

# STATE OF WISCONSIN

# Senate Journal

## One-Hundred and Sixth Regular Session

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FRIDAY, September 8, 2023

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

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### CHIEF CLERK'S ENTRIES

#### AMENDMENTS OFFERED

Senate Substitute Amendment 1 to **Senate Bill 373** offered by Senator Cabral-Guevara.

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

Read and referred:

#### **Senate Joint Resolution 62**

Relating to: honoring the life and legacy of Ada Deer.

By Senators Agard, Ballweg, Cabral-Guevara, Carpenter, Felzkowski, Hesselbein, L. Johnson, Pfaff, Roys, Smith, Spreitzer, Taylor, Wirch and Larson; cosponsored by Representatives Neubauer, Baldeh, Bare, J. Anderson, Conley, Considine, Doyle, Emerson, Goyke, Hong, C. Anderson, Joers, Moore Omokunde, Ortiz-Velez, Ratcliff, Sinicki, Snodgrass, Stubbs, Subeck, Clancy and Palmeri.

To the committee on **Senate Organization**.

#### **Senate Joint Resolution 64**

Relating to: congratulating Grace Stanke on winning the 2023 Miss America pageant.

By Senator Tomczyk; cosponsored by Representative Snyder.

To the committee on **Senate Organization**.

#### **Senate Joint Resolution 65**

Relating to: recognizing August as Immunization Awareness Month in Wisconsin.

By Senators Carpenter, Cabral-Guevara, Larson, Roys, Spreitzer and Taylor; cosponsored by Representatives Subeck, Shelton, C. Anderson, J. Anderson, Bare, Cabrera, Conley, Drake, Emerson, Joers, Ohnstad, Ortiz-Velez, Palmeri, Ratcliff, Stubbs and Clancy.

To the committee on **Senate Organization**.

#### **Senate Joint Resolution 66**

Relating to: observing August 15, 2023, as India Day in Wisconsin.

By Senator Knodl; cosponsored by Representative Melotik.

To the committee on **Senate Organization**.

Read first time and referred:

#### **Senate Joint Resolution 63**

Relating to: requiring a supermajority in each house of the legislature for passage of tax increase legislation (first consideration).

By Senator Knodl; cosponsored by Representatives Binsfeld, O'Connor, Allen, Armstrong, August, Bodden, Callahan, Dallman, Dittrich, Donovan, Duchow, Edming, Goeben, Green, Gundrum, Gustafson, Hurd, S. Johnson, Krug, Katsma, Macco, Magnafici, Maxey, Melotik, Michalski, Moses, Penterman, Petersen, Petryk, Plumer, Pronschinske, Rettinger, Rozar, Sapik, Schmidt, Schutt, Snyder, Spiros, Sortwell, Steffen, Swearingen, Summerfield, Tittl, Tusler, Vos, Wittke and Zimmerman.

To the committee on **Licensing, Constitution and Federalism**.

#### **Senate Bill 402**

Relating to: battery or threat to jurors and providing a penalty.

By Senators Wanggaard, Marklein, Ballweg and Tomczyk; cosponsored by Representatives Sortwell, Steffen, Behnke, Dittrich, Donovan, Edming, Michalski, Murphy, O'Connor, Tittl, Wichgers and Brandtjen.

To the committee on **Judiciary and Public Safety**.

#### **Senate Bill 403**

Relating to: prorated University of Wisconsin System housing and meal plan contracts.

By Senators Nass, Stroebel, Cabral-Guevara, Knodl and Tomczyk; cosponsored by Representatives Sortwell, Behnke, Bodden, Brooks, Dittrich, Gundrum, Gustafson, Magnafici, Penterman and Wichgers.

To the committee on **Government Operations**.

#### **Senate Bill 404**

Relating to: penalties for operating a motor vehicle without a license or after license suspension or revocation and providing a penalty.

