



# STATE OF WISCONSIN

# Assembly Journal

## One-Hundred and Sixth Regular Session

12:56 P.M.

THURSDAY, September 14, 2023

The Assembly met in the Assembly Chamber located in the State Capitol.

Speaker Pro Tempore Petersen in the chair.

Representative August asked unanimous consent for a quorum call. Granted.

A quorum was present.

Speaker Vos in the chair.

The prayer was offered by Father Tony Zimmer of St. Anthony on the Lake in Pewaukee.

Representative Sortwell led the membership in reciting the pledge of allegiance to the flag of the United States of America.

The roll was taken.

The result follows:

Present - Representatives Allen, C. Anderson, J. Anderson, Andraca, Armstrong, August, Baldeh, Bare, Behnke, Billings, Binsfeld, Bodden, Born, Brandtjen, Brooks, Cabrera, Callahan, Clancy, Conley, Considine, Dallman, Dittrich, Donovan, Doyle, Drake, Duchow, Edming, Emerson, Goeben, Goyke, Green, Gundrum, Gustafson, Haywood, Hong, Hurd, Jacobson, Joers, S. Johnson, Katsma, Krug, Kurtz, Macco, Madison, Magnafici, Maxey, McGuire, Melotik, Michalski, Moore Omokunde, Moses, Murphy, Mursau, Myers, Nedweski, Neubauer, Neylon, Novak, O'Connor, Ohnstad, Oldenburg, Ortiz-Velez, Palmeri, Penterman, Petersen, Petryk, Plumer, Pronschinske, Ratcliff, Rettinger, Riemer, Rodriguez, Rozar, Sapik, Schmidt, Schraa, Schutt, Shankland, Shelton, Sinicki, Snodgrass, Snyder, Sortwell, Spiros, Steffen, Stubbs, Subeck, Summerfield, Swearingen, Tittl, Tranel, Tusler, VanderMeer, Vining, Wichgers, Wittke, Zimmerman and Speaker Vos - 98.

Absent with leave - Representative Kitchens - 1.

Vacancies - None.

### LEAVES OF ABSENCE

Representative Summerfield asked unanimous consent for a leave of absence for today's session for Representative Kitchens. Granted.

Representative Summerfield asked unanimous consent for a leave of absence for part of today's session for Representatives O'Connor and Tranel. Granted.

### SPECIAL GUEST

Representative Joers introduced Hometown Hero Award recipient Detective Jill Tutaj of the Middleton Police Department, recognized for her lifesaving efforts assisting a bicyclist who suffered a medical event. Ms. Tutaj addressed the members from the rostrum.

### SPECIAL GUEST

Representative VanderMeer introduced Hometown Hero Award recipient Dr. Judy Lottmann, recognized for her contributions to the practice and advancement of health care and rural health care, the State of Wisconsin, the Coulee Region, Monroe County, and her local community. Dr. Lottman addressed the members from the rostrum.

### AMENDMENTS OFFERED

Assembly Substitute Amendment 1 to **Assembly Bill 406** offered by Representative Katsma.

### MESSAGE FROM THE SENATE

From: Richard Champagne, Acting Senate Chief Clerk.

Mr. Speaker:

I am directed to inform you that the Senate has

Adopted and asks concurrence in:

**Senate Joint Resolution 69**

Passed and asks concurrence in:

**Senate Bill 60**  
**Senate Bill 110**  
**Senate Bill 134**  
**Senate Bill 135**  
**Senate Bill 140**  
**Senate Bill 163**  
**Senate Bill 166**  
**Senate Bill 167**  
**Senate Bill 168**  
**Senate Bill 169**  
**Senate Bill 218**  
**Senate Bill 238**  
**Senate Bill 251**  
**Senate Bill 263**  
**Senate Bill 311**  
**Senate Bill 313**  
**Senate Bill 380**

Concurred in:

**Assembly Bill 109**  
**Assembly Bill 166**  
**Assembly Joint Resolution 42**  
**Assembly Joint Resolution 58**

Passed notwithstanding the objections of the governor and asks concurrence in:

**Senate Bill 49**  
**Senate Bill 70**

Item Veto A –1 (Senate Bill 70 partial veto) Sections 402, 403, 404, and 408 – relating to: Per Pupil Revenue Limit Adjustment

Item Veto B –7 (Senate Bill 70 partial veto) Part 1 Sections 328, 332, and 336 – relating to: Individual Income Tax Rate Reduction

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**COMMUNICATIONS**

September 14, 2023

Edward A. Blazel  
Assembly Chief Clerk  
17 West Main Street, Suite 401  
Madison, WI 53703

Dear Chief Clerk Blazel:

Please find below a list of votes I would have cast had I been present for the entire session on Thursday, September 14, 2023 for you to record in the Assembly Journal:

Assembly Resolution 16, Aye  
Assembly Joint Resolution 42, Aye  
Assembly Joint Resolution 55, Aye  
Assembly Joint Resolution 70, Aye  
Assembly Bill 387, Aye  
Assembly Bill 388, Aye  
Assembly Bill 389, Aye  
Assembly Bill 390, Aye

Sincerely,  
*JERRY O'CONNOR*  
State Representative  
52nd Assembly District

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September 14, 2023

Edward A. Blazel  
Assembly Chief Clerk  
17 West Main Street, Suite 401  
Madison, WI 53703

Dear Chief Clerk Blazel:

Please add my name as a cosponsor of Assembly Bill 294, relating to third-party food delivery services and providing a penalty.

Sincerely,  
*ROBERT COWLES*  
State Senator  
2nd Senate District

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September 14, 2023

Edward A. Blazel  
Assembly Chief Clerk  
17 West Main Street, Suite 401  
Madison, WI 53703

Dear Chief Clerk Blazel:

I respectfully ask that my name be withdrawn as a cosponsor of Assembly Bill 135, relating to reciprocal credentials.

