



# STATE OF WISCONSIN

# Assembly Journal

## One-Hundred and Sixth Regular Session

WEDNESDAY, December 6, 2023

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

### AMENDMENTS OFFERED

Assembly Amendment 1 to **Assembly Bill 767** offered by Representative Wichgers.

### COMMITTEE REPORTS

The committee on **Regulatory Licensing Reform** reports and recommends:

#### Assembly Clearinghouse Rule 22-059

Relating to reciprocal credentials for service members, former service members and their spouses.

Review period waived on November 8, 2023:

Ayes: 8 - Representatives Sortwell, Gustafson, Allen, Goeben, Macco, Melotik, Moore Omokunde and Palmeri.

Noes: 0

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

Referred on November 13, 2023.

Sincerely,  
*SHAE SORTWELL*  
Chairperson  
Committee on Regulatory Licensing Reform

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

#### Assembly Clearinghouse Rule 23-002

Relating to disposal of material dredged from the Great Lakes.

Review period waived on November 7, 2023:

Ayes: 8 - Representatives Oldenburg, Kitchens, Novak, Behnke, Bodden, Schmidt, Shankland and J. Anderson.

Noes: 1 - Representative Palmeri

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

Referred on November 13, 2023.

Sincerely,  
*LOREN OLDENBURG*  
Chairperson  
Committee on Environment

### INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

#### Assembly Bill 722

Relating to: prohibited considerations in awarding state or local financial assistance.

By Representatives Armstrong, Behnke, Bodden, Brandtjen, Dittrich, Murphy, O'Connor and Rettinger; cosponsored by Senators Jacque and Tomczyk.

To committee on **State Affairs**.

#### Assembly Bill 723

Relating to: local government competitive bidding thresholds and requiring school districts to utilize competitive bidding.

By Representatives Brooks, Behnke, Bodden, Brandtjen, Dittrich, Moses, O'Connor, Rozar, Sortwell, Zimmerman and Green; cosponsored by Senators Stroebel, Felzkowski and Tomczyk.

To committee on **Local Government**.

#### Assembly Bill 724

Relating to: financing the operating costs and certain out-of-state projects of nonprofit institutions and compensation of employees of the Wisconsin Health and Educational Facilities Authority.

By Representatives Rozar, Armstrong, Behnke and Novak; cosponsored by Senators James and Feyen.

To committee on **State Affairs**.

#### Assembly Bill 725

Relating to: central bank digital currency.

By Representatives Rozar, Bodden, O'Connor, Allen, Armstrong, Behnke, Binsfeld, Brooks, Goeben, Murphy, Penterman, Rettinger, Schmidt and Brandtjen; cosponsored by Senators Tomczyk, Nass and Ballweg.

To committee on **Financial Institutions**.

#### Assembly Bill 726

Relating to: Veterans Education Week.

By Representatives Riemer, Sinicki, Andraca, Bare, Conley, Drake, Emerson, Gustafson, Jacobson, Joers, Mursau, Ohnstad, Ortiz-Velez, Palmeri, Shelton, Snodgrass, Stubbs, Haywood and Neubauer; cosponsored by Senators Hesselbein, Pfaff, Carpenter, Roys, Spreitzer and Taylor.

To committee on **Government Accountability and Oversight**.

#### Assembly Bill 727

Relating to: considering post-traumatic stress disorder as a mitigating factor in sentencing certain criminal offenders.

By Representatives Riemer, Sinicki, C. Anderson, Bare, Conley, Considine, Emerson, Jacobson, Joers, Moore Omokunde, Ohnstad, Ratcliff, Shelton, Stubbs, Palmeri, Haywood and Neubauer; cosponsored by Senators Hesselbein, L. Johnson, Carpenter and Spreitzer.

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

**Assembly Bill 728**

Relating to: teen dating violence prevention education.

By Representatives Emerson, Hong, C. Anderson, J. Anderson, Conley, Considine, Drake, Jacobson, Joers, Madison, Ohnstad, Ortiz-Velez, Palmeri, Ratcliff, Shankland, Shelton, Sinicki, Stubbs, Clancy and Neubauer; cosponsored by Senators Agard, Roys, Hesselbein, L. Johnson, Larson, Pfaff, Smith, Spreitzer and Taylor.

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

**Assembly Bill 729**

Relating to: a minor's authority to consent to health care.

By Representatives Emerson, Conley, Jacobson, Sinicki, Andraca, J. Anderson, Shelton, Considine, Drake and Haywood; cosponsored by Senators L. Johnson, Smith and Larson.

To committee on **Health, Aging and Long-Term Care**.

**Assembly Bill 730**

Relating to: the distribution of certain materials to minors.