By Senators Wanggaard, Cabral-Guevara, Hutton, Jacque, James, Marklein and Tomczyk; cosponsored by Representatives Spiros, Dittrich, Donovan, Edming, S. Johnson, Murphy, O'Connor, Penterman, Schutt and Brandtjen.

To the committee on **Judiciary and Public Safety**.

#### **Senate Bill 405**

Relating to: excusing certain persons from jury service.

By Senators Tomczyk, Marklein and Taylor; cosponsored by Representatives Plumer, Binsfeld, Melotik, Novak,

O'Connor, Rodriguez, Schmidt, Baldeh, Cabrera, Ortiz-Velez and Wichgers.

To the committee on **Judiciary and Public Safety**.

**Senate Bill 406**

Relating to: exempting from taxation certain pension payments received by an individual for service in the U.S. Foreign Service.

By Senator Ballweg; cosponsored by Representatives Krug, Brandtjen, Brooks, Gustafson, Mursau, Ortiz-Velez, Steffen, Subeck and Tusler.

To the committee on **Universities and Revenue**.

**Senate Bill 407**

Relating to: healthy aging grants and making an appropriation.

By Senators Feyen and Quinn; cosponsored by Representatives Rozar, Armstrong, Baldeh, Conley, Edming, Ohnstad, Oldenburg, Ortiz-Velez, Palmeri, Petryk, Shankland, Sinicki, Steffen, Stubbs and Subeck.

To the committee on **Health**.

**Senate Bill 408**

Relating to: public funds for substantially identical materials distributed by state senators and representatives to the assembly prior to a general election and providing a penalty.

By Senators Knodl, Marklein and Nass; cosponsored by Representatives Steffen, Murphy, O'Connor, Pronschinske, Sinicki and Wichgers.

To the committee on **Shared Revenue, Elections and Consumer Protection**.

**Senate Bill 409**

Relating to: creating an online, interactive carbon calculator for farmers.

By Senators Cowles, Ballweg and Cabral-Guevara; cosponsored by Representatives Oldenburg, Tranel, Mursau, Novak, O'Connor, Schmidt, Subeck and Kitchens.

To the committee on **Agriculture and Tourism**.

**Senate Bill 410**

Relating to: impoundment of vehicles used in certain traffic offenses.

By Senators Jacque, Wanggaard, Ballweg and Marklein; cosponsored by Representatives Penterman, Myers and Brandtjen.

To the committee on **Judiciary and Public Safety**.

**Senate Bill 411**

Relating to: the transportation of fish taken by hook and line.

By Senators James, Tomczyk and Quinn; cosponsored by Representatives Summerfield, O'Connor, Edming, Green, Michalski and Steffen.

To the committee on **Financial Institutions and Sporting Heritage**.

**Senate Bill 412**

Relating to: open period to select medicare supplement policy.

By Senators Smith, Carpenter, Roys, Taylor, Hesselbein, Larson and Spreitzer; cosponsored by Representatives

Subeck, Jacobson, C. Anderson, J. Anderson, Andraca, Baldeh, Bare, Cabrera, Conley, Drake, Joers, Moore Omokunde, Ohnstad, Ortiz-Velez, Palmeri, Ratcliff, Shelton, Snodgrass, Stubbs and Clancy.

To the committee on **Insurance and Small Business**.

**Senate Bill 413**

Relating to: highway setback areas and the Department of Transportation's authority to approve subdivision plats.

By Senators Tomczyk, Feyen and Stafsholt; cosponsored by Representatives Murphy, O'Connor, Bodden, Dittrich, Green, Gundrum and Wittke.

To the committee on **Transportation and Local Government**.

**Senate Bill 414**

Relating to: special motions to strike strategic lawsuits against public participation.

By Senators Agard, Roys, Taylor, Larson, Carpenter, Hesselbein, Spreitzer, Smith, Pfaff and Wirch; cosponsored by Representatives J. Anderson, Andraca, Conley, Considine, Drake, Hong, Joers, Moore Omokunde, Ohnstad, Ratcliff, Sinicki, Snodgrass and Shankland.

