

STATE OF WISCONSIN
Senate Journal

One-Hundred and Fourth Regular Session

THURSDAY, December 19, 2019

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

CHIEF CLERK'S ENTRIES

AMENDMENTS OFFERED

Senate Substitute Amendment 2 to **Senate Bill 177** offered by Senator Darling.

Senate Amendment 1 to **Senate Bill 534** offered by Senator Olsen.

Senate Substitute Amendment 1 to **Senate Bill 548** offered by Senator Olsen.

**INTRODUCTION, FIRST READING, AND
REFERENCE OF PROPOSALS**

Read and referred:

Senate Joint Resolution 80

Relating to: declaring December 8, 2019, to be General Vang Pao Day in Wisconsin.

By Senators Smith, Carpenter, L. Taylor and Larson; cosponsored by Representatives Brostoff, Stuck, Tusler, Horlacher, Stubbs, Tittl and Bowen.

To the committee on **Senate Organization**.

Read first time and referred:

Senate Bill 619

Relating to: allowing renters to claim the veterans and surviving spouses property tax credit.

By Senators Shilling, Bewley, Carpenter, Larson, Schachtner, L. Taylor, Wirch and Jacque; cosponsored by Representatives Doyle, Anderson, Billings, Bowen, Crowley, Fields, Goyke, Gruszynski, Hebl, Hesselbein, Kolste, Neubauer, Ohnstad, Sargent, Shankland, Sinicki, Spreitzer, Stubbs, Subeck, C. Taylor, Zamarripa and Skowronski.

To the committee on **Agriculture, Revenue and Financial Institutions**.

Senate Bill 620

Relating to: the regulation and licensure of genetic counselors, creating a genetic counselors affiliated credentialing board, providing an exemption from emergency rule procedures, granting rule-making authority, and providing a penalty.

By Senators Darling, Olsen, Carpenter, Johnson, Wirch, Bernier and Larson; cosponsored by Representatives Steffen, Born, Brostoff, Anderson, Duchow, Kitchens, Krug, Spiros, Kuglitsch, Doyle and James.

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

Senate Bill 621

Relating to: increasing the expenditure period for certain capital expenditures made by a tax incremental financing district created in an electronics and information technology manufacturing zone.

By Senators Wanggaard and Wirch; cosponsored by Representatives Vos and McGuire.

To the committee on **Economic Development, Commerce and Trade**.

Senate Bill 622

Relating to: creating a nonrefundable individual income tax credit based on the federal tax credit for certain expenses for household and dependent care services and sunsetting a deduction based on the same expenses.

By Senators Johnson, Shilling, Bewley, Carpenter, Hansen, Larson, Miller, L. Taylor and Wirch; cosponsored by Representatives Sargent, Gruszynski, Anderson, Billings, Brostoff, Considine, Crowley, Emerson, Fields, Kolste, Milroy, Neubauer, Pope, Shankland, Sinicki, Spreitzer, Stubbs, C. Taylor, Vining, Vruwink and Zamarripa.

To the committee on **Agriculture, Revenue and Financial Institutions**.

Senate Bill 623

Relating to: funding for county snowmobile trails and areas and making an appropriation.

By Senators Olsen, Bernier, Bewley, Cowles, Erpenbach, Hansen, Marklein, Petrowski, Ringhand and Wirch; cosponsored by Representatives Nygren, Ballweg, Born, Brandtjen, Brooks, Dittrich, Edming, Felzkowski, Horlacher, Kerkman, Loudenbeck, Magnafici, B. Meyers, Milroy, Mursau, Oldenburg, Petryk, Plumer, Skowronski, Spiros, Stuck, Thiesfeldt, Tusler, VanderMeer, Wichgers and Zimmerman.

To the committee on **Natural Resources and Energy**.

Senate Bill 624

Relating to: prohibiting an assessor from changing the valuation of property based solely on a recent sale of the property.