By Representatives Gustafson, Rozar, Allen, Behnke, Bodden, Brandtjen, Dittrich, Gundrum, Murphy, Mursau, O'Connor, Rettinger, Spiros and Wichgers; cosponsored by Senators Wanggaard and Jacque.

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

**Assembly Bill 731**

Relating to: prohibiting sending unsolicited obscene or sexually explicit images by electronic means, establishing a private civil cause of action for sending unsolicited obscene or sexually explicit images by electronic means, and providing a penalty.

By Representatives Snodgrass, Shelton, J. Anderson, Conley, Considine, Drake, Emerson, Joers, Madison, Ohnstad, Palmeri, Ratcliff, Shankland, Sinicki and Stubbs; cosponsored by Senators Agard, Roys, Hesselbein, L. Johnson, Larson, Pfaff, Smith and Taylor.

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

**Assembly Bill 732**

Relating to: establishing a civil cause of action for nonconsensual removal or tampering with a sexually protective device.

By Representatives Snodgrass, Shelton, J. Anderson, Conley, Considine, Drake, Emerson, Jacobson, Joers, Madison, Ohnstad, Ortiz-Velez, Palmeri, Ratcliff, Sinicki and Stubbs; cosponsored by Senators Agard, Roys, L. Johnson, Larson, Pfaff, Smith and Spreitzer.

To committee on **Judiciary**.

**Assembly Bill 733**

Relating to: campaign contribution limits.

By Representatives Sinicki, Subeck, C. Anderson, J. Anderson, Andraca, Baldeh, Bare, Billings, Cabrera, Clancy, Conley, Drake, Jacobson, Joers, Moore Omokunde, Ohnstad,

Palmeri, Shelton and Snodgrass; cosponsored by Senators Larson, Smith, L. Johnson and Hesselbein.

To committee on **Campaigns and Elections**.

**Assembly Bill 734**

Relating to: forensic examinations done on a crime victim to gather evidence, modifying administrative rules relating to reimbursement for forensic examinations, and making an appropriation.

By Representatives Conley, C. Anderson, J. Anderson, Considine, Drake, Emerson, Jacobson, Joers, Madison, Ohnstad, Ortiz-Velez, Palmeri, Ratcliff, Shankland, Shelton, Sinicki and Stubbs; cosponsored by Senators Agard, Hesselbein, L. Johnson, Larson, Pfaff, Roys, Smith, Spreitzer, Taylor and Wirch.

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

**Assembly Bill 735**

Relating to: creating a civil cause of action for acts of violence related to sex, gender, or sexuality.

By Representatives Hong, C. Anderson, J. Anderson, Clancy, Conley, Considine, Drake, Emerson, Jacobson, Joers, Madison, Ohnstad, Palmeri, Ratcliff, Shelton, Sinicki and Stubbs; cosponsored by Senators Agard, Hesselbein, L. Johnson, Pfaff, Smith, Taylor and Wirch.

To committee on **Judiciary**.

**Assembly Bill 736**

Relating to: establishing a Palliative Care Council.

By Representatives Snyder, Armstrong, Brooks, Dittrich, Jacobson, Moses, Mursau, O'Connor, Ortiz-Velez, Sinicki, Steffen and Gundrum; cosponsored by Senators James, Cabral-Guevara, Wanggaard and Spreitzer.

To committee on **Health, Aging and Long-Term Care**.

**Assembly Bill 737**

Relating to: exempting certain sales from the notice and right to cancel provisions of the Wisconsin Consumer Act.

By Representatives Melotik, Dittrich, Binsfeld, Brooks, O'Connor, Penterman, Sortwell and Tittl; cosponsored by Senator Stroebel.

To committee on **Consumer Protection**.

**Assembly Bill 738**

Relating to: solar and wind energy projects on prime farmland.

By Representatives Schraa, Schutt, Behnke, Bodden, Goeben, Krug, Murphy, O'Connor and Mursau; cosponsored by Senator Wanggaard.

To committee on **Energy and Utilities**.

**Assembly Bill 739**

Relating to: compensation for certain employees of the Department of Corrections who are transferred to the Department of Health Services.

By Representatives Schraa, Brandtjen, Maxey, O'Connor, Penterman, Sapik and Stubbs; cosponsored by Senators Feyen, Ballweg and Felzkowski.

To committee on **State Affairs**.

**Assembly Bill 740**

Relating to: regulating trampoline parks, providing an exemption from emergency rule procedures, and granting rule-making authority.

By Representatives Sinicki, Conley, Palmeri and Jacobson; cosponsored by Senators Larson, Smith and Taylor.

To committee on **Consumer Protection**.

**Assembly Bill 741**

Relating to: national reading program grants.