Sincerely,  
*KELDA ROYS*  
State Senator  
26th Senate District

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**CALENDAR OF THURSDAY, SEPTEMBER 14**

Representative August asked unanimous consent that **Assembly Joint Resolution 42** be withdrawn from today's calendar and taken up at this time. Granted.

**Assembly Joint Resolution 42**

Relating to: honoring the life and public service of Representative Sheryl Albers.

The question was: Shall **Assembly Joint Resolution 42** be adopted?

Motion carried.

Representative August asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 42** be immediately messaged to the Senate. Granted.

Representative August asked unanimous consent that **Assembly Joint Resolution 55** be withdrawn from today's calendar and taken up at this time. Granted.

**Assembly Joint Resolution 55**

Relating to: recognizing the many federal, state, and local contributions of the 115th Fighter Wing.

The question was: Shall **Assembly Joint Resolution 55** be adopted?

Motion carried.

Representative August asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 55** be immediately messaged to the Senate. Granted.

Speaker Pro Tempore Petersen in the chair.

**Assembly Bill 387**

Relating to: creating a child care reimbursement account program, providing an income tax subtraction for certain contributions to a child care reimbursement account, and granting rule-making authority.

Assembly Substitute Amendment 1 to **Assembly Bill 387** offered by Representatives Billings, Goyke, Ratcliff, Myers, C. Anderson, Vining, Jacobson, Palmeri, Emerson, Riemer,

Baldehy, Haywood, Hong, Stubbs, Madison, Sinicki, Joers, Ohnstad, Shelton, Bare, Snodgrass, Subeck, Andraca, Clancy, Neubauer, Ortiz-Velez, Moore Omokunde, Considine, Cabrera, Shankland and J. Anderson.

Representative August moved that Assembly Substitute Amendment 1 to **Assembly Bill 387** be laid on the table.

The question was: Shall Assembly Substitute Amendment 1 to **Assembly Bill 387** be laid on the table?

The roll was taken.

The result follows:

Ayes - Representatives Allen, Armstrong, August, Behnke, Binsfeld, Bodden, Born, Brandtjen, Brooks, Callahan, Dallman, Dittrich, Donovan, Duchow, Edming, Goeben, Green, Gundrum, Gustafson, Hurd, S. Johnson, Katsma, Krug, Kurtz, Macco, Magnafici, Maxey, Melotik, Michalski, Moses, Murphy, Mursau, Nedweski, Neylon, Novak, Oldenburg, Penterman, Petersen, Petryk, Plumer, Pronschinske, Rettinger, Rodriguez, Rozar, Sapik, Schmidt, Schraa, Schutt, Snyder, Sortwell, Spiros, Steffen, Summerfield, Swearingen, Tittl, Tusler, VanderMeer, Wichgers, Wittke, Zimmerman and Speaker Vos - 61.

Noes - Representatives C. Anderson, J. Anderson, Andraca, Baldeh, Bare, Billings, Cabrera, Clancy, Conley, Considine, Doyle, Drake, Emerson, Goyke, Haywood, Hong, Jacobson, Joers, Madison, McGuire, Moore Omokunde, Myers, Neubauer, Ohnstad, Ortiz-Velez, Palmeri, Ratcliff, Riemer, Shankland, Shelton, Sinicki, Snodgrass, Stubbs, Subeck and Vining - 35.

Absent or not voting - Representatives Kitchens, O'Connor and Tranel - 3.

Motion carried.

The question was: Shall Assembly Amendment 1 to **Assembly Bill 387** be adopted?

Motion carried.

Representative Tranel asked unanimous consent that his leave of absence be lifted. Granted.

The question was: Shall **Assembly Bill 387** be ordered engrossed and read a third time?

Motion carried.

Representative August asked unanimous consent that the rules be suspended and that **Assembly Bill 387** be given a third reading. Granted.

The question was: **Assembly Bill 387** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes - Representatives Allen, Armstrong, August, Behnke, Binsfeld, Bodden, Born, Brandtjen, Brooks, Callahan, Dallman, Dittrich, Donovan, Duchow, Edming, Goeben, Green, Gundrum, Gustafson, Hurd, S. Johnson, Katsma, Krug, Kurtz, Macco, Magnafici, Maxey, Melotik, Michalski, Moses, Murphy, Mursau, Nedweski, Neylon, Novak, Oldenburg, Penterman, Petersen, Petryk, Plumer, Pronschinske, Rettinger, Rodriguez, Rozar, Sapik, Schmidt, Schraa, Schutt, Snyder, Sortwell, Spiros, Steffen, Summerfield, Swearingen, Tittl, Tranel, Tusler,

Michalski, Moses, Murphy, Mursau, Nedweski, Neylon, Novak, Oldenburg, Penterman, Petersen, Petryk, Plumer, Pronschinske, Rettinger, Rodriguez, Rozar, Sapik, Schmidt, Schraa, Schutt, Snyder, Sortwell, Spiros, Steffen, Summerfield, Swearingen, Tittl, Tranel, Tusler, VanderMeer, Wichgers, Wittke, Zimmerman and Speaker Vos - 62.

Noes - Representatives C. Anderson, J. Anderson, Andraca, Baldeh, Bare, Billings, Cabrera, Clancy, Conley, Considine, Doyle, Drake, Emerson, Goyke, Haywood, Hong, Jacobson, Joers, Madison, McGuire, Moore Omokunde, Myers, Neubauer, Ohnstad, Ortiz-Velez, Palmeri, Ratcliff, Riemer, Shankland, Shelton, Sinicki, Snodgrass, Stubbs, Subeck and Vining - 35.

Absent or not voting - Representatives Kitchens and O'Connor - 2.

Motion carried.