By Senators Craig and Nass; cosponsored by Representatives Brooks, Gundrum, Horlacher, Knodl,

Kuglitsch, Kulp, Magnafici, Murphy, Ramthun, Skowronski, Thiesfeldt and Wichgers.

To the committee on **Agriculture, Revenue and Financial Institutions**.

Senate Bill 625

Relating to: requiring the installation and identification of diaper changing stations in public buildings and places of employment.

By Senators Larson, L. Taylor, Johnson, Carpenter and Smith; cosponsored by Representatives Brostoff, Crowley, Emerson, Anderson, Hebl, L. Myers, Vining, C. Taylor, Stubbs, Zamarripa, Subeck, Pope, Spreitzer, Sinicki, Neubauer, Gruszynski and Bowen.

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

Senate Bill 626

Relating to: penalties for violations related to the motor vehicle liability insurance requirement, proof of financial responsibility, requirements for registering motor vehicles, operating a vehicle without an operator's license or after suspension or revocation of an operating privilege, making an appropriation, and providing a penalty.

By Senators Craig, Nass, Jacque and Marklein; cosponsored by Representatives Sanfelippo, Allen, Dittrich, Gundrum, Horlacher, Katsma, Knodl, Kuglitsch, Magnafici, Murphy, Spiros, Skowronski, Tittl, Tusler and Wichgers.

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

Senate Bill 627

Relating to: annuitants in the Wisconsin Retirement System who retire from employment as a teacher and are rehired by or provide employee services to a school district that is a participating employer.

By Senators Smith, Ringhand, Risser, Schachtner and Wirsch; cosponsored by Representatives Pope, Anderson, Billings, Considine, Hebl, Milroy, L. Myers, Ohnstad, Sargent, Shankland, Sinicki, Spreitzer, Stubbs, C. Taylor, Vruwink and Zamarripa.

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

Senate Bill 628

Relating to: the wildlife damage abatement program and the wildlife damage claim program.

By Senators Petrowski, Bewley, Marklein, Olsen and Schachtner; cosponsored by Representatives Edming, Quinn, Considine, B. Meyers, Mursau, Tauchen, Skowronski, Thiesfeldt, Tusler and VanderMeer.

To the committee on **Natural Resources and Energy**.

Senate Bill 629

Relating to: minor golf caddies.

By Senators Kooyenga, Erpenbach, Bernier, Carpenter, Cowles, Darling, Feyen, Hansen, Kapenga, Ringhand, Stroebel, Testin and Wirsch; cosponsored by Representatives Knodl, Haywood, Born, Bowen, Brandtjen, Doyle, Felzkowski, Fields, Horlacher, Krug, Ohnstad, Sinicki, Spiros, Stubbs, Stuck, Subeck, C. Taylor, Thiesfeldt, Tusler, Wichgers and Skowronski.

To the committee on **Economic Development, Commerce and Trade**.

Senate Bill 630

Relating to: extension of BadgerCare Plus benefits to certain postpartum women and making an appropriation.

By Senators Shilling, Johnson, Schachtner, Carpenter, Ringhand, Risser, Smith and L. Taylor; cosponsored by Representatives Kolste, Billings, Riemer, Bowen, Subeck, Vining, Anderson, Sargent, Neubauer, Zamarripa, Hebl, Crowley, Goyke, C. Taylor, Brostoff, Considine, Milroy, Pope, Shankland, Sinicki, Spreitzer, Stubbs and Vruwink.

To the committee on **Public Benefits, Licensing and State-Federal Relations**.

Senate Bill 631

Relating to: a general permit for hydrologic restoration projects and creating a hydrologic restoration and management advisory council.

By Senators Cowles, Bewley, Feyen, Hansen, Miller, Olsen, Petrowski, Ringhand, Schachtner, Shilling, Testin, Wanggaard and Wirsch; cosponsored by Representatives Oldenburg, Steineke, Billings, Doyle, Edming, Horlacher, Kerkman, Kitchens, Krug, Kurtz, B. Meyers, Milroy, Mursau, Nygren, Sinicki, Skowronski, Stuck, Thiesfeldt, Tranel, Tusler, Wichgers and Loudenberg.