By Representatives August, Kitchens, O'Connor, Subeck, Krug, Plumer, Novak, Penterman, Hurd, Binsfeld, Allen, Rettinger, Murphy, Brandtjen, Melotik, Mursau, Gustafson, Petryk, Michalski, Schmidt and Dittrich; cosponsored by Senators Felzkowski, Bradley, Cabral-Guevara and Spreitzer.

To committee on **Children and Families**.

**Assembly Bill 742**

Relating to: eliminating obsolete statutory references regarding property, sales, and income taxes; the uniform unclaimed property act; and lottery games.

By Representatives August and Shelton; cosponsored by Senators Ballweg and Smith.

To committee on **Ways and Means**.

**Assembly Bill 743**

Relating to: value-added agricultural practices, granting rule-making authority, and making an appropriation.

By Representatives C. Anderson, Considine, Jacobson, J. Anderson, Bare, Behnke, Clancy, Drake, Emerson, Joers, Ohnstad, Palmeri, Ratcliff, Shankland, Shelton, Subeck and Haywood; cosponsored by Senators Pfaff, Smith, Spreitzer, Hesselbein, Roys and Taylor.

To committee on **Agriculture**.

**Assembly Bill 744**

Relating to: increasing the number of authorized positions for the Department of Agriculture, Trade and Consumer Protection for regional farmer support and making an appropriation.

By Representatives Jacobson, Shankland, C. Anderson, Considine, Bare, Drake, Emerson, J. Anderson, Joers, Palmeri, Ratcliff, Shelton, Subeck, Ohnstad, Haywood and Neubauer; cosponsored by Senators Pfaff, Roys, Smith, Spreitzer and Taylor.

To committee on **Agriculture**.

**Assembly Bill 745**

Relating to: expanding eligibility for the Medical Assistance program and making an appropriation.

By Representatives Riemer, Vining, J. Anderson, Andraca, Bare, Clancy, Conley, Emerson, Hong, Jacobson, Joers, Madison, Moore Omokunde, Neubauer, Ohnstad, Ortiz-Velez, Palmeri, Ratcliff, Shankland, Shelton, Sinicki, Subeck and Haywood; cosponsored by Senators Hesselbein, Smith, Agard, Carpenter, L. Johnson, Larson, Pfaff, Roys, Spreitzer, Taylor and Wirch.

To committee on **Health, Aging and Long-Term Care**.

**Assembly Bill 746**

Relating to: BadgerCare purchase option, basic plan, state-based insurance exchange, and granting rule-making authority.

By Representatives Shelton, Moore Omokunde, Andraca, Bare, Billings, C. Anderson, J. Anderson, Clancy, Conley,

Considine, Doyle, Drake, Emerson, Hong, Jacobson, Joers, Madison, Neubauer, Ohnstad, Ortiz-Velez, Palmeri, Ratcliff, Riemer, Sinicki, Snodgrass, Stubbs, Subeck and Haywood; cosponsored by Senators L. Johnson, Larson, Agard, Carpenter, Hesselbein, Roys, Smith, Taylor, Spreitzer and Wirch.

To committee on **Insurance**.

**Assembly Bill 747**

Relating to: creating a Prescription Drug Affordability Review Board, funding for an office of prescription drug affordability, crediting certain amounts to the general program operations account of the office of the commissioner of insurance, granting rulemaking authority, and making an appropriation.

By Representatives Subeck, C. Anderson, J. Anderson, Andraca, Bare, Billings, Clancy, Conley, Considine, Drake, Emerson, Hong, Jacobson, Joers, Moore Omokunde, Neubauer, Ortiz-Velez, Palmeri, Ratcliff, Shankland, Shelton, Sinicki, Haywood and Madison; cosponsored by Senators Pfaff, Hesselbein, Agard, Carpenter, L. Johnson, Larson, Roys, Smith, Spreitzer, Taylor and Wirch.

To committee on **Insurance**.

**Assembly Bill 748**

Relating to: health care costs omnibus, granting rule-making authority, making an appropriation, and providing a penalty.

By Representatives Subeck, C. Anderson, J. Anderson, Andraca, Bare, Billings, Clancy, Conley, Considine, Drake, Emerson, Hong, Jacobson, Joers, Madison, Moore Omokunde, Neubauer, Ortiz-Velez, Palmeri, Ratcliff, Riemer, Shankland, Shelton, Sinicki, Stubbs and Haywood; cosponsored by Senators Hesselbein, Agard, Carpenter, L. Johnson, Pfaff, Roys, Smith, Spreitzer, Taylor and Wirch.

To committee on **Health, Aging and Long-Term Care**.

**Assembly Bill 749**

Relating to: postelection audits by the Legislative Audit Bureau and providing a penalty.

By Representatives Allen, Murphy, Behnke, Bodden, Brandtjen, Goeben, O'Connor, Rettinger and Wichgers; cosponsored by Senators Tomczyk and Nass.

