



STATE OF WISCONSIN

Senate Journal

One-Hundred and Sixth Regular Session

12:24 P.M.

WEDNESDAY, April 19, 2023

The Senate met.

The Senate was called to order by Senate President Kapenga.

CALL OF ROLL

The roll was called, disclosing the presence of a quorum.

Pursuant to Senate Rule 15, the official attendance for session was:

Senators Agard, Ballweg, Bradley, Cabral-Guevara, Carpenter, Cowles, Felzkowski, Feyen, Hesselbein, Hutton, Jacques, Jagler, James, L. Johnson, Kapenga, Larson, LeMahieu, Marklein, Nass, Pfaff, Quinn, Roys, Smith, Spreitzer, Stafholt, Stroebel, Taylor, Testin, Tomczyk, Wanggaard, Wimberger and Wirch - 32.

Absent with leave - None - 0.

Vacancies - 8th Senate District - 1.

The Senate stood for the prayer which was offered by Pastor Randy Raasch of Cedarburg.

The Senate remained standing and Senator Cabral-Guevara led the Senate in the pledge of allegiance to the flag of the United States of America.

Pursuant to Senate Rule 17 (6), the Chief Clerk made the following entries under the above date.

CHIEF CLERK'S ENTRIES

SENATE ENROLLED PROPOSALS

The Chief Clerk records:

Senate Bill 36

Report correctly enrolled on 4-19-2023.

PETITIONS AND COMMUNICATIONS

Pursuant to Senate Rule 17 (5), Representative Ortiz-Velez added as a cosponsor of **Senate Bill 100**.

Pursuant to Senate Rule 17 (5), Representative Haywood added as a cosponsor of **Senate Bill 110**.

Pursuant to Senate Rule 17 (5), Senator Carpenter added as a coauthor of **Senate Bill 117**.

Pursuant to Senate Rule 17 (5), Representative Gundrum added as a cosponsor of **Senate Bill 121**.

Pursuant to Senate Rule 17 (5), Representative Oldenburg added as a cosponsor of **Senate Bill 157**.

Pursuant to Senate Rule 17 (5), Senator Spreitzer added as a coauthor of **Senate Bill 206**.

Pursuant to Senate Rule 17 (5), Representative Subeck added as a cosponsor of **Senate Joint Resolution 32**.

ADVICE AND CONSENT OF THE SENATE

Senator LeMahieu, with unanimous consent, asked that all appointments, with the exception of Peter Barca and Randy Romanski, be taken up en masse.

BAHR, MEGAN E. of Kenosha, as a WTCS Student Representative on the Wisconsin Technical College System Board, to serve for the term ending May 1, 2023.

BROWN, RITCHIE of Black River Falls, as a Recreational User Group Representative on the Lower Wisconsin State Riverway Board, to serve for the term ending May 1, 2024.

CASEY, STEPHEN P. of Kenosha, as a Funeral Director/Embalmer on the Funeral Directors Examining Board, to serve for the term ending July 1, 2026.

COOPER SR., ANTHONY B. of Madison, as a Public Member on the Public Defender Board, to serve for the term ending May 1, 2022.

DANIELS JR., DR. QUINCEY of Mindoro, as a Public Member on the Wisconsin Technical College System Board, to serve for the term ending May 1, 2023.

ERVIN, MIKE of Sturtevant, as a Private Labor Representative on the Prison Industries Board, to serve for the term ending May 1, 2022.

ERVIN, MIKE of Sturtevant, as a Private Labor Representative on the Prison Industries Board, to serve for the term ending May 1, 2026.

GBOLO, DR. PROSPER of Sheboygan Falls, as a Professional Geologist Representative on the Examining Board of Professional Geologists, Hydrologists and Soil Scientists, to serve for the term ending July 1, 2025.

INDA, DR. KARI of Germantown, as an Occupational Therapist Representative on the Occupational Therapists Affiliated Credentialing Board, to serve for the term ending July 1, 2026.

KLECKER, DANIEL of Deerfield, as a Public Member on the Wisconsin Technical College System Board, to serve for the term ending May 1, 2027.

KLEPPIN, SUSAN of Madison, as a Pharmacist Representative on the Pharmacy Examining Board, to serve for the term ending July 1, 2025.

MCGRAW, BRIAN C. of Muscoda, as a Public Member on the Land and Water Conservation Board, to serve for the term ending May 1, 2023.

MEYER, JASON JOHN of Oshkosh, as an Audiologist on the Hearing and Speech Examining Board, to serve for the term ending July 1, 2025.

NICHOLS, KRISTINE of Whitewater, as a Public Member on the Naturopathic Medicine Examining Board, to serve for the term ending July 1, 2024.

PARISH, DR. MICHAEL of Wauwatosa, as a Doctor of Medicine on the Medical Examining Board, to serve for the term ending July 1, 2023.