To the committee on **Natural Resources and Energy**.

Senate Bill 632

Relating to: notifying counties of certain water pollution violations, providing an exemption from emergency rule procedures, and granting rule-making authority.

By Senators Shilling, Schachtner, Bewley, Jacque, Carpenter, Risser, L. Taylor, Larson, Miller, Hansen, Erpenbach, Ringhand and Olsen; cosponsored by Representatives Billings, Nygren, Shankland, Novak, Kolste, Hebl, Spreitzer, Pope, Anderson, C. Taylor, Considine, Ohnstad, Neubauer, Gruszynski, Stubbs, B. Meyers, Fields, Crowley, Sargent, Emerson, Vining, Hesselbein, Subeck, Vruwink, Allen, Doyle and Tusler.

To the committee on **Natural Resources and Energy**.

Senate Bill 633

Relating to: excluding time for evaluation and treatment of certain medical conditions from the time limit for emergency detention without a hearing.

By Senators Jacque and Bernier; cosponsored by Representatives Tittl, Brandtjen, Dittrich, Gundrum, Horlacher and Tusler.

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

Senate Bill 634

Relating to: the exception to the requirement to give notice of a termination of parental rights proceeding to an alleged father based on sexual assault.

By Senators Jacque and Nass; cosponsored by Representatives Brandtjen, Sinicki and Thiesfeldt.

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

REPORT OF COMMITTEES

The committee on **Agriculture, Revenue and Financial Institutions** reported and recommended:

Senate Bill 291

Relating to: holding a referendum to increase a political subdivision's levy limit.

Senate Amendment 1 adoption.

Ayes: 9 - Senators Marklein, Petrowski, Testin, Jacque, Bernier, Smith, Ringhand, Risser and Larson.

Noes: 0 - None.

Senate Amendment 1 to Senate Amendment 1 adoption.

Ayes: 9 - Senators Marklein, Petrowski, Testin, Jacque, Bernier, Smith, Ringhand, Risser and Larson.

Noes: 0 - None.

Passage as amended.

Ayes: 9 - Senators Marklein, Petrowski, Testin, Jacque, Bernier, Smith, Ringhand, Risser and Larson.

Noes: 0 - None.

Senate Bill 463

Relating to: labeling food as a type of dairy product or as a dairy ingredient and granting rule-making authority.

Senate Amendment 1 adoption.

Ayes: 7 - Senators Marklein, Petrowski, Testin, Jacque, Bernier, Smith and Ringhand.

Noes: 2 - Senators Risser and Larson.

Passage as amended.

Ayes: 7 - Senators Marklein, Petrowski, Testin, Jacque, Bernier, Smith and Ringhand.

Noes: 2 - Senators Risser and Larson.

Senate Bill 464

Relating to: labeling a food product as meat and granting rule-making authority.

Passage.

Ayes: 5 - Senators Marklein, Petrowski, Testin, Jacque and Bernier.

Noes: 4 - Senators Smith, Ringhand, Risser and Larson.

Senate Bill 466

Relating to: labeling a food product as a type of milk and granting rule-making authority.

Passage.

Ayes: 7 - Senators Marklein, Petrowski, Testin, Jacque, Bernier, Smith and Ringhand.

Noes: 2 - Senators Risser and Larson.

HOWARD MARKLEIN

Chairperson

The committee on **Labor and Regulatory Reform** reported and recommended:

Senate Bill 151

Relating to: prohibiting local ordinances, resolutions, and policies that prohibit the enforcement of federal or state law relating to illegal aliens or immigration status, authorizing certain elective officeholders to commence an enforcement action, providing a reduction in shared revenue payments, and creating governmental liability for damages caused by illegal aliens.

Senate Amendment 1 adoption.

Ayes: 3 - Senators Nass, Wanggaard and Kapenga.