To committee on **Campaigns and Elections**.

**Assembly Bill 750**

Relating to: payment processing equipment and services for farmers and farmers' markets and making an appropriation.

By Representatives Shankland, Shelton, Jacobson, Considine, C. Anderson, J. Anderson, Bare, Clancy, Conley, Drake, Emerson, Joers, Madison, Ohnstad, Palmeri, Sinicki, Snodgrass, Subeck and Haywood; cosponsored by Senators Pfaff, Smith, Spreitzer, Hesselbein, Roys and Taylor.

To committee on **Jobs, Economy and Small Business Development**.

**Assembly Bill 751**

Relating to: the "Something Special from Wisconsin" promotion and making an appropriation.

By Representatives Shankland, C. Anderson, Jacobson, J. Anderson, Bare, Considine, Drake, Emerson, Joers, Ohnstad,

Palmeri, Ratcliff, Shelton, Sinicki, Subeck and Haywood; cosponsored by Senators Pfaff, Carpenter, Hesselbein, Larson, Roys, Smith, Spreitzer and Taylor.

To committee on **State Affairs**.

**Assembly Bill 752**

Relating to: license fee exemptions for a dog that is a service animal.

By Representatives Gustafson, Doyle, C. Anderson, Behnke, Brandtjen, Dittrich, Jacobson, Joers, Magnafici, Murphy, Ortiz-Velez, Palmeri, Ratcliff and Sinicki; cosponsored by Senators Cabral-Guevara, Carpenter and Spreitzer.

To committee on **Regulatory Licensing Reform**.

**Assembly Bill 753**

Relating to: creating a medicinal psilocybin treatment fund and a pilot program to study the effects of medicinal psilocybin treatment on patients with post-traumatic stress syndrome at the University of Wisconsin-Madison and making an appropriation.

By Representatives Gustafson, C. Anderson, Brooks, Edming, Murphy, Sapik, J. Anderson, Bare, Considine, Emerson, Jacobson, Joers, Ohnstad, Ortiz-Velez, Ratcliff, Shankland, Sinicki and Haywood; cosponsored by Senators James, Hesselbein, Agard, Larson, Roys and Spreitzer.

To committee on **Health, Aging and Long-Term Care**.

**Assembly Bill 754**

Relating to: providing state aid to reimburse public and private schools that provide free meals to all pupils for the costs of those meals and making an appropriation.

By Representatives Shelton, Hong, C. Anderson, J. Anderson, Andraca, Bare, Clancy, Conley, Doyle, Drake, Emerson, Jacobson, Joers, Madison, Moore Omokunde, Myers, Neubauer, Palmeri, Ratcliff, Shankland, Sinicki, Stubbs, Subeck and Vining; cosponsored by Senators Larson, Agard, Carpenter, Hesselbein, L. Johnson, Pfaff, Roys, Smith, Spreitzer and Taylor.

To committee on **Education**.

**Assembly Bill 755**

Relating to: farm to fork grants, farm to school grants, granting rule-making authority, and making an appropriation.

By Representatives Shelton, Jacobson, Considine, C. Anderson, J. Anderson, Andraca, Bare, Clancy, Conley, Drake, Emerson, Joers, Madison, Moore Omokunde, Ohnstad, Palmeri, Ratcliff, Shankland, Sinicki, Snodgrass, Subeck, Haywood and Neubauer; cosponsored by Senators Pfaff, Hesselbein, Larson, Roys, Smith, Spreitzer and Taylor.

To committee on **Agriculture**.

**Assembly Bill 756**

Relating to: creating a food security grant program and making an appropriation.

By Representatives Considine, Jacobson, Emerson, Snodgrass, Ratcliff, Joers, Shankland, Conley, Andraca, C. Anderson, Ohnstad, Shelton, J. Anderson, Stubbs, Drake, Bare, Clancy, Subeck, Haywood, Madison and Neubauer; cosponsored by Senators Pfaff, Spreitzer, Taylor, Carpenter, Roys, Smith, Larson and Hesselbein.

To committee on **Government Accountability and Oversight**.

**Assembly Bill 757**

Relating to: climate control in state correctional institutions and county jails and houses of correction and making an appropriation.

By Representatives Baldeh, Madison, Clancy, Hong, Moore Omokunde, Conley, Sinicki, Joers, Ohnstad, Shelton, Emerson, Stubbs, J. Anderson, Palmeri, Subeck, Drake, Jacobson, Andraca, Haywood and Neubauer; cosponsored by Senator Roys.

To committee on **Corrections**.

**Assembly Bill 758**

Relating to: an alternative teacher certification program for an initial license to teach.