Representative August asked unanimous consent that the rules be suspended and that **Assembly Bill 387** be immediately messaged to the Senate. Granted.

#### **Assembly Bill 388**

Relating to: creating a child care center renovations loan program.

The question was: Shall Assembly Amendment 1 to Assembly Substitute Amendment 1 to **Assembly Bill 388** be adopted?

Motion carried.

Assembly Amendment 2 to Assembly Substitute Amendment 1 to **Assembly Bill 388** offered by Representatives Billings, Goyke, Ratcliff, Myers, C. Anderson, Vining, Jacobson, Palmeri, Emerson, Riemer, Baldeh, Haywood, Hong, Stubbs, Madison, Sinicki, Joers, Ohnstad, Shelton, Bare, Snodgrass, Subeck, Andraca, Clancy, Neubauer, Ortiz-Velez, Moore Omokunde, Considine, Drake, Cabrera, Shankland and J. Anderson.

Representative August moved that Assembly Amendment 2 to Assembly Substitute Amendment 1 to **Assembly Bill 388** be laid on the table.

The question was: Shall Assembly Amendment 2 to Assembly Substitute Amendment 1 to **Assembly Bill 388** be laid on the table?

The roll was taken.

The result follows:

Ayes - Representatives Allen, Armstrong, August, Behnke, Binsfeld, Bodden, Born, Brandtjen, Brooks, Callahan, Dallman, Dittrich, Donovan, Duchow, Edming, Goeben, Green, Gundrum, Gustafson, Hurd, S. Johnson, Katsma, Krug, Kurtz, Macco, Magnafici, Maxey, Melotik, Michalski, Moses, Murphy, Mursau, Nedweski, Neylon, Novak, Oldenburg, Penterman, Petersen, Petryk, Plumer, Pronschinske, Rettinger, Rodriguez, Rozar, Sapik, Schmidt, Schraa, Schutt, Snyder, Sortwell, Spiros, Steffen, Summerfield, Swearingen, Tittl, Tranel, Tusler,

VanderMeer, Wichgers, Wittke, Zimmerman and Speaker Vos - 62.

Noes - Representatives C. Anderson, J. Anderson, Andraca, Baldeh, Bare, Billings, Cabrera, Clancy, Conley, Considine, Doyle, Drake, Emerson, Goyke, Haywood, Hong, Jacobson, Joers, Madison, McGuire, Moore Omokunde, Myers, Neubauer, Ohnstad, Ortiz-Velez, Palmeri, Ratcliff, Riemer, Shankland, Shelton, Sinicki, Snodgrass, Stubbs, Subeck and Vining - 35.

Absent or not voting - Representatives Kitchens and O'Connor - 2.

Motion carried.

The question was: Shall Assembly Substitute Amendment 1 to **Assembly Bill 388** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 388** be ordered engrossed and read a third time?

Motion carried.

Representative August asked unanimous consent that the rules be suspended and that **Assembly Bill 388** be given a third reading. Granted.

The question was: **Assembly Bill 388** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes - Representatives Allen, Armstrong, August, Behnke, Binsfeld, Bodden, Born, Brandtjen, Brooks, Callahan, Dallman, Dittrich, Donovan, Duchow, Edming, Goeben, Green, Gundrum, Gustafson, Hurd, S. Johnson, Katsma, Krug, Kurtz, Macco, Magnafici, Maxey, Melotik, Michalski, Moses, Murphy, Mursau, Nedweski, Neylon, Novak, Oldenburg, Penterman, Petersen, Petryk, Plumer, Pronschinske, Rettinger, Rodriguez, Rozar, Sapik, Schmidt, Schraa, Schutt, Snyder, Sortwell, Spiros, Steffen, Summerfield, Swearingen, Tittl, Tranel, Tusler, VanderMeer, Wichgers, Wittke, Zimmerman and Speaker Vos - 62.

Noes - Representatives C. Anderson, J. Anderson, Andraca, Baldeh, Bare, Billings, Cabrera, Clancy, Conley, Considine, Doyle, Drake, Emerson, Goyke, Haywood, Hong, Jacobson, Joers, Madison, McGuire, Moore Omokunde, Myers, Neubauer, Ohnstad, Ortiz-Velez, Palmeri, Ratcliff, Riemer, Shankland, Shelton, Sinicki, Snodgrass, Stubbs, Subeck and Vining - 35.

Absent or not voting - Representatives Kitchens and O'Connor - 2.

Motion carried.

Representative Bodden asked unanimous consent to be recorded as voting "No" on the previous question. Granted.

Representative Plumer asked unanimous consent that the rules be suspended and that **Assembly Bill 388** be immediately messaged to the Senate. Granted.

#### **Assembly Bill 389**

Relating to: the regulation of large family child care centers.

The question was: Shall Assembly Amendment 1 to **Assembly Bill 389** be adopted?

Motion carried.

Assembly Amendment 2 to **Assembly Bill 389** offered by Representative Goeben.

The question was: Shall Assembly Amendment 2 to **Assembly Bill 389** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 389** be ordered engrossed and read a third time?

Motion carried.

Representative Plumer asked unanimous consent that the rules be suspended and that **Assembly Bill 389** be given a third reading. Granted.

The question was: **Assembly Bill 389** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes - Representatives Allen, Armstrong, August, Behnke, Binsfeld, Bodden, Born, Brandtjen, Brooks, Callahan, Dallman, Dittrich, Donovan, Duchow, Edming, Goeben, Green, Gundrum, Gustafson, Hurd, S. Johnson, Katsma, Krug, Kurtz, Macco, Magnafici, Maxey, Melotik, Michalski, Moses, Murphy, Mursau, Nedweski, Neylon, Novak, Oldenburg, Penterman, Petersen, Petryk, Plumer, Pronschinske, Rettinger, Rodriguez, Rozar, Sapik, Schmidt, Schraa, Schutt, Snyder, Sortwell, Spiros, Steffen, Summerfield, Swearingen, Tittl, Tranel, Tusler, VanderMeer, Wichgers, Wittke, Zimmerman and Speaker Vos - 62.