Noes: 2 - Senators Wirch and Ringhand.

Passage as amended.

Ayes: 3 - Senators Nass, Wanggaard and Kapenga.

Noes: 2 - Senators Wirch and Ringhand.

Senate Bill 511

Relating to: claims for compensation for post-traumatic stress disorder by police officers and fire fighters under the worker's compensation law.

Passage.

Ayes: 5 - Senators Nass, Wanggaard, Kapenga, Wirch and Ringhand.

Noes: 0 - None.

STEPHEN NASS

Chairperson

The committee on **Utilities and Housing** reported and recommended:

Senate Bill 321

Relating to: telephone company tax exemption for property used to provide broadband service.

Senate Amendment 1 to Senate Substitute Amendment 1 adoption.

Ayes: 5 - Senators LeMahieu, Feyen, Wanggaard, L. Taylor and Bewley.

Noes: 0 - None.

Senate Substitute Amendment 1 adoption.

Ayes: 5 - Senators LeMahieu, Feyen, Wanggaard, L. Taylor and Bewley.

Noes: 0 - None.

Passage as amended.

Ayes: 5 - Senators LeMahieu, Feyen, Wanggaard, L. Taylor and Bewley.

Noes: 0 - None.

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.

Passage.

Ayes: 5 - Senators LeMahieu, Feyen, Wanggaard, L. Taylor and Bewley.

Noes: 0 - None.

Senate Bill 512

Relating to: creating a pre-filing notice requirement applicable to a dispute between a condominium association and a unit owner.

Senate Amendment 1 adoption.

Ayes: 5 - Senators LeMahieu, Feyen, Wanggaard, L. Taylor and Bewley.

Noes: 0 - None.

Passage as amended.

Ayes: 5 - Senators LeMahieu, Feyen, Wanggaard, L. Taylor and Bewley.

Noes: 0 - None.

DEVIN LEMAHIEU

Chairperson

PETITIONS AND COMMUNICATIONS

Pursuant to Senate Rule 17 (5), Senator Testin added as a coauthor of **Senate Bill 114**.

Pursuant to Senate Rule 17 (5), Representative Hebl added as a cosponsor of **Senate Bill 340**.

Pursuant to Senate Rule 17 (5), Representative Shankland added as a cosponsor of **Senate Bill 377**.

Pursuant to Senate Rule 17 (5), Representative Steffen added as a cosponsor of **Senate Bill 446**.

Pursuant to Senate Rule 17 (5), Representative Ramthun withdrawn as a cosponsor of **Senate Bill 494**.

Pursuant to Senate Rule 17 (5), Senator Cowles added as a coauthor of **Senate Bill 628**.

LEGISLATIVE REFERENCE BUREAU CORRECTIONS

CORRECTIONS IN:

2019 SENATE BILL 490

Prepared by the Legislative Reference Bureau
(December 18, 2019)

1. Page 2, line 10: delete "2022" and substitute "2024".

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

Senate Clearinghouse Rule 17-024

Relating to the registered nurse education stipend assistance program.

Submitted by the Department of Veterans Affairs.

Report received from Agency, December 6, 2019.

Referred to the committee on **Transportation, Veterans and Military Affairs**, December 19, 2019.

Senate Clearinghouse Rule 18-085

Relating to animal disease movement and animal markets, dealers and truckers, and affeting small business.

Submitted by the Department of Agriculture, Trade and Consumer Protection.

Report received from Agency, December 13, 2019.

Referred to the committee on **Agriculture, Revenue and Financial Institutions**, December 19, 2019.

Senate Clearinghouse Rule 18-097

Relating to Wisconsin Insurance Plan ("WIP").

Submitted by the Office of the Commissioner of Insurance.

Report received from Agency, December 10, 2019.

Referred to the committee on **Insurance, Financial Services, Government Oversight and Courts**, December 19, 2019.

Senate Clearinghouse Rule 18-102

Relating to real estate appraisal management companies.

