

STATE OF WISCONSIN
Senate Journal

One-Hundred and Fourth Regular Session

MONDAY, September 16, 2019

The Chief Clerk made the following entries under the above date.

CHIEF CLERK'S ENTRIES

AMENDMENTS OFFERED

Senate Amendment 1 to **Senate Bill 300** offered by Senators Cowles and Miller.

INTRODUCTION, FIRST READING, AND REFERENCE OF PROPOSALS

Read first time and referred:

Senate Bill 392

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

By Senators Schachtner, Petrowski, Erpenbach, Bewley, Carpenter, Ringhand, Smith, L. Taylor and Wirth; cosponsored by Representatives Spiros, C. Taylor, Anderson, Brostoff, Considine, Dittrich, Emerson, Kolste, Kulp, Milroy, Ohnstad, Ott, Shankland, Snyder, Spreitzer, Subeck and Skowronski.

To the committee on **Health and Human Services**.

Senate Bill 393

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 Senators Carpenter, Erpenbach, Hansen, Johnson, Larson, Risser, Smith, L. Taylor and Wirth; cosponsored 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.

To the committee on **Government Operations, Technology and Consumer Protection**.

Senate Bill 394

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

By Senators Tiffany, Bewley, Kapenga, Marklein, Nass, Olsen and Stroebel; cosponsored by Representatives Oldenburg, Ballweg, Dittrich, Edming, Felzkowski, James, Kerkman, Knodl, Kulp, Magnafici, Milroy, Mursau, Petryk,

Quinn, Ramthun, Skowronski, Snyder, Spiros, Tusler and Wichgers.

To the committee on **Elections, Ethics and Rural Issues**.

Senate Bill 395

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 Senator LeMahieu; cosponsored by Representatives Vorpagel and Katsma.

To the committee on **Government Operations, Technology and Consumer Protection**.

Senate Bill 396

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

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

To the committee on **Elections, Ethics and Rural Issues**.

Senate Bill 397

Relating to: shared governance at University of Wisconsin System institutions.

By Senators Shilling, Risser, Carpenter, L. Taylor, Bewley, Larson, Schachtner, Ringhand and Miller; cosponsored by Representatives Hesselbein, Stubbs, Emerson, Zamarripa, Hebl, Anderson, Sargent, Brostoff, Pope, Shankland, Horlacher, Bowen, Sinicki, Gruszynski, C. Taylor, Vruwink, Spreitzer, Subeck, Hintz, Considine, Billings, Neubauer and Fields.

To the committee on **Universities, Technical Colleges, Children and Families**.

Senate Bill 398

Relating to: waiting period for marriage after divorce judgment.

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

To the committee on **Universities, Technical Colleges, Children and Families**.

Senate Bill 399

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

By Senators Petrowski, Bewley, Tiffany, Jacque, Kapenga, Kooyenga, Marklein, Olsen and Stroebel; cosponsored 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.

To the committee on **Elections, Ethics and Rural Issues**.

Senate Bill 400

Relating to: an exception to commercial building code requirements for the installation or operation of a stairway chair lift in a church constructed before 1919.

By Senators Marklein, Kooyenga and L. Taylor; cosponsored by Representatives Novak, Horlacher, Kulp, Plumer, Thiesfeldt, Tusler and Wichgers.

To the committee on **Utilities and Housing**.

Senate Bill 401

Relating to: limiting the cooperation of state and local law enforcement officers with certain federal immigration enforcement activities.

By Senators Larson, L. Taylor, Smith and Johnson; cosponsored by Representatives Cabrera, Brostoff, Haywood and Bowen.

To the committee on **Insurance, Financial Services, Government Oversight and Courts**.

Senate Bill 402

Relating to: local contracts with the federal government related to housing or detaining persons in locked detention facilities and a limitation on establishing county secured facilities.

By Senators Larson, L. Taylor, Smith and Johnson; cosponsored by Representatives Cabrera, Brostoff, C. Taylor, Haywood, Bowen and Anderson.

To the committee on **Insurance, Financial Services, Government Oversight and Courts**.