Noes - Representatives C. Anderson, J. Anderson, Andraca, Baldeh, Bare, Billings, Cabrera, Clancy, Conley, Considine, Doyle, Drake, Emerson, Goyke, Haywood, Hong, Jacobson, Joers, Madison, McGuire, Moore Omokunde, Myers, Neubauer, Ohnstad, Ortiz-Velez, Palmeri, Ratcliff, Riemer, Shankland, Shelton, Sinicki, Snodgrass, Stubbs, Subeck and Vining - 35.

Absent or not voting - Representatives Kitchens and O'Connor - 2.

Motion carried.

Representative Plumer asked unanimous consent that the rules be suspended and that **Assembly Bill 389** be immediately messaged to the Senate. Granted.

**Assembly Bill 390**

Relating to: modifying administrative rules relating to assistant child care teachers.

The question was: Shall Assembly Amendment 1 to **Assembly Bill 390** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 390** be ordered engrossed and read a third time?

Motion carried.

Representative Plumer asked unanimous consent that the rules be suspended and that **Assembly Bill 390** be given a third reading. Granted.

The question was: **Assembly Bill 390** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes - Representatives Armstrong, August, Behnke, Binsfeld, Bodden, Born, Brandtjen, Brooks, Callahan, Dallman, Dittrich, Donovan, Duchow, Edming, Goeben, Green, Gundrum, Gustafson, Hurd, S. Johnson, Katsma, Krug, Kurtz, Macco, Magnafici, Maxey, Melotik, Michalski, Moses, Murphy, Mursau, Nedweski, Neylon, Novak, Oldenburg, Penterman, Petersen, Petryk, Plumer, Pronschinske, Rettinger, Rodriguez, Rozar, Sapik, Schmidt, Schraa, Schutt, Snyder, Sortwell, Spiros, Steffen, Summerfield, Swearingen, Tittl, Tranel, Tusler, VanderMeer, Wichgers, Wittke, Zimmerman and Speaker Vos - 61.

Noes - Representatives Allen, C. Anderson, J. Anderson, Andraca, Baldeh, Bare, Billings, Cabrera, Clancy, Conley, Considine, Doyle, Drake, Emerson, Goyke, Haywood, Hong, Jacobson, Joers, Madison, McGuire, Moore Omokunde, Myers, Neubauer, Ohnstad, Ortiz-Velez, Palmeri, Ratcliff, Riemer, Shankland, Shelton, Sinicki, Snodgrass, Stubbs, Subeck and Vining - 36.

Absent or not voting - Representatives Kitchens and O'Connor - 2.

Motion carried.

Representative August asked unanimous consent that the rules be suspended and that **Assembly Bill 390** be immediately messaged to the Senate. Granted.

Representative O'Connor asked unanimous consent that his leave of absence be lifted. Granted.

**Assembly Bill 391**

Relating to: modifying administrative rules regarding the number of child care workers and children in group child care centers.

The question was: Shall **Assembly Bill 391** be ordered engrossed and read a third time?

Motion carried.

Representative August asked unanimous consent that the rules be suspended and that **Assembly Bill 391** be given a third reading. Granted.

The question was: **Assembly Bill 391** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes - Representatives Armstrong, August, Behnke, Binsfeld, Bodden, Born, Brandtjen, Brooks, Callahan, Dallman, Dittrich, Donovan, Duchow, Edming, Goeben, Green, Gundrum, Gustafson, Hurd, S. Johnson, Katsma, Krug, Kurtz, Macco, Magnafici, Maxey, Melotik, Michalski, Moses, Murphy, Mursau, Nedweski, Neylon, Novak, O'Connor, Oldenburg, Penterman, Petersen, Petryk, Plumer, Pronschinske, Rettinger, Rodriguez, Rozar, Sapik, Schmidt, Schraa, Schutt, Snyder, Sortwell, Spiros, Steffen, Summerfield, Swearingen, Tittl, Tranel, Tusler, VanderMeer, Wichgers, Wittke, Zimmerman and Speaker Vos - 62.

Noes - Representatives Allen, C. Anderson, J. Anderson, Andraca, Baldeh, Bare, Billings, Cabrera, Clancy, Conley, Considine, Doyle, Drake, Emerson, Goyke, Haywood, Hong, Jacobson, Joers, Madison, McGuire, Moore Omokunde, Myers, Neubauer, Ohnstad, Ortiz-Velez, Palmeri, Ratcliff, Riemer, Shankland, Shelton, Sinicki, Snodgrass, Stubbs, Subeck and Vining - 36.

Absent or not voting - Representative Kitchens - 1.

Motion carried.

Representative August asked unanimous consent that the rules be suspended and that **Assembly Bill 391** be immediately messaged to the Senate. Granted.

**Assembly Bill 392**

Relating to: allowing certified child care operators to provide care to up to six children.

The question was: Shall **Assembly Bill 392** be ordered engrossed and read a third time?

Motion carried.

Representative August asked unanimous consent that the rules be suspended and that **Assembly Bill 392** be given a third reading. Granted.

The question was: **Assembly Bill 392** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes - Representatives Allen, Armstrong, August, Behnke, Binsfeld, Bodden, Born, Brandtjen, Brooks, Callahan, Dallman, Dittrich, Donovan, Duchow, Edming, Goeben, Green, Gundrum, Gustafson, Hurd, S. Johnson, Katsma, Krug, Kurtz, Macco, Magnafici, Maxey, Melotik, Michalski, Moses, Murphy, Mursau, Nedweski, Neylon, Novak, O'Connor, Oldenburg, Penterman, Petersen, Petryk, Plumer, Pronschinske, Rettinger, Rodriguez, Rozar, Sapik,

Schmidt, Schraa, Schutt, Snyder, Sortwell, Spiros, Steffen, Summerfield, Swearingen, Tittl, Tranel, Tusler, VanderMeer, Wichgers, Wittke, Zimmerman and Speaker Vos - 63.