By Representatives Snyder, Allen, Armstrong, Bodden, Brandtjen, Goeben, Murphy, O'Connor and Dittrich; cosponsored by Senator Knodl.

To committee on **Education**.

**Assembly Bill 759**

Relating to: technology service access by inmates of state correctional institutions and county jails and houses of correction and making an appropriation.

By Representatives Emerson, Clancy, Madison, Hong, Conley, Joers, Ohnstad, Shelton, Palmeri, Sinicki, Jacobson and Haywood; cosponsored by Senators Roys, Hesselbein, Taylor, L. Johnson and Spreitzer.

To committee on **Corrections**.

**Assembly Bill 760**

Relating to: recommendations from the Ethics Commission regarding campaign finance, lobbying, open records, and closed sessions.

By Representatives Novak, Melotik, Conley, Gundrum, Mursau, Ortiz-Velez, Penterman and Wichgers; cosponsored by Senators Knodl and James.

To committee on **Campaigns and Elections**.

**Assembly Bill 761**

Relating to: storage of firearms in retail facility when unattended.

By Representatives Subeck, J. Anderson, Andraca, Conley, Considine, Sinicki, Emerson, C. Anderson, Bare, Cabrera, Clancy, Jacobson, Joers, Ohnstad, Palmeri, Ratcliff, Stubbs, Haywood and Madison; cosponsored by Senators Larson, Taylor, Hesselbein, L. Johnson and Roys.

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

**Assembly Bill 762**

Relating to: storage of a firearm in a house in which a resident is prohibited from possessing a firearm and providing a penalty.

By Representatives Subeck, Emerson, Conley, J. Anderson, Considine, Andraca, Bare, Jacobson, Joers, Ohnstad, Palmeri, Ratcliff, Shelton, Sinicki, Snodgrass, Stubbs and Haywood; cosponsored by Senators Larson, Taylor, Hesselbein, L. Johnson and Spreitzer.

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

**Assembly Bill 763**

Relating to: containers or trigger locks provided at a firearm sale and providing a penalty.

By Representatives Subeck, Andraca, J. Anderson, Conley, Emerson, Considine, Sinicki, Bare, Cabrera, Jacobson, Joers, Ohnstad, Palmeri, Ratcliff, Shelton, Stubbs and Haywood; cosponsored by Senators Taylor, Larson, Hesselbein and L. Johnson.

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

**Assembly Bill 764**

Relating to: a requirement to report lost or stolen firearms and providing a penalty.

By Representatives Subeck, Sinicki, J. Anderson, Andraca, Emerson, Conley, Considine, Bare, Cabrera, Jacobson, Joers, Ohnstad, Palmeri, Ratcliff, Shelton, Stubbs and Haywood; cosponsored by Senators Taylor, Larson, Hesselbein and L. Johnson.

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

**Assembly Bill 765**

Relating to: storage of a firearm in residence if child is present and providing a penalty.

By Representatives Subeck, Conley, J. Anderson, Emerson, Considine, Sinicki, Andraca, Bare, Cabrera, Jacobson, Joers, Ohnstad, Palmeri, Ratcliff, Shelton, Stubbs and Haywood; cosponsored by Senators Taylor, Larson, Hesselbein and L. Johnson.

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

**Assembly Bill 766**

Relating to: coverage of infertility services under self-insured governmental health plans and health policies and plans offered to state employees, and granting rule-making authority.

By Representatives Emerson, Vining, Bare, Andraca, Clancy, Conley, Considine, Jacobson, Joers, Madison, Myers, Ohnstad, Ortiz-Velez, Palmeri, Ratcliff, Shelton, Sinicki and Stubbs; cosponsored by Senators Roys, Agard, Carpenter, Hesselbein, L. Johnson, Larson, Pfaff, Spreitzer, Taylor, Wirch and Smith.

To committee on **Insurance**.

**Assembly Bill 767**

Relating to: personalized registration plate fees for gold star family special registration plates.

By Representatives Wichgers, Maxey, Brandtjen, Dittrich, Edming, Gundrum, Gustafson, Murphy, O'Connor, Rettinger, Sinicki, Steffen, Behnke and S. Johnson; cosponsored by Senators Hutton, Ballweg, Carpenter, Jacque, L. Johnson, Wirch and Spreitzer.

To committee on **Transportation**.

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**ACTION ON THE SENATE MESSAGE**

**Senate Bill 97**

Relating to: penalties for certain traffic violations where highway maintenance workers are present and providing a penalty.

By Senators Tomczyk, Ballweg, Marklein and Spreitzer; cosponsored by Representatives Penterman, Emerson,

Nedweski, Armstrong, Gundrum, Moses, Novak, Rozar, Shankland, Subeck and Wittke.

To committee on **Rules**.

**Senate Bill 136**

Relating to: modifying administrative rules related to supplemental aid for snowmobile trail maintenance and granting rule-making authority.