Submitted by the Department of Safety and Professional Services.

Report received from Agency, December 9, 2019.

Referred to the committee on **Utilities and Housing**, December 19, 2019.

Senate Clearinghouse Rule 19-002

Relating to best management practices, conditions and technical standards to be used in administering cost sharing under chs. NR 153 and 155 and affecting small business.

Submitted by the Department of Natural Resources.

Report received from Agency, December 12, 2019.

Referred to the committee on **Natural Resources and Energy**, December 19, 2019.

Senate Clearinghouse Rule 19-014

Relating to updating Wisconsin's water quality criteria for pathogens, specifically bacteria, to protect recreational uses; and updating related WPDES permit implementation procedures for the revised water quality standards to be consistent with EPA's recreational water quality criteria, and affecting small business.

Submitted by the Department of Natural Resources.

Report received from Agency, December 6, 2019.

Referred to the committee on **Natural Resources and Energy**, December 19, 2019.

Senate Clearinghouse Rule 19-015

Relating to increasing the operational efficiency of and simplifying the air permit process, and affecting small business.

Submitted by the Department of Natural Resources.

Report received from Agency, December 6, 2019.

Referred to the committee on **Natural Resources and Energy**, December 19, 2019.

Senate Clearinghouse Rule 19-018

Relating to mental health day treatment services for children.

Submitted by the Department of Health Services.

Report received from Agency, December 10, 2019.

Referred to the committee on **Health and Human Services**, December 19, 2019.

Senate Clearinghouse Rule 19-035

Relating to campaign finance.
Submitted by the Ethics Commission.
Report received from Agency, December 10, 2019.
Referred to the committee on **Elections, Ethics and Rural Issues**, December 19, 2019.

Senate Clearinghouse Rule 19-087

Relating to personal care providers.
Submitted by the Department of Health Services.
Report received from Agency, December 10, 2019.
Referred to the committee on **Health and Human Services**, December 19, 2019.

Senate Clearinghouse Rule 19-100

Relating to nutritional counseling certification.
Submitted by the Chiropractic Examining Board.
Report received from Agency, December 9, 2019.
Referred to the committee on **Public Benefits, Licensing and State-Federal Relations**, December 19, 2019.

Senate Clearinghouse Rule 19-101

Relating to unprofessional conduct.
Submitted by the Massage Therapy and Bodywork Therapy Affiliated Credentialing Board.
Report received from Agency, December 9, 2019.
Referred to the committee on **Public Benefits, Licensing and State-Federal Relations**, December 19, 2019.

Senate Clearinghouse Rule 19-109

Relating to requirements for license renewal and reinstatement.
Submitted by the Athletic Trainers Affiliated Credentialing Board.
Report received from Agency, December 9, 2019.
Referred to the committee on **Public Benefits, Licensing and State-Federal Relations**, December 19, 2019.

Senate Clearinghouse Rule 19-112

Relating to sales and use tax provisions.
Submitted by the Department of Revenue.
Report received from Agency, December 6, 2019.
Referred to the committee on **Agriculture, Revenue and Financial Institutions**, December 19, 2019.

Senate Clearinghouse Rule 19-113

Relating to sales and use tax provisions and affecting small business.
Submitted by the Department of Revenue.
Report received from Agency, December 6, 2019.
Referred to the committee on **Agriculture, Revenue and Financial Institutions**, December 19, 2019.

Senate Clearinghouse Rule 19-115

Relating to education equivalent to a graduate degree in marriage and family therapy from a program accredited by COAMFTE.
Submitted by the Marriage and Family Therapy, Professional Counseling, and Social Work Examining Board.
Report received from Agency, December 9, 2019.
Referred to the committee on **Public Benefits, Licensing and State-Federal Relations**, December 19, 2019.