To the committee on **Judiciary and Public Safety**.

**Senate Bill 415**

Relating to: annual vehicle admission receipt validity period.

By Senators Cowles, Agard and Testin; cosponsored by Representatives Tusler, Magnafici, Callahan, Sapik, Maxey, Duchow, O'Connor, Baldeh, Sinicki, Ohnstad, Brandtjen, Gustafson, Kitchens and Wichgers.

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

**Senate Bill 416**

Relating to: grants to counties for veterans services.

By Senators Testin, Ballweg, Felzkowski, James, Marklein, Stroebel and Wirch; cosponsored by Representatives Edming, Armstrong, Brandtjen, Goeben, Gustafson, Joers, Krug, Magnafici, Murphy, Mursau, O'Connor, Rettinger, Schutt, Sinicki, Snodgrass, Tittl and Wichgers.

To the committee on **Labor, Regulatory Reform, Veterans and Military Affairs**.

**Senate Bill 417**

Relating to: eligibility for appointment as a law enforcement or correctional officer.

By Senator James; cosponsored by Representatives Sortwell, Penterman, Baldeh, Melotik, Ohnstad and Ortiz-Velez.

To the committee on **Judiciary and Public Safety**.

**Senate Bill 418**

Relating to: purchasing and distributing vaccines, granting rule-making authority, and making an appropriation.

By Senators Carpenter, Larson, Roys, Spreitzer and Taylor; cosponsored by Representatives Subeck, Joers, C. Anderson, J. Anderson, Bare, Cabrera, Conley, Considine, Drake, Emerson, Ohnstad, Ortiz-Velez, Palmeri, Ratcliff, Shelton and Stubbs.

To the committee on **Health**.

**Senate Bill 419**

Relating to: practice of fitting and dealing in hearing aids, certification of hearing instrument specialists to engage in cerumen management, and granting rule-making authority.

By Senator Cabral-Guevara; cosponsored by Representatives Rozar, S. Johnson, Behnke, Brandtjen, Clancy, Gustafson, Madison, Moses, O'Connor, Schmidt, Tusler, VanderMeer and Wichgers.

To the committee on **Health**.

**Senate Bill 420**

Relating to: eligibility of certain minors for licensure as emergency medical services practitioners and certification as emergency medical responders, providing an exemption from emergency rule procedures, and extending the time limit for emergency rule procedures.

By Senators James, Ballweg, Cabral-Guevara, Feyen, Stroebel, Nass and Marklein; cosponsored by Representatives Hurd, Petryk, Allen, Behnke, Brandtjen, Callahan, Edming, Green, Gundrum, Gustafson, Kitchens, Michalski, Oldenburg, Penterman, Tusler and Donovan.

To the committee on **Licensing, Constitution and Federalism**.

**Senate Bill 421**

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

By Senators James, Cabral-Guevara, Stroebel and Felzkowski; cosponsored by Representatives Hurd, Goeben, Edming, Green, Gundrum, Krug, Magnafici, Melotik, O'Connor, Penterman, Petersen, Petryk, Plumer, Rodriguez, Rozar, Steffen, Summerfield, Swearingen, Tranel, Armstrong and Wichgers.

To the committee on **Mental Health, Substance Abuse Prevention, Children and Families**.

**Senate Bill 422**

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

By Senators Ballweg, Stroebel and Felzkowski; cosponsored by Representatives Goeben, Allen, Binsfeld, Brandtjen, Edming, Green, Gundrum, Gustafson, Hurd, Krug, Magnafici, Maxey, O'Connor, Petersen, Petryk, Plumer, Rozar, Schmidt, Steffen, Summerfield, Swearingen, VanderMeer and Wichgers.

To the committee on **Mental Health, Substance Abuse Prevention, Children and Families**.