Noes - Representatives C. Anderson, J. Anderson, Andraca, Baldeh, Bare, Billings, Cabrera, Clancy, Conley, Considine, Doyle, Drake, Emerson, Goyke, Haywood, Hong, Jacobson, Joers, Madison, McGuire, Moore Omokunde, Myers, Neubauer, Ohnstad, Ortiz-Velez, Palmeri, Ratcliff, Riemer, Shankland, Shelton, Sinicki, Snodgrass, Stubbs, Subeck and Vining - 35.

Absent or not voting - Representative Kitchens - 1.

Motion carried.

Representative August asked unanimous consent that the rules be suspended and that **Assembly Bill 392** be immediately messaged to the Senate. Granted.

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### MESSAGE FROM THE SENATE

From: Richard Champagne, Acting Senate Chief Clerk.

Mr. Speaker:

I am directed to inform you that the Senate has

Amended and concurred in as amended:

**Assembly Bill 57** (Senate Amendment 1 adopted)

Passed and asks concurrence in:

**Senate Bill 270**

Adopted and asks concurrence in:

**Senate Joint Resolution 67**

**Senate Joint Resolution 68**

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### ACTION ON THE SENATE MESSAGE

#### **Assembly Bill 57**

Relating to: dismissing or amending certain criminal charges and deferred prosecution agreements for certain crimes.

The question was: Shall Senate Amendment 1 to **Assembly Bill 57** be concurred in?

Motion carried.

Representative Sortwell asked unanimous consent to be recorded as voting "No" on the previous question. Granted.

Representative August asked unanimous consent that the rules be suspended and that the Assembly's action on **Assembly Bill 57** be immediately messaged to the Senate. Granted.

Representative August asked unanimous consent that the rules be suspended and that **Senate Bill 270** be withdrawn from the Senate message and taken up at this time. Granted.

#### **Senate Bill 270**

Relating to: damages claims relating to delayed relocation of utilities in a highway right-of-way and modifying

administrative rules promulgated by the Department of Transportation.

By Senators Tomczyk, Cowles and Testin; cosponsored by Representatives Steffen, Edming, Bodden, Green, Maxey, Mursau, Plumer, Rettinger, Schmidt, Spiros, Swearingen, VanderMeer and Wittke.

The question was: Shall **Senate Bill 270** be ordered to a third reading?

Motion carried.

Representative August asked unanimous consent that the rules be suspended and that **Senate Bill 270** be given a third reading. Granted.

The question was: **Senate Bill 270** having been read three times, shall the bill be concurred in?

Motion carried.

Representative August asked unanimous consent that the rules be suspended and that **Senate Bill 270** be immediately messaged to the Senate. Granted.

Representative August asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 67** be withdrawn from the Senate message and taken up at this time. Granted.

#### **Senate Joint Resolution 67**

Relating to: recognizing September 2023 as Family Meals Month.

By Senators Cabral-Guevara, Feyen, Spreitzer and Tomczyk; cosponsored by Representatives Snyder, Allen, C. Anderson, Dittrich, Donovan, Doyle, Gundrum, Gustafson, Joers, Melotik, Murphy, O'Connor, Oldenburg, Ortiz-Velez, Duchow, Schmidt, Wittke, Mursau and Stubbs.

The question was: Shall **Senate Joint Resolution 67** be concurred in?

Motion carried.

Representative August asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 67** be immediately messaged to the Senate. Granted.

#### **Assembly Joint Resolution 70**

Relating to: recognizing September 2023 as Family Meals Month.

Representative Bare asked unanimous consent to be added as a coauthor of **Assembly Joint Resolution 70**. Granted.

Representative August asked unanimous consent that **Assembly Joint Resolution 70** be laid on the table. Granted.

Representative August asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 68** be withdrawn from the Senate message and taken up at this time. Granted.

#### **Senate Joint Resolution 68**

Relating to: proclaiming September 17, 2023, as Kleefstra Syndrome Awareness Day in Wisconsin.

By Senator Wanggaard; cosponsored by Representative Vos.

The question was: Shall **Senate Joint Resolution 68** be concurred in?

Motion carried.

Representative August asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 68** be immediately messaged to the Senate. Granted.

#### **Assembly Joint Resolution 71**

Relating to: proclaiming September 17, 2023, as Kleefstra Syndrome Awareness Day in Wisconsin.

Representative August asked unanimous consent that **Assembly Joint Resolution 71** be laid on the table. Granted.

#### **Assembly Resolution 16**

Relating to: proclaiming September 2023 to be National Service Dog Month in Wisconsin.

The question was: Shall **Assembly Resolution 16** be adopted?

Motion carried.

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Representative Summerfield asked unanimous consent that the Assembly stand recessed. Granted.

The Assembly stood recessed.

4:19 P.M.

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### **RECESS**

6:32 P.M.

The Assembly reconvened.

Speaker Vos in the chair.

Representative Summerfield asked unanimous consent for a quorum call. Granted.

A quorum was present.

Speaker Pro Tempore Petersen in the chair.

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### **SPECIAL ORDER OF BUSINESS AT 1:01 P.M.**

#### **Assembly Bill 415**

Relating to: legislative redistricting.

Representative Snodgrass moved that **Assembly Bill 415** be referred to the committee on **Campaigns and Elections**.

The question was: Shall **Assembly Bill 415** be referred to the committee on **Campaigns and Elections**?

The roll was taken.