PAULSON, MARK of Madison, as the Governor's Designee on the Midwest Interstate Low-Level Radioactive Waste Commission, to serve for the term ending at the pleasure of the Governor.

POELMA, RANDALL of La Crosse, as a Recreational User Group Representative on the Lower Wisconsin State Riverway Board, to serve for the term ending May 1, 2025.

RATTÉ, PAUL of Viroqua, as a Naturopathic Doctor Representative on the Naturopathic Medicine Examining Board, to serve for the term ending July 1, 2023.

ROGERS, SARA J. of Milwaukee, as a Public Member on the Wisconsin Technical College System Board, to serve for the term ending May 1, 2027.

SALZWEDEL, JACK of Madison, as a Private Sector Representative on the Wisconsin Economic Development Corporation, to serve for the term ending at the pleasure of the Governor.

SCHMELING, DR. GREGORY of Brookfield, as a Doctor of Medicine Representative on the Medical Examining Board, to serve for the term ending July 1, 2025.

SMALL, JOHN of Fox Lake, as a Hydrologist Section Public Member on the Examining Board of Professional Geologists, Hydrologists and Soil Scientists, to serve for the term ending July 1, 2026.

SPERBERG, DANIEL of Pine River, as an Employee Representative on the Wisconsin Technical College System Board, to serve for the term ending May 1, 2025.

VAN AMAN HOEL, JULIE of Ontario, as a Non-Resident on the Watershed Representing Education Interests

of the Kickapoo Reserve Management Board, to serve for the term ending May 1, 2025.

WEITEKAMP, JOHN of West Allis, as a Pharmacist Representative on the Pharmacy Examining Board, to serve for the term ending July 1, 2026.

WILSON, CHRISTA of Sheboygan, as a Pharmacist Representative on the Pharmacy Examining Board, to serve for the term ending July 1, 2025.

The question was: Confirmation en masse?

The ayes and noes were required and the vote was: ayes, 32; noes, 0; absent or not voting, 0; as follows:

Ayes - Senators Agard, Ballweg, Bradley, Cabral-Guevara, Carpenter, Cowles, Felzkowski, Feyen, Hesselbein, Hutton, Jacque, Jagler, James, L. Johnson, Kapenga, Larson, LeMahieu, Marklein, Nass, Pfaff, Quinn, Roys, Smith, Spreitzer, Stafsholt, Stroebel, Taylor, Testin, Tomczyk, Wanggaard, Wimberger and Wirch - 32.

Noes - None - 0.

Absent or not voting - None - 0.

Confirmed.

BARCA, SECRETARY PETER

Of Kenosha, as Secretary of the Department of Revenue, to serve for the term ending at the pleasure of the Governor.

Read.

The question was: Confirmation?

The ayes and noes were required and the vote was: ayes, 32; noes, 0; absent or not voting, 0; as follows:

Ayes - Senators Agard, Ballweg, Bradley, Cabral-Guevara, Carpenter, Cowles, Felzkowski, Feyen, Hesselbein, Hutton, Jacque, Jagler, James, L. Johnson, Kapenga, Larson, LeMahieu, Marklein, Nass, Pfaff, Quinn, Roys, Smith, Spreitzer, Stafsholt, Stroebel, Taylor, Testin, Tomczyk, Wanggaard, Wimberger and Wirch - 32.

Noes - None - 0.

Absent or not voting - None - 0.

Confirmed.

ROMANSKI, SECRETARY RANDY

Of Monona, as Secretary of the Department of Agriculture, Trade and Consumer Protection, to serve for the term ending at the pleasure of the Governor.

Read.

The question was: Confirmation?

The ayes and noes were required and the vote was: ayes, 32; noes, 0; absent or not voting, 0; as follows:

Ayes - Senators Agard, Ballweg, Bradley, Cabral-Guevara, Carpenter, Cowles, Felzkowski, Feyen, Hesselbein, Hutton, Jacque, Jagler, James, L. Johnson, Kapenga, Larson, LeMahieu, Marklein, Nass, Pfaff, Quinn, Roys, Smith, Spreitzer, Stafsholt, Stroebel, Taylor, Testin, Tomczyk, Wanggaard, Wimberger and Wirch - 32.

Noes - None - 0.
Absent or not voting - None - 0.
Confirmed.

**SECOND READING AND AMENDMENTS OF
SENATE JOINT RESOLUTIONS AND
SENATE BILLS**

Senator LeMahieu, with unanimous consent, asked that **Senate Bills 6** and **59** and **Senate Joint Resolutions 25** and **28** be laid on the table.

Senate Bill 66

Relating to: seasonal period for farm service license endorsement.

Read a second time.
Ordered to a third reading.