Senate Bill 403

Relating to: free expression within the University of Wisconsin System, providing an exemption from rule-making procedures, and granting rule-making authority.

By Senators Kapenga, Stroebel, Bernier, Craig and Olsen; cosponsored by Representatives Horlacher, Vos, Murphy, Allen, Brandtjen, Dittrich, Duchow, Edming, Felzkowski, Gundrum, James, Katsma, Kitchens, Knodl, Krug, Kuglitsch, Kulp, Macco, Magnafici, Quinn, Ramthun, Rohrkaste, Skowronski, Sortwell, Steffen, Tauchen, Thiesfeldt and Tusler.

To the committee on **Universities, Technical Colleges, Children and Families**.

Senate Bill 404

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

By Senators Tiffany, Bernier, Craig, Feyen, LeMahieu, Olsen, Stroebel and Wanggaard; cosponsored by

Representatives Spiros, Brandtjen, Felzkowski, Gundrum, Hutton, Katsma, Mursau, Nygren, Plumer, Quinn, Ramthun, Rohrkaste, Sanfelippo, Sortwell, Tusler, Wittke, Zimmerman, Dittrich and Skowronski.

To the committee on **Transportation, Veterans and Military Affairs**.

Senate Bill 405

Relating to: grant to a hospital for expanding psychiatric bed capacity.

By Senators Bernier, Tiffany, Schachtner, Smith, Stroebel and Wanggaard; cosponsored by Representatives James, Summerfield, Dittrich, Edming, Kulp, Kurtz, Magnafici, Oldenburg, Petryk, Pronschinske, Quinn, Rohrkaste, Skowronski, Spiros, Tittl, Tusler and VanderMeer.

To the committee on **Health and Human Services**.

Senate Bill 406

Relating to: prohibiting a judge from holding a nonjudicial office of public trust while serving in the office to which the judge was appointed or elected.

By Senators Darling, L. Taylor and Olsen; cosponsored by Representatives Hutton, Felzkowski, Sanfelippo, Tusler, Ramthun, Knodl, Brandtjen, Thiesfeldt and Skowronski.

To the committee on **Elections, Ethics and Rural Issues**.

Senate Bill 407

Relating to: the age at which a child may attend four-year-old kindergarten.

By Senators Olsen, Cowles, Jacque, Petrowski and L. Taylor; cosponsored by Representatives Kitchens, Bowen, Allen, Kulp, L. Myers, Spiros, Tusler and Skowronski.

To the committee on **Education**.

Senate Bill 408

Relating to: counting pupils enrolled in four-year-old kindergarten.

By Senators Olsen, Cowles, Jacque, Petrowski, L. Taylor and Wirch; cosponsored by Representatives Kitchens, Bowen, Duchow, Kulp, L. Myers, Novak, Snyder, Spiros, Tusler and Skowronski.

To the committee on **Education**.

Senate Bill 409

Relating to: grants for feasibility studies of school district consolidation or whole grade sharing and making an appropriation.

By Senators Olsen, Bernier and Feyen; cosponsored by Representatives Kitchens, Allen, Duchow, Macco, Krug, Kulp, Spiros, Tusler and Dittrich.

To the committee on **Education**.

Senate Bill 410

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

By Senators Petrowski, Bewley, Jacque, Kapenga, Kooyenga, Marklein, Nass, Olsen, Stroebel and Tiffany; cosponsored by Representatives Magnafici, Edming, James, Oldenburg, Felzkowski, Ballweg, Dittrich, Horlacher, Knodl,

Kulp, Mursau, Petryk, Quinn, Ramthun, Rodriguez, Skowronski, Spiros, Tusler and Wichgers.

To the committee on **Elections, Ethics and Rural Issues**.

Senate Bill 411

Relating to: designating the Richard I. Bong Memorial Bridge.

By Senators Bewley and Petrowski; cosponsored by Representatives Milroy and Skowronski.

To the committee on **Transportation, Veterans and Military Affairs**.