By Senators Cowles, Felzkowski, Ballweg, Quinn and Tomczyk; cosponsored by Representatives Callahan, Swearingen, Edming, Green, Magnafici, Mursau, Oldenburg, Rozar, Sapik, Schmidt, Tusler, Armstrong and Tittl.

To committee on **Rules**.

**Senate Bill 173**

Relating to: providing additional information fields regarding occupation on death records.

By **Joint Legislative Council**

To committee on **Rules**.

**Senate Bill 175**

Relating to: recommended training for persons who complete and sign medical certifications of death.

By **Joint Legislative Council**

To committee on **Rules**.

**Senate Bill 176**

Relating to: requiring the Department of Health Services to establish and encourage best practices for coroners and medical examiners.

By **Joint Legislative Council**

To committee on **Rules**.

**Senate Bill 177**

Relating to: fatality review teams and granting rule-making authority.

By **Joint Legislative Council**

To committee on **Rules**.

**Senate Bill 178**

Relating to: requiring notification to the medical examiner or coroner of any death that occurs within 24 hours of presentment at or admission to certain facilities.

By **Joint Legislative Council**

To committee on **Rules**.

**Senate Bill 223**

Relating to: designating and marking the Corporal Benjamin H. Neal Memorial Highway.

By Senators Spreitzer, Nass, Carpenter, Wanggaard and Taylor; cosponsored by Representatives Schutt, C. Anderson, Jacobson, Edming, Behnke, Cabrera, Conley, Donovan, Drake, Emerson, Joers, S. Johnson, Penterman, Ratcliff, Shankland, Sinicki, Spiros, Subeck, Wichgers and Ortiz-Velez.

To committee on **Rules**.

**Senate Bill 271**

Relating to: a commercial driver training grant program and making an appropriation.

By Senators Wimberger and Cabral-Guevara; cosponsored by Representatives Pronschinske, Binsfeld, Brandtjen, Callahan, Edming, Green, Magnafici, Mursau,

O'Connor, Oldenburg, Petryk, Summerfield and VanderMeer.  
To committee on **Rules**.

**Senate Bill 303**

Relating to: defining critical mapping data for school safety plans.

By Senators Wanggaard, James, Ballweg, Cowles, Nass and Spreitzer; cosponsored by Representatives Schutt, Allen, Binsfeld, Dittrich, Duchow, Green, Gundrum, S. Johnson, Nedweski, Michalski, Murphy, O'Connor, Rettinger, Shankland, Schraa, Snyder and Spiros.

To committee on **Rules**.

<u>Bill Number</u>	<u>Date of Veto</u>
<b>Assembly Bill 57</b>	December 6, 2023
<b>Assembly Bill 146</b>	December 6, 2023
<b>Assembly Bill 396</b>	December 6, 2023
<b>Assembly Bill 465</b>	December 6, 2023
<b>Assembly Bill 494</b>	December 6, 2023

**I am vetoing Assembly Bill 57 in its entirety.**

This bill would require that prosecutors get judicial approval prior to dismissing or amending charges for certain covered crimes, which would be defined by the bill. Under the bill, the court may only approve the prosecutor's application to dismiss or amend a charge involving a covered crime if it finds certain criteria are met. Annually, if a court approves such an application, it must submit a report to the Legislature detailing each application and how the approval is consistent with the criteria. This bill would also prohibit a prosecutor from placing a person in a deferred prosecution program if there is a complaint or information filed that alleges that they committed a covered crime or if the person is charged with a covered crime.

I have heard from victim witness professionals, district attorneys, and the defense bar about the negative ramifications of this bill and I am vetoing it for several reasons. First, I am vetoing this bill in its entirety because I object to restricting the discretion of prosecutors and judges to address pending charges and, further, subjecting prosecutorial discretion to judicial review. As the U.S. Supreme Court has observed, the concept of prosecutorial discretion rests on the recognition that the strength of the case, deterrence, enforcement priorities, and the allocation of finite resources, among others, are factors rendering prosecutorial decisions ill-suited for judicial review.

I am also vetoing this bill because I object to restricting the availability of evidence-based deferred prosecution agreements that have been shown to have better outcomes and be more cost-effective than traditional incarceration. Further, I am equally concerned about the implications this legislation would have on crime victims and survivors across our state. By way of example, as was pointed out to me by several District Attorneys in requesting I veto this bill, prohibiting deferred prosecution agreements in certain sexual assault cases “would result in prosecutor becoming much more selective on charging sexual assault cases, and thus more victims of serious crimes receiving no level of justice.” Similarly, the Wisconsin Victim Witness Professionals also identified restricting the availability of deferred prosecution agreements as having a “negative impact” on “crime victims and communities we serve.”