Senator LeMahieu, with unanimous consent, asked that the rules be suspended and the bill be given its third reading.

Senate Bill 66

Read a third time and passed.

Senate Bill 99

Relating to: funding for reduction of infiltration and inflow in connecting laterals and sewer lines.

Read a second time.
Ordered to a third reading.

Senator LeMahieu, with unanimous consent, asked that the rules be suspended and the bill be given its third reading.

Senate Bill 99

Read a third time and passed.

Senate Bill 117

Relating to: obtaining attorney fees and costs under the state's public records law when an authority voluntarily or unilaterally releases a contested record after an action has been filed in court.

Read a second time.
Ordered to a third reading.

Senator LeMahieu, with unanimous consent, asked that the rules be suspended and the bill be given its third reading.

Senate Bill 117

Read a third time and passed.

Senator LeMahieu, with unanimous consent, asked that all action be immediately messaged to the Assembly:

Senate Bill 66
Senate Bill 99
Senate Bill 117

Messaged.

**SECOND READING AND AMENDMENTS OF
ASSEMBLY JOINT RESOLUTIONS AND
ASSEMBLY BILLS**

Assembly Bill 55

Relating to: penalties for reckless driving and providing a penalty.

Read a second time.
Ordered to a third reading.

Senator LeMahieu, with unanimous consent, asked that the rules be suspended and the bill be given its third reading.

Assembly Bill 55

Read a third time.
The question was: Concurrence of **Assembly Bill 55**?

The ayes and noes were demanded and the vote was: ayes, 30; noes, 2; absent or not voting, 0; as follows:

Ayes - Senators Agard, Ballweg, Bradley, Cabral-Guevara, Carpenter, Cowles, Felzkowski, Feyen, Hutton, Jacque, Jagler, James, L. Johnson, Kapenga, LeMahieu, Marklein, Nass, Pfaff, Quinn, Roys, Smith, Spreitzer, Stafsholt, Stroebel, Taylor, Testin, Tomczyk, Wanggaard, Wimberger and Wirch - 30.

Noes - Senators Hesselbein and Larson - 2.
Absent or not voting - None - 0.

Concurred in.

Assembly Bill 65

Relating to: eligibility for producer-led watershed, lake, and river protection grants.

Read a second time.
Ordered to a third reading.

Senator LeMahieu, with unanimous consent, asked that the rules be suspended and the bill be given its third reading.

Assembly Bill 65

Read a third time and concurred in.

Assembly Bill 94

Relating to: eliminating certain exceptions established for Pleasant Prairie Tax Incremental District Number 2.

Read a second time.
Ordered to a third reading.

Senator LeMahieu, with unanimous consent, asked that the rules be suspended and the bill be given its third reading.

Assembly Bill 94

Read a third time and concurred in.

Senator LeMahieu, with unanimous consent, asked that all action be immediately messaged to the Assembly:

Assembly Bill 55

Assembly Bill 65

Assembly Bill 94

Messaged.

**CONSIDERATION OF RESOLUTIONS AND
JOINT RESOLUTIONS NOT REQUIRING A
THIRD READING**

Senate Resolution 2

Relating to: the senate rules.

The question was: Adoption of **Senate Resolution 2**?

Adopted.

Senate Joint Resolution 26

Relating to: congratulating the University of Wisconsin-Madison women's hockey team on winning the 2023 NCAA Division I Women's Hockey National Championship.

The question was: Adoption of **Senate Joint Resolution 26**?

Adopted.

Senate Joint Resolution 32

Relating to: proclaiming April 2023 as Donate Life Month in Wisconsin.

The question was: Adoption of **Senate Joint Resolution 32**?

Adopted.

Assembly Joint Resolution 26

Relating to: honoring and commending the National Wild Turkey Federation upon its 50th anniversary.

The question was: Concurrence of **Assembly Joint Resolution 26**?

Concurred in.

Assembly Joint Resolution 28

Relating to: honoring the life and public service of Governor Anthony S. Earl.

Read.

The question was: Concurrence of **Assembly Joint Resolution 28**?

Concurred in by unanimous rising vote.

Senator LeMahieu, with unanimous consent, asked that all action be immediately messaged to the Assembly:

Senate Joint Resolution 26

Senate Joint Resolution 32

Assembly Joint Resolution 26

Assembly Joint Resolution 28

Messaged.

**ANNOUNCEMENTS, ADJOURNMENT
HONORS, AND REMARKS UNDER
SPECIAL PRIVILEGE**

Senator Wirch, with unanimous consent, asked that the Senate adjourn in honor of Mark Modory, who recently passed away in Kenosha. He was a community activist, worked at the Shalom Center helping the homeless, and he served in local government between the City Council and the County Board for fifteen years. He was a wonderful individual, and I'd like to adjourn in his honor.