The result follows:

Ayes - Representatives C. Anderson, J. Anderson, Andraca, Baldeh, Bare, Billings, Cabrera, Clancy, Conley, Considine, Doyle, Drake, Emerson, Goyke, Haywood, Hong,

Jacobson, Joers, Madison, McGuire, Moore Omokunde, Myers, Neubauer, Ohnstad, Ortiz-Velez, Palmeri, Ratcliff, Riemer, Shankland, Shelton, Sinicki, Snodgrass, Stubbs, Subeck and Vining - 35.

Noes - Representatives Allen, Armstrong, August, Behnke, Binsfeld, Bodden, Born, Brandtjen, Brooks, Callahan, Dallman, Dittrich, Donovan, Duchow, Edming, Goeben, Green, Gundrum, Gustafson, Hurd, S. Johnson, Katsma, Krug, Kurtz, Macco, Magnafici, Maxey, Melotik, Michalski, Moses, Murphy, Mursau, Nedweski, Neylon, Novak, O'Connor, Oldenburg, Penterman, Petersen, Petryk, Plumer, Pronschinske, Rettinger, Rodriguez, Rozar, Sapik, Schmidt, Schraa, Schutt, Snyder, Sortwell, Spiros, Steffen, Summerfield, Swearingen, Tittl, Tranel, Tusler, VanderMeer, Wichgers, Wittke, Zimmerman and Speaker Vos - 63.

Absent or not voting - Representative Kitchens - 1.

Motion failed.

Assembly Amendment 1 to **Assembly Bill 415** offered by Representatives Oldenburg, Novak, Tranel, Plumer and Mursau.

The question was: Shall Assembly Amendment 1 to **Assembly Bill 415** be adopted?

The roll was taken.

The result follows:

Ayes - Representatives Allen, Armstrong, August, Behnke, Binsfeld, Bodden, Born, Brandtjen, Brooks, Callahan, Dallman, Dittrich, Donovan, Duchow, Edming, Goeben, Green, Gundrum, Gustafson, Hurd, S. Johnson, Katsma, Krug, Kurtz, Macco, Magnafici, Maxey, Melotik, Michalski, Moses, Murphy, Mursau, Nedweski, Neylon, Novak, O'Connor, Oldenburg, Penterman, Petersen, Petryk, Plumer, Pronschinske, Rettinger, Rodriguez, Rozar, Sapik, Schmidt, Schraa, Schutt, Snyder, Sortwell, Spiros, Steffen, Summerfield, Swearingen, Tittl, Tranel, Tusler, VanderMeer, Wichgers, Wittke, Zimmerman and Speaker Vos - 63.

Noes - Representatives C. Anderson, J. Anderson, Andraca, Baldeh, Bare, Billings, Cabrera, Clancy, Conley, Considine, Doyle, Drake, Emerson, Goyke, Haywood, Hong, Jacobson, Joers, Madison, McGuire, Moore Omokunde, Myers, Neubauer, Ohnstad, Ortiz-Velez, Palmeri, Ratcliff, Riemer, Shankland, Shelton, Sinicki, Snodgrass, Stubbs, Subeck and Vining - 35.

Absent or not voting - Representative Kitchens - 1.

Motion carried.

Assembly Amendment 2 to **Assembly Bill 415** offered by Representatives Oldenburg, Novak, Tranel, Plumer and Mursau.

The question was: Shall Assembly Amendment 2 to **Assembly Bill 415** be adopted?

The roll was taken.

The result follows:

Ayes - Representatives Allen, Armstrong, August, Behnke, Binsfeld, Bodden, Born, Brandtjen, Brooks, Cabrera, Callahan, Dallman, Dittrich, Donovan, Duchow, Edming, Goeben, Green, Gundrum, Gustafson, Hurd, S. Johnson, Katsma, Krug, Kurtz, Macco, Magnafici, Maxey, Melotik, Michalski, Moses, Murphy, Mursau, Nedweski, Neylon, Novak, O'Connor, Oldenburg, Penterman, Petersen, Petryk, Plumer, Pronschinske, Rettinger, Rodriguez, Rozar, Sapik, Schmidt, Schraa, Schutt, Snyder, Sortwell, Spiros, Steffen, Summerfield, Swearingen, Tittl, Tranel, Tusler, VanderMeer, Wichgers, Wittke, Zimmerman and Speaker Vos - 64.

Noes - Representatives C. Anderson, J. Anderson, Andraca, Baldeh, Bare, Billings, Clancy, Conley, Considine, Doyle, Drake, Emerson, Goyke, Haywood, Hong, Jacobson, Joers, Madison, McGuire, Moore Omokunde, Myers, Neubauer, Ohnstad, Ortiz-Velez, Palmeri, Ratcliff, Riemer, Shankland, Shelton, Sinicki, Snodgrass, Stubbs, Subeck and Vining - 34.

Absent or not voting - Representative Kitchens - 1.

Motion carried.

Assembly Amendment 3 to **Assembly Bill 415** offered by Representatives Oldenburg, Novak, Tranel, Plumer and Mursau.

The question was: Shall Assembly Amendment 3 to **Assembly Bill 415** be adopted?

The roll was taken.

The result follows:

Ayes - Representatives Allen, Armstrong, August, Behnke, Binsfeld, Bodden, Born, Brandtjen, Brooks, Cabrera, Callahan, Dallman, Dittrich, Donovan, Duchow, Edming, Goeben, Green, Gundrum, Gustafson, Hurd, S. Johnson, Katsma, Krug, Kurtz, Macco, Magnafici, Maxey, Melotik, Michalski, Moses, Murphy, Mursau, Nedweski, Neylon, Novak, O'Connor, Oldenburg, Penterman, Petersen, Petryk, Plumer, Pronschinske, Rettinger, Rodriguez, Rozar, Sapik, Schmidt, Schraa, Schutt, Snyder, Sortwell, Spiros, Steffen, Summerfield, Swearingen, Tittl, Tranel, Tusler, VanderMeer, Wichgers, Wittke, Zimmerman and Speaker Vos - 64.