Senate Clearinghouse Rule 19-116

Relating to discrimination based on arrest or conviction record.
Submitted by the Marriage and Family Therapy, Professional Counseling, and Social Work Examining Board.
Report received from Agency, December 9, 2019.
Referred to the committee on **Public Benefits, Licensing and State-Federal Relations**, December 19, 2019.

Senate Clearinghouse Rule 19-118

Relating to the Wisconsin conveyance safety code.
Submitted by the Department of Safety and Professional Services.
Report received from Agency, December 9, 2019.
Referred to the committee on **Utilities and Housing**, December 19, 2019.

ADVICE AND CONSENT OF THE SENATE

**State of Wisconsin
Office of the Governor**

December 19, 2019

The Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint DR. ROLF WEGENKE, of Sun Prairie, as a Private Schools Representative on the Educational Communications Board, to serve for the term ending May 1, 2023.

Respectfully Submitted,
TONY EVERS
Governor

Read and referred to the committee on **Education**.

**State of Wisconsin
Office of the Governor**

December 19, 2019

The Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint ROSALIND MCCLAIN, of Brown Deer, as a Domestic Abuse Knowledge Representative on the Council on Domestic Abuse, to serve for the term ending July 1, 2020.

Respectfully Submitted,
TONY EVERS
Governor

Read and referred to the committee on **Health and Human Services**.

**State of Wisconsin
Office of the Governor**

December 19, 2019

The Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint KRISTI PALMER, of

Kronenwetter, as a Local Government Representative on the State of Wisconsin Investment Board, to serve for the term ending May 1, 2023.

Respectfully Submitted,
TONY EVERS
Governor

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

**State of Wisconsin
Office of the Governor**

December 19, 2019

The Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint ALYSSA KENNEY, of Madison, as a Public Representative on the Educational Communications Board, to serve for the term ending May 1, 2023.

Respectfully Submitted,
TONY EVERS
Governor

Read and referred to the committee on **Education.**

**State of Wisconsin
Office of the Governor**

December 19, 2019

The Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint DEANA M. ZENTNER, of Brooklyn, as a Public Member on the Auctioneer Board, to serve for the term ending May 1, 2023.

Respectfully Submitted,
TONY EVERS
Governor

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

**State of Wisconsin
Office of the Governor**

December 19, 2019

The Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint TAMMIE XIONG, of Cedarburg, as a Domestic Abuse Knowledge Representative on the Council on Domestic Abuse, to serve for the term ending July 1, 2022.

Respectfully Submitted,
TONY EVERS
Governor

Read and referred to the committee on **Health and Human Services.**

**State of Wisconsin
Office of the Governor**

December 19, 2019

The Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint SHERMAN BANKER, of Madison, as a Public Member on the Wisconsin Historical Society Board of Curators, to serve for the term ending July 1, 2022.

Respectfully Submitted,
TONY EVERS
Governor

Read and referred to the committee on **Local Government, Small Business, Tourism and Workforce Development.**

**State of Wisconsin
Office of the Governor**

December 19, 2019

The Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint CHARISMA TOWNSEND, of Milwaukee, as a Massage/Bodywork Therapist on the Massage Therapy and Bodywork Therapy Affiliated Credentialing Board, to serve for the term ending July 1, 2023.

Respectfully Submitted,
TONY EVERS
Governor

Read and referred to the committee on **Health and Human Services.**

**State of Wisconsin
Office of the Governor**

December 19, 2019

The Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint YULONDA M. ANDERSON, of Milwaukee, as a Non-Lawyer Member on the Wisconsin Judicial Commission, to serve for the term ending August 1, 2021.

Respectfully Submitted,
TONY EVERS
Governor

Read and referred to the committee on **Insurance, Financial Services, Government Oversight and Courts.**

**State of Wisconsin
Office of the Governor**

December 19, 2019

The Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint KIM MAROTTA, of Milwaukee, as a Public Member on the Great Lakes Protection Fund, to

serve for a two-year term, and thereafter at the pleasure of the Governor.

Respectfully Submitted,
TONY EVERS
Governor

Read and referred to the committee on **Natural Resources and Energy**.