For these reasons, I must veto this bill. I welcome the Legislature to seriously and meaningfully consider supporting evidence-based solutions that respect and protect victims and survivors, reduce recidivism and improve community safety, bolster our justice system workforce, and ensure our communities have the resources they need to invest in public safety services across our state.

**EXECUTIVE COMMUNICATIONS**

State of Wisconsin  
Office of the Governor  
Madison

December 6, 2023

To the Honorable Members of the Assembly:

The following bills, originating in the Assembly, have been approved, signed and deposited in the office of the Secretary of State:

<u>Bill Number</u>	<u>Act Number</u>	<u>Date Approved</u>
<b>Assembly Bill 36</b> .....	58 .....	December 6, 2023
<b>Assembly Bill 49</b> .....	59 .....	December 6, 2023
<b>Assembly Bill 109</b> .....	60 .....	December 6, 2023
<b>Assembly Bill 133</b> .....	42 .....	December 6, 2023
<b>Assembly Bill 166</b> .....	61 .....	December 6, 2023
<b>Assembly Bill 335</b> .....	52 .....	December 6, 2023
<b>Assembly Bill 394</b> .....	86 .....	December 6, 2023

Respectfully submitted,  
*TONY EVERS*  
Governor

Pursuant to s. 35.095 (1)(b), Wisconsin Statutes, the following 2023 Acts have been published:

<u>Act Number</u>	<u>Bill Number</u>	<u>Publication Date</u>
<b>Wisconsin Act 42</b> .....	Assembly Bill 133 .	December 7, 2023
<b>Wisconsin Act 52</b> .....	Assembly Bill 335 .	December 7, 2023
<b>Wisconsin Act 58</b> .....	Assembly Bill 36 ..	December 7, 2023
<b>Wisconsin Act 59</b> .....	Assembly Bill 49 ..	December 7, 2023
<b>Wisconsin Act 60</b> .....	Assembly Bill 109 .	December 7, 2023
<b>Wisconsin Act 61</b> .....	Assembly Bill 166 .	December 7, 2023
<b>Wisconsin Act 86</b> .....	Assembly Bill 394 .	December 7, 2023

**GOVERNOR'S VETO MESSAGE**

December 6, 2023

To the Honorable Members of the Assembly:

The following bills, originating in the Assembly, have been vetoed in their entirety, and were returned to their house of origin, together with the objections in writing:

**I am vetoing Assembly Bill 146 in its entirety.**

This bill would prohibit political subdivisions from expending moneys of the political subdivision for guaranteed income programs, which the bill defines as programs that provide unearned regular periodic cash payments that may be used for any purpose.

I am vetoing this bill in its entirety because I object to the Legislature’s continued efforts to arbitrarily restrict and preempt local government partners across our state. The Legislature should focus its efforts and energy on supporting our local partners and building upon our bipartisan work this session to ensure our local communities have the resources they need to meet basic and unique needs alike. I trust our local partners to know best how to meet local needs, and the state should be a partner in—not an obstacle to—the work of our local partners to address their unique challenges and meet those needs, whatever they may be.

**I am vetoing Assembly Bill 396 in its entirety.**

Under current law, the Wisconsin Elections Commission is required to establish by administrative rule the fee for obtaining a copy of the official voter registration list. The fees are charged based on the size of the request. The Commission is required to set the fee after consultation with county and municipal election officials based on the cost to maintain and produce the information at both the state and local levels. This bill would repeal the Commission’s authority to set the fee amount by administrative rule and prevent the price for obtaining an electronic copy of the official voter registration list from exceeding \$250, regardless of the size of the transaction request.

I am vetoing this bill in its entirety because I object to the way in which this could significantly hinder and reduce services currently provided to Wisconsin clerks and voters by effectively limiting the State’s ability to cover the costs of maintaining and securing Wisconsin’s voter registration and election administration system.

The fees set by administrative rules as required under current law are designed to cover the costs of maintaining and securing Wisconsin’s voter registration and election administration system. According to the Commission, “no other state offers all the features available in Wisconsin,” which offers a “level of service and flexibility unmatched by any other state.” Further, this current system ensures the vast majority of requesting individuals and organizations can access relevant information without overly burdensome fees. Indeed, the Commission reports over 90 percent of transactions since 2019 have not exceeded \$250.

Wisconsin has one of the most robust, convenient, and customizable online portals for voter registration information in the country. This bill would likely result in a \$500,000 decline in funding, representing a budget cut of nearly one-third without providing any replacement funding to support and maintain current operations. I decline to put at risk a critical component of maintaining and securing Wisconsin’s voter registration and election administration system as this bill would have me do.