Senator Agard, with unanimous consent, asked that the Senate adjourn in honor of Dr. James Skibo, a wonderful community member, a generous teacher, and a brilliant archaeologist. Dr. Skibo passed last Friday morning in what is a tragic loss for our community. Wisconsin was lucky to welcome Dr. Skibo back to our community in 2021 to serve as our state archeologist after a decorated 27 years teaching at Illinois State University. During his time as state archeologist, Dr. Skibo was part of the historic dive team which uncovered a 3,000-year-old canoe from Lake Mendota, now one of Wisconsin's great historical treasures. Dr. Skibo is remembered by the archaeology community for all that he brought to the table, from his gusto to his endless curiosity, brilliance, and humor. He is survived by his wife and high school sweetheart, Becky, and their children, Matthew and Sadie. Please join Senator Agard in honoring the great life and work of Dr. James Skibo.

Senator Quinn, with unanimous consent, asked that the Senate adjourn in honor of Chetek Police Officer Emily Breidenbach and Cameron Police Officer Hunter Scheel who were killed in the line of duty on April 8, 2023, in Barron County. We mourn their passing and honor their memory and service to the State of Wisconsin.

Senator Wanggaard, with unanimous consent, asked that the Senate adjourn in honor of Wisconsin's State Archaeologist, Dr. James Skibo, who passed away last week during a dive preparing for the upcoming maritime archaeology session. Jim joined the Wisconsin Historical Society in 2021, and oversaw Wisconsin's 36,000 archaeological sites. He was instrumental in the recovery of two historic canoes, 1,200 and 3,000 years old respectively. Jim's passion and enthusiasm reverberated throughout the state. An explorer at heart, Jim traveled Wisconsin on a mission to democratize archaeology, and he loved to tell the stories of the past through the lens of the archaeological record left behind. He truly was the "People's Archaeologist," as he often referred to himself. His passion for the field and for the importance of uncovering, preserving and sharing history was inspirational to us all and he will be deeply missed by so many. Please keep Jim's wife and his children Matt & Sadie and the Wisconsin Historical Society family in your thoughts during this difficult time.

Senator Wanggaard, with unanimous consent, asked that the Senate adjourn in honor of Officer Emily Breidenbach (32) of Chetek Police Department and Officer Hunter Scheel

(23) of the Cameron Police Department who were killed on April 8th while serving a warrant on a traffic stop.

Senator Smith, with unanimous consent, asked that the Senate adjourn in honor of Ellsworth Cooperative Creamery, the main sponsor of Ellsworth's annual Cheese Curd Festival. The Cheese Curd Festival was recently named one of the ten best specialty food festivals in the United States in USA Today's Readers' Choice contest. The festival attracts tens of thousands to the area, not only for cheese curds, but for a celebration of all dairy products. Senator Smith is proud to represent the Cheese Curd Capitol of Wisconsin in the State Senate and recognize the hard work and dedication that Ellsworth Cooperative Creamery puts into the festival every June.

Senator Jagler, with unanimous consent, asked that the Senate adjourn in honor of former City of Watertown Mayor John David, who passed away earlier this month

Senator Taylor, with unanimous consent, asked that the Senate adjourn in honor of the women of Alpha Kappa Alpha, who turned Milwaukee pink and green.

Senator Taylor, with unanimous consent, asked that the Senate adjourn in honor of Milwaukee's Rufus King High School Cheerleaders. Congratulations to the Rufus King International High School Varsity Cheer Team for winning State in Non-Tumble and 2nd place in Cheer Dance. The team brought home two trophies. Kudos to the awesome coaches, who have worked tirelessly to get the Cheer Team competition ready. This was a Cheer Team with brand new coaches and 99% rookies. And, yes, they made history.

Senator Taylor, with unanimous consent, asked that the Senate adjourn in honor of Robert Thomas. Entrepreneur and Milwaukee Community Journal co-founder and Associate Publisher Robert Joseph Thomas passed away Wednesday. He was 86. Previously named Milwaukee Businessman of the Year, Thomas created a number of businesses, employed hundreds of Milwaukeeans, and broke ground as a Black business owner, paving the way for so many others.

Senator Hutton, with unanimous consent, asked that the Senate adjourn in honor of Bob Dennik, a terrific community leader, who recently passed away unexpectedly.

Senator Hutton, with unanimous consent, asked that the Senate adjourn in honor of retiring Elm Grove Village President, Neil Palmer. Senator Hutton wishes him all the best in his retirement.

Senator Ballweg, with unanimous consent, asked that the Senate adjourn in honor of the 2023 State Champion Poynette High School Girls Curling Team.

ADJOURNMENT

Senator LeMahieu, with unanimous consent, asked that the Senate stand adjourned until Thursday, April 20, 2023.

Adjourned.

12:55 P.M.