Noes - Representatives C. Anderson, J. Anderson, Andraca, Baldeh, Bare, Billings, Clancy, Conley, Considine, Doyle, Drake, Emerson, Goyke, Haywood, Hong, Jacobson, Joers, Madison, McGuire, Moore Omokunde, Myers, Neubauer, Ohnstad, Ortiz-Velez, Palmeri, Ratcliff, Riemer, Shankland, Shelton, Sinicki, Snodgrass, Stubbs, Subeck and Vining - 34.

Absent or not voting - Representative Kitchens - 1.

Motion carried.

Assembly Amendment 4 to **Assembly Bill 415** offered by Representatives Oldenburg, Novak, Tranel, Plumer and Mursau.

The question was: Shall Assembly Amendment 4 to **Assembly Bill 415** be adopted?

The roll was taken.

The result follows:

Ayes - Representatives Allen, Armstrong, August, Behnke, Binsfeld, Bodden, Born, Brandtjen, Brooks, Cabrera, Callahan, Dallman, Dittrich, Donovan, Duchow, Edming, Goeben, Green, Gundrum, Gustafson, Hurd, S. Johnson, Katsma, Krug, Kurtz, Macco, Magnafici, Maxey, Melotik, Michalski, Moses, Murphy, Mursau, Myers, Nedweski, Neylon, Novak, O'Connor, Oldenburg, Ortiz-Velez, Penterman, Petersen, Petryk, Plumer, Pronschinske, Rettinger, Rodriguez, Rozar, Sapik, Schmidt, Schraa, Schutt, Snyder, Sortwell, Spiros, Steffen, Summerfield, Swearingen, Tittl, Tranel, Tusler, VanderMeer, Wichgers, Wittke, Zimmerman and Speaker Vos - 66.

Noes - Representatives C. Anderson, J. Anderson, Andraca, Baldeh, Bare, Billings, Clancy, Conley, Considine, Doyle, Drake, Emerson, Goyke, Haywood, Hong, Jacobson, Joers, Madison, McGuire, Moore Omokunde, Neubauer, Ohnstad, Palmeri, Ratcliff, Riemer, Shankland, Shelton, Sinicki, Snodgrass, Stubbs, Subeck and Vining - 32.

Absent or not voting - Representative Kitchens - 1.

Motion carried.

Assembly Amendment 5 to **Assembly Bill 415** offered by Representatives Oldenburg, Novak, Tranel, Plumer and Mursau.

The question was: Shall Assembly Amendment 5 to **Assembly Bill 415** be adopted?

The roll was taken.

The result follows:

Ayes - Representatives Allen, Armstrong, August, Behnke, Binsfeld, Bodden, Born, Brandtjen, Brooks, Cabrera, Callahan, Dallman, Dittrich, Donovan, Duchow, Edming, Goeben, Green, Gundrum, Gustafson, Hurd, S. Johnson, Katsma, Krug, Kurtz, Macco, Magnafici, Maxey, Melotik, Michalski, Moses, Murphy, Mursau, Myers, Nedweski, Neylon, Novak, O'Connor, Oldenburg, Ortiz-Velez, Penterman, Petersen, Petryk, Plumer, Pronschinske, Rettinger, Rodriguez, Rozar, Sapik, Schmidt, Schraa, Schutt, Snyder, Sortwell, Spiros, Steffen, Summerfield, Swearingen, Tittl, Tranel, Tusler, VanderMeer, Wichgers, Wittke, Zimmerman and Speaker Vos - 66.

Noes - Representatives C. Anderson, J. Anderson, Andraca, Baldeh, Bare, Billings, Clancy, Conley, Considine, Doyle, Drake, Emerson, Goyke, Haywood, Hong, Jacobson, Joers, Madison, McGuire, Moore Omokunde, Neubauer, Ohnstad, Palmeri, Ratcliff, Riemer, Shankland, Shelton, Sinicki, Snodgrass, Stubbs, Subeck and Vining - 32.

Absent or not voting - Representative Kitchens - 1.

Motion carried.



Assembly Amendment 6 to **Assembly Bill 415** offered by Representatives Oldenburg, Novak, Tranel, Plumer and Mursau.

The question was: Shall Assembly Amendment 6 to **Assembly Bill 415** be adopted?

The roll was taken.

The result follows:

Ayes - Representatives Allen, Armstrong, August, Behnke, Binsfeld, Bodden, Born, Brandtjen, Brooks, Cabrera, Callahan, Dallman, Dittrich, Donovan, Duchow, Edming, Goeben, Green, Gundrum, Gustafson, Hurd, S. Johnson, Katsma, Krug, Kurtz, Macco, Magnafici, Maxey, Melotik, Michalski, Moses, Murphy, Mursau, Myers, Nedweski, Neylon, Novak, O'Connor, Oldenburg, Ortiz-Velez, Penterman, Petersen, Petryk, Plumer, Pronschinske, Rettinger, Rodriguez, Rozar, Sapik, Schmidt, Schraa, Schutt, Snyder, Sortwell, Spiros, Steffen, Summerfield, Swearingen, Tittl, Tranel, Tusler, VanderMeer, Wichgers, Wittke, Zimmerman and Speaker Vos - 66.

Noes - Representatives C. Anderson, J. Anderson, Andraca, Baldeh, Bare, Billings, Clancy, Conley, Considine, Doyle, Drake, Emerson, Goyke, Haywood, Hong, Jacobson, Joers, Madison, McGuire, Moore Omokunde, Neubauer, Ohnstad, Palmeri, Ratcliff, Riemer, Shankland, Shelton, Sinicki, Snodgrass, Stubbs, Subeck and Vining - 32.