**Senate Bill 423**

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

By Senators Ballweg, Stroebel and Felzkowski; cosponsored by Representatives Goeben, Binsfeld, Brandtjen, Edming, Green, Gundrum, Gustafson, Hurd, Krug, Magnafici, Maxey, O'Connor, Petersen, Petryk, Plumer, Rozar, Schmidt, Sortwell, Steffen, Summerfield, Swearingen, Tranel, VanderMeer and Wichgers.

To the committee on **Mental Health, Substance Abuse Prevention, Children and Families**.

**Senate Bill 424**

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

By Senators Ballweg, Stroebel and Felzkowski; cosponsored by Representatives Goeben, Binsfeld, Brandtjen, Edming, Green, Gundrum, Gustafson, Hurd, Magnafici, Maxey, Murphy, O'Connor, Penterman, Petersen, Petryk, Plumer, Rozar, Schmidt, Sortwell, Steffen, Summerfield, Swearingen, VanderMeer and Wichgers.

To the committee on **Mental Health, Substance Abuse Prevention, Children and Families**.

**Senate Bill 425**

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

By Senators Quinn, Cabral-Guevara, Stroebel, Ballweg and Felzkowski; cosponsored by Representatives Goeben, Binsfeld, Brandtjen, Edming, Green, Gundrum, Gustafson, Hurd, Krug, Magnafici, Maxey, O'Connor, Penterman, Petersen, Petryk, Plumer, Rozar, Schmidt, Steffen, Summerfield, Swearingen, Tranel, VanderMeer and Wichgers.

To the committee on **Mental Health, Substance Abuse Prevention, Children and Families**.

**Senate Bill 426**

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.

By Senators Quinn, Ballweg and Cabral-Guevara; cosponsored by Representatives Goeben, Allen, Armstrong, Binsfeld, Brandtjen, Edming, Green, Gundrum, Gustafson, Hurd, Krug, Magnafici, Maxey, O'Connor, Penterman, Petersen, Petryk, Plumer, Rodriguez, Rozar, Schmidt, Steffen, Summerfield, Swearingen, Tranel, VanderMeer and Wichgers.

To the committee on **Mental Health, Substance Abuse Prevention, Children and Families**.

**Senate Bill 427**

Relating to: bail for criminal defendants who have a previous conviction for bail jumping and Department of Justice collection and reporting of certain criminal case data.

By Senators Bradley, Hutton, Nass, Stroebel and Ballweg; cosponsored by Representatives Donovan, Allen, Brandtjen, Edming, Gundrum, Maxey, Murphy, O'Connor, Penterman, Sortwell, Dittrich and Wichgers.

To the committee on **Judiciary and Public Safety**.

**Senate Bill 428**

Relating to: vaccination of minors without parental consent.

By Senators Roys, Larson and Spreitzer; cosponsored by Representatives Subeck, Palmeri, J. Anderson, Baldeh, Clancy, Considine, Emerson, Joers, Madison, Ohnstad, Ratcliff, Shelton and Stubbs.

To the committee on **Health**.

**Senate Bill 429**

Relating to: the commencement of the school term for public schools.

By Senators Stroebel, Knodl, Hutton, Nass and Taylor; cosponsored by Representatives Binsfeld, Myers, Baldeh, Brandtjen, Cabrera, Donovan and Schmidt.

To the committee on **Education**.

**Senate Bill 430**

Relating to: requiring an employer to provide reasonable break time and accommodations for an employee who is breastfeeding the employee's child to express breast milk for the child.

By Senators Ballweg, Agard, Cabral-Guevara, Carpenter, Hesselbein, Jacque, L. Johnson, Larson, Roys, Spreitzer, Taylor and Wirsch; cosponsored by Representatives Subeck, C. Anderson, Andraca, Baldeh, Bare, Behnke, Cabrera, Clancy, Conley, Considine, Drake, Emerson, Joers, Myers, Ohnstad, Palmeri, Ratcliff, Rozar, Shankland, Sinicki, Snodgrass, Stubbs, Tusler and Vining.

