMES EDMING
State Representative
87th Assembly District