Absent or not voting - Representative Kitchens - 1.

Motion carried.

Assembly Amendment 7 to **Assembly Bill 415** offered by Representative Allen.

The question was: Shall Assembly Amendment 7 to **Assembly Bill 415** be adopted?

The roll was taken.

The result follows:

Ayes - Representatives Allen, Armstrong, August, Behnke, Binsfeld, Bodden, Born, Brandtjen, Brooks, Cabrera, Callahan, Dallman, Dittrich, Donovan, Duchow, Edming, Goeben, Green, Gundrum, Gustafson, Hurd, S. Johnson, Katsma, Krug, Kurtz, Macco, Magnafici, Maxey, Melotik, Michalski, Moses, Murphy, Mursau, Myers, Nedweski, Neylon, Novak, O'Connor, Oldenburg, Ortiz-Velez, Penterman, Petersen, Petryk, Plumer, Pronschinske, Rettinger, Rodriguez, Rozar, Sapik, Schmidt, Schraa, Schutt, Snyder, Sortwell, Spiros, Steffen, Summerfield, Swearingen, Tittl, Tranel, Tusler, VanderMeer, Wichgers, Wittke, Zimmerman and Speaker Vos - 66.

Noes - Representatives C. Anderson, J. Anderson, Andraca, Baldeh, Bare, Billings, Clancy, Conley, Considine, Doyle, Drake, Emerson, Goyke, Haywood, Hong, Jacobson, Joers, Madison, McGuire, Moore Omokunde, Neubauer, Ohnstad, Palmeri, Ratcliff, Riemer, Shankland, Shelton, Sinicki, Snodgrass, Stubbs, Subeck and Vining - 32.

Absent or not voting - Representative Kitchens - 1.

Motion carried.

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Representative Oldenburg asked unanimous consent that the Assembly stand recessed. Granted.

The Assembly stood recessed.

7:39 P.M.

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## RECESS

9:14 P.M.

The Assembly reconvened.

Speaker Vos in the chair.

Representative Summerfield asked unanimous consent for a quorum call. Granted.

A quorum was present.

Speaker Pro Tempore Petersen in the chair.

The question was: Shall **Assembly Bill 415** be ordered engrossed and read a third time?

Motion carried.

Representative August asked unanimous consent that the rules be suspended and that **Assembly Bill 415** be given a third reading. Granted.

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## LEAVES OF ABSENCE

Representative Subeck asked unanimous consent for a leave of absence for part of today's session for Representatives Cabrera and Ortiz-Velez. Granted.

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## CALL OF THE ASSEMBLY

Representative Born requested a call of the Assembly under Assembly Rule 83. There were sufficient seconds. The Sergeant at Arms was directed to close the doors and the Chief Clerk to call the roll.

The question was: **Assembly Bill 415** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes - Representatives Allen, Armstrong, August, Behnke, Binsfeld, Bodden, Born, Brandtjen, Brooks, Callahan, Dallman, Dittrich, Donovan, Duchow, Edming, Goeben, Green, Gundrum, Gustafson, Hurd, S. Johnson, Katsma, Krug, Kurtz, Macco, Magnafici, Maxey, Melotik, Michalski, Moses, Murphy, Mursau, Myers, Nedweski, Neylon, Novak, O'Connor, Oldenburg, Penterman, Petersen, Petryk, Plumer, Pronschinske, Rettinger, Rodriguez, Rozar, Sapik, Schmidt, Schraa, Schutt, Snyder, Sortwell, Spiros, Steffen, Summerfield, Swearingen, Tittl, Tranel, Tusler,

VanderMeer, Wichgers, Wittke, Zimmerman and Speaker Vos - 64.

Noes - Representatives C. Anderson, J. Anderson, Andraca, Baldeh, Bare, Billings, Clancy, Conley, Considine, Doyle, Drake, Emerson, Goyke, Haywood, Hong, Jacobson, Joers, Madison, McGuire, Moore Omokunde, Neubauer, Ohnstad, Palmeri, Ratcliff, Riemer, Shankland, Shelton, Sinicki, Snodgrass, Stubbs, Subeck and Vining - 32.

Absent or not voting - Representatives Cabrera, Kitchens and Ortiz-Velez - 3.

Motion carried.

Representative August asked unanimous consent that the rules be suspended and that **Assembly Bill 415** be immediately messaged to the Senate. Granted.

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### VISITORS

During today's session, the following visitors honored the Assembly by their presence and were welcomed by the presiding officer and the members:

Chief Master Sergeant Chad Workman, State Command Chief; Brigadier General David May, Deputy Adjutant General, Wisconsin Air National Guard; Colonel Tim Guy, Deputy Commander, 115th Fighter Wing; Colonel Willa Panzer, 115th Maintenance Group Commander; Lieutenant Colonel Ben Gerds, 115th Operations Group Commander; and Lieutenant Colonel Mike Koob, 176th Fighter Squadron Commander, guests of Representative Kurtz.

Steven Anders, Joel Albers, Kelly Whalen, Mark Gumz, Amy Ferris, Jondi Gumz, Matthew Gumz, Richard Gumz, Linda Gumz, and Scott Southworth, guests of Representative Kurtz.

Keith Potter, John Christy, Marjean Christy, Deborah Strozewski, Lynn Almaguer, Enrique Almaguer, Julie Potter, Patricia Gorman, Kevin Gorman, and Benny Mailman, guests of Representative VanderMeer.

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### ADJOURNMENT

Representative August moved that the Assembly stand adjourned until 10:00 A.M. on Tuesday, September 19.

The question was: Shall the Assembly stand adjourned?

Motion carried.

The Assembly stood adjourned.

11:36 P.M.