To the committee on **Labor, Regulatory Reform, Veterans and Military Affairs**.

**Senate Bill 431**

Relating to: permits for the overweight transport of certain fluid milk products.

By Senators Ballweg, Cabral-Guevara, Cowles, Feyen, Marklein, Nass and Testin; cosponsored by Representatives Kurtz, Schmidt, Armstrong, Born, C. Anderson, Edming, Goeben, Gundrum, Gustafson, Krug, Magnafici, Mursau, Nedweski, Novak, O'Connor, Oldenburg, Penterman, Sortwell and Stubbs.

To the committee on **Transportation and Local Government**.

Pursuant to Senate Rule 17 (5), Representative O'Connor added as a cosponsor of **Senate Bill 161**.

Pursuant to Senate Rule 17 (5), Representative O'Connor added as a cosponsor of **Senate Bill 238**.

Pursuant to Senate Rule 17 (5), Representative Jacobson added as a cosponsor of **Senate Bill 289**.

Pursuant to Senate Rule 17 (5), Representative Jacobson added as a cosponsor of **Senate Bill 291**.

Pursuant to Senate Rule 17 (5), Representative Jacobson added as a cosponsor of **Senate Bill 325**.

Pursuant to Senate Rule 17 (5), Representative Jacobson added as a cosponsor of **Senate Bill 355**.

Pursuant to Senate Rule 17 (5), Representative Jacobson added as a cosponsor of **Senate Bill 383**.

Pursuant to Senate Rule 17 (5), Representative Jacobson added as a cosponsor of **Senate Bill 388**.

Pursuant to Senate Rule 17 (5), Representative Jacobson added as a cosponsor of **Senate Bill 396**.

Pursuant to Senate Rule 17 (5), Representative Jacobson added as a cosponsor of **Senate Bill 398**.

Pursuant to Senate Rule 17 (5), Representatives Bodden, Gustafson and Behnke added as cosponsors of **Senate Bill 411**.

Pursuant to Senate Rule 17 (5), Senator Ballweg added as a coauthor of **Senate Bill 411**.

Pursuant to Senate Rule 17 (5), Representative Jacobson added as a cosponsor of **Senate Bill 414**.

Pursuant to Senate Rule 17 (5), Representative Jacobson added as a cosponsor of **Senate Bill 415**.

Pursuant to Senate Rule 17 (5), Representative Jacobson added as a cosponsor of **Senate Bill 418**.

Pursuant to Senate Rule 17 (5), Representative Kitchens added as a cosponsor of **Senate Bill 421**.

Pursuant to Senate Rule 17 (5), Representative Jacobson added as a cosponsor of **Senate Bill 430**.

Pursuant to Senate Rule 17 (5), Representative Jacobson added as a cosponsor of **Senate Joint Resolution 31**.

Pursuant to Senate Rule 17 (5), Representative Jacobson added as a cosponsor of **Senate Joint Resolution 62**.

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## REPORT OF COMMITTEES

The committee on **Transportation and Local Government** reported and recommended:

**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.

Senate Amendment 2 adoption.

Ayes: 5 - Senators Tomczyk, Cowles, Hutton, Carpenter and Pfaff.

Noes: 0 - None.

Passage as amended.

Ayes: 5 - Senators Tomczyk, Cowles, Hutton, Carpenter and Pfaff.

Noes: 0 - None.

*CORY TOMCZYK*

Chairperson

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## PETITIONS AND COMMUNICATIONS

Pursuant to Senate Rule 17 (5), Representative O'Connor added as a cosponsor of **Senate Bill 12**.

Pursuant to Senate Rule 17 (5), Representative O'Connor added as a cosponsor of **Senate Bill 94**.

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## LEGISLATIVE REFERENCE BUREAU CORRECTIONS

### CORRECTIONS IN:

**2023 SENATE BILL 421**

Prepared by the Legislative Reference Bureau  
(September 8, 2023)

1. Page 2, line 6: delete "2024" and substitute "2023".