PETITIONS AND COMMUNICATIONS

**State of Wisconsin
Office of the Governor**

EXECUTIVE ORDER #45

Relating to the Creation of the Governor’s Task Force on Retirement Security

WHEREAS, in the United States, the typical working-age household has less than \$3,000 in retirement savings and the average retirement-age household has only \$12,000;

WHEREAS, one in seven registered voters in Wisconsin have no way to save for retirement at work, and 82 percent of Wisconsinites would be interested in joining an available state savings program; and

WHEREAS, Americans are 15 times more likely to save for retirement when they have a tool available through their workplace.

NOW, THEREFORE, I, TONY EVERS, Governor of the State of Wisconsin, by the authority vested in me by the Constitution and the Laws of the State, including Section 14.019 of the Wisconsin Statutes, do hereby create the Governor’s Task Force on Retirement Security (“Task Force”), and order the following:

1. The Task Force shall be chaired by the Treasurer of the State of Wisconsin of a designee. The Task Force membership shall consist of:
 - a. the Governor or a designee;
 - b. the Secretary of the Department of Workforce Development or a designee;
 - c. the Secretary of the Department of Health Services or a designee;
 - d. the Executive Director of the State of Wisconsin investment Board or a designee;
 - e. Two members of the Wisconsin State Assembly, one representing each caucus;
 - f. Two members of the Wisconsin State Senate, one representing each caucus;
 - g. Other individuals appointed by the Governor to serve at the pleasure of the Governor, who may include individuals representing the business community, the financial services industry, organized labor, and retirees.
2. The Task Force shall do the following:

- a. Assess the overall preparedness of the state in supporting Wisconsinites’ ability to retire in a financially secure manner;
- b. Evaluate Wisconsin’s current retirement system as well as employer-sponsored and individual retirement plans’ financial impact to the state and overall economy;
- c. Identify challenges and obstacles facing Wisconsinites seeking to retire in a financially secure manner;
- d. Identify barriers to accessing existing employer-sponsored and individual retirement plans commonly available to Wisconsinites;
- e. Identify barriers to participation in public and private retirement options;
- f. Research best practices from industry, academia, and other states on retirement security;
- g. Provide guidance on the average amount a Wisconsinite should save to achieve a secure retirement; and
- h. Provide recommendations regarding:
 - i. How the state can best address the retirement crisis for Wisconsinites who do not have a way to save for retirement;
 - ii. Reducing the regulatory and operational burden on small businesses who want to offer payroll deduction retirement savings options to employees;
 - iii. Encouraging younger Wisconsinites to save early in life;
 - iv. Other innovative reforms to help Wisconsinites retire in a financially secure manner.

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 Executive Residence in the City of Madison this sixteenth day of September, in the year two thousand nineteen.

TONY EVERS
Governor

By the Governor:

DOUGLAS LA FOLLETTE
Secretary of State

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

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

Senate Clearinghouse Rule 17-092

Relating to flammable, combustible, and hazardous liquids in Wisconsin.

No action taken on September 13, 2019.

Senate Clearinghouse Rule 18-081

Relating to income and franchise tax provisions.

No action taken on September 16, 2019.

Senate Clearinghouse Rule 18-100

Relating to predetermination of conviction record prior to submitting a full application for licensure.

No action taken on September 16, 2019.

Senate Clearinghouse Rule 19-030

Relating to assessor certification.

No action taken on September 16, 2019.

STEPHEN NASS

Senate Chairperson

The committee on **Health and Human Services** reported and recommended:

Senate Clearinghouse Rule 19-019

Relating to reporting of blood lead test results.

No action taken on September 16, 2019.

Referred to the joint committee for review of **Administrative Rules**, September 16, 2019.

Senate Clearinghouse Rule 19-021

Relating to community substance abuse service standards.

No action taken on September 16, 2019.

Referred to the joint committee for review of **Administrative Rules**, September 16, 2019.

Senate Clearinghouse Rule 19-064

Relating to screening of newborns for congenital and metabolic disorders.

No action taken on September 16, 2019.

Referred to the joint committee for review of **Administrative Rules**, September 16, 2019.

PATRICK TESTIN

Chairperson