**I am vetoing Assembly Bill 465 in its entirety.**

This bill would prohibit, with limited exceptions, healthcare providers from engaging in, causing the engagement in, or making referrals for certain medical intervention practices upon an individual under 18 years of age for the purpose of changing the minor’s body to correspond to a sex that is discordant with the minor’s biological sex. In addition, the bill would require the Board of Nursing, the Medical Examining Board and the Physician Assistant Affiliated Credentialing Board to investigate any allegation that any person licensed or certified by the respective boards has violated any of the prohibitions described in the bill. Finally, the bill would require the Board of Nursing, the Medical Examining Board, and the Physician Assistant Affiliated Credentialing Board to revoke the license or certification of any provider that is found to have violated any of the prohibitions described in the bill.

I am vetoing this bill in its entirety because I object to restricting physicians from providing evidence-based and medically appropriate care to their patients, restricting parents from making decisions with physicians to ensure their kids receive the healthcare they need, and preventing patients from receiving that basic, life-saving care.

Healthcare providers should be trusted to provide medically appropriate and accurate information, treatment, and care for their patients without the unnecessary political interference of politicians. Gender-affirming care is recognized by most major medical associations as the evidence-based treatment for transgender and gender-nonconforming youth with gender dysphoria. The American Medical Association, the American Academy of Pediatrics, the American Psychological Association, and the American Academy of Child and Adolescent Psychiatry have all stated that gender-affirming care saves lives.

Further, and especially important to me personally, I am vetoing this bill in its entirety because I object to the Legislature’s ongoing efforts to manufacture and perpetuate false, hateful, and discriminatory anti-LGBTQ policies and rhetoric in our state. This type of legislation, and the rhetoric beget by pursuing it, harms LGBTQ people and kids’ mental health, emboldens anti-LGBTQ hate and violence, and threatens the safety and dignity of LGBTQ Wisconsinites. I will veto any bill that makes Wisconsin a less safe, less inclusive, and less welcoming place for LGBTQ people and kids. I support LGBTQ Wisconsinites, and I will continue to do everything in my power to defend them, protect their rights, and keep them safe.

**I am vetoing Assembly Bill 494 in its entirety.**

This bill would restrict the definition of an indefinitely confined voter, create new and separate procedures for indefinitely confined electors to vote, and remove certain people from having an indefinitely confined voter status.

I am vetoing this bill in its entirety because I object to the manner by which it targets certain voters and ongoing efforts by the Legislature to make it more difficult for eligible voters to vote.

Indefinitely confined voter status was developed to help voters with disabilities and who are aging and older or sick continue to exercise their constitutional right to vote. This bill substantially restricts that important status by narrowing the definition such that a voter can only be considered indefinitely confined if they cannot travel independently without "significant burden" due to frailty, physical illness, or a disability that is expected to last longer than one year. This bill provides no legal or medical justification for these changes, no definition for how an individual would interpret what a "significant burden" is or whether they have one, and no explanation for the arbitrary determination that a 13-month-long disability should qualify for indefinitely confined status while an 11-month-long disability should not, among other provisions that prompt more questions than certainty. Further, coupled with the bill's definitional restrictions are additional barriers for voters with indefinitely confined status who want to cast their ballot, requiring these individuals to fill out a new, separate form from the standard absentee voting form and arbitrary provisions to remove some voters' indefinitely confined status based on nothing more than when they registered.

The right to vote is a fundamental core value of our democracy. We should be making it easier, not harder, for eligible Wisconsinites to cast their ballot.

Respectfully submitted,  
*TONY EVERS*  
Governor

**COMMUNICATIONS**

December 6, 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 coauthor of Assembly Bill 673, relating to grants for firearm buyback programs and making an appropriation.

Please add my name as a coauthor of Assembly Bill 677, relating to prohibition against undetectable firearms, possessing a frame or receiver of a firearm without a serial number, and providing a penalty.

Please add my name as a coauthor of Assembly Bill 686, relating to possession of a dangerous weapon by a person under the age of 18.

Please add my name as a coauthor of Assembly Bill 692, relating to voluntary prohibitions on purchasing a handgun.

Please add my name as a coauthor of Assembly Bill 718, relating to waiting period for purchase of handguns.

Sincerely,  
*GRETA NEUBAUER*  
State Representative  
66th Assembly District

December 6, 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 coauthor and cosponsor of Assembly Bill 341 and Senate Bill 333, relating to sexual misconduct against a pupil by a school staff member or volunteer and providing a penalty.

Sincerely,  
*JOEL KITCHENS*  
State Representative  
1st Assembly District

December 6, 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 coauthor of Assembly Bill 633, relating to hunting with an airgun, providing an exemption from emergency rule procedures, granting rule-making authority, and providing a penalty.

Sincerely,  
*TY BODDEN*  
State Representative  
59th Assembly District