

# STATE OF WISCONSIN

# Senate Journal

## One-Hundred and Sixth Regular Session

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THURSDAY, January 11, 2024

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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 367** offered by Senator Cabral-Guevara.

Senate Amendment 2 to **Senate Bill 791** offered by Senator Marklein.

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

Read first time and referred:

#### **Senate Joint Resolution 97**

Relating to: eliminating constitutional restrictions on marriage (first consideration).

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

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

#### **Senate Bill 897**

Relating to: the Wisconsin Artistic Endowment Foundation and the Wisconsin granting program.

By Senator James; cosponsored by Representatives Novak, Kitchens and Mursau.

To the committee on **Government Operations**.

#### **Senate Bill 898**

Relating to: electronic and remote witnessing and notarization of estate planning documents.

By Senators Ballweg and Feyen; cosponsored by Representatives Tusler, Baldeh, Behnke, Doyle, Kitchens, O'Connor, Ratcliff, Rettinger and Subeck.

To the committee on **Government Operations**.

#### **Senate Bill 899**

Relating to: local regulation of certain businesses operated by minors.

By Senators Felzkowski and Marklein; cosponsored by Representatives Gustafson, Goeben, Allen, Dittrich, Edming, Hurd, Moses, Mursau, O'Connor, Rettinger, Sapik and Schmidt.

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

#### **Senate Bill 900**

Relating to: provisional licenses to practice medicine and surgery for internationally trained physicians and physician assistants and granting rule-making authority.

By Senators Tomczyk, Ballweg and Quinn; cosponsored by Representatives Callahan, Gustafson, Born, Gundrum, Murphy, Mursau, Ortiz-Velez, Rettinger, Rozar, Schmidt, Snyder, Spiros and VanderMeer.

To the committee on **Health**.

#### **Senate Bill 901**

Relating to: community violence intervention and creation of the Office of Violence Prevention in the Department of Health Services.

By Senators Taylor, Larson, Carpenter, Wirch, L. Johnson, Spreitzer and Agard; cosponsored by Representatives Stubbs, Cabrera, Neubauer, Snodgrass, Subeck, Emerson, Shankland, Conley, Sinicki, Hong, Ratcliff, Moore Omokunde, C. Anderson, Madison, Bare, Joers, Vining, O'Connor, Andraca, Palmeri, Ohnstad, Considine, Jacobson, Goyke and Ortiz-Velez.

To the committee on **Health**.

#### **Senate Bill 902**

Relating to: certain preferential treatment by local governments.

By Senators Taylor, L. Johnson, Spreitzer, Agard and Larson; cosponsored by Representatives Madison, Ratcliff, Clancy, Conley, C. Anderson, J. Anderson, Considine, Goyke, Jacobson, Moore Omokunde, Neubauer, Ohnstad, Ortiz-Velez, Stubbs and Sinicki.

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

#### **Senate Bill 903**

Relating to: local government employee residency requirements.

By Senators Taylor and Carpenter; cosponsored by Representatives C. Anderson, Madison, Clancy, Jacobson, Neubauer, Ortiz-Velez and Palmeri.

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

**Senate Bill 904**

Relating to: reporting of and notifications about restricted movement and solitary confinement in state correctional institutions and county jails and making an appropriation.

By Senators Taylor, Roys, L. Johnson, Agard, Larson and Spreitzer; cosponsored by Representatives Madison, Clancy, Baldeh, Conley, Drake, Emerson, Jacobson, Moore Omokunde, Myers, Palmeri, Snodgrass, Stubbs and Subeck.

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

**Senate Bill 905**

Relating to: agreements for direct primary care.

By Senators Cabral-Guevara and Felzkowski; cosponsored by Representatives Duchow, Dittrich, Kitchens, Murphy, Mursau, O'Connor and Rozar.

To the committee on **Health**.

**Senate Bill 906**

Relating to: education about rechargeable batteries and providing grants for collecting and recycling rechargeable batteries.

By Senators Tomczyk and Cowles; cosponsored by Representative Kitchens.

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

**Senate Bill 907**

Relating to: adopting gender-neutral terminology and incorporating gender-neutral marriage and parentage rights.

By Senators Spreitzer, Carpenter, Agard, Hesselbein, Larson, Pfaff, Roys, Smith and Wirch; cosponsored by Representatives Snodgrass, Cabrera, Neubauer, Ratcliff, Clancy, C. Anderson, J. Anderson, Andraca, Baldeh, Bare, Conley, Emerson, Hong, Jacobson, Joers, Madison, Moore Omokunde, Ohnstad, Palmeri, Riemer, Shankland, Shelton, Sinicki, Subeck and Vining.

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

**Senate Bill 908**

Relating to: rehired annuitants in the Wisconsin Retirement System.

By Senators Knodl, Wanggaard, Feyen and Quinn; cosponsored by Representatives Wittke, Kitchens, Brooks, Duchow, Behnke, Goeben, Gustafson, Melotik, Moses, Murphy, Mursau, Neylon, O'Connor, Rozar, Baldeh, Conley, Myers, Novak and Steffen.

To the committee on **Government Operations**.

**Senate Bill 909**

Relating to: grants for 911-caller-provided health, access, and functional needs information structures and making an appropriation.

By Senators Testin, Carpenter, James, L. Johnson, Larson, Taylor and Cowles; cosponsored by Representatives J. Anderson, Kurtz, Baldeh, Conley, Considine, Hong, Melotik, Moore Omokunde, Mursau, Palmeri, Spiros, Subeck and Behnke.

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

**Senate Bill 910**

Relating to: the Occupational Therapy Examining Board.

By Senator Testin; cosponsored by Representatives Magnafici, Gundrum, Donovan, Gustafson, Rodriguez and Schmidt.

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

**Senate Bill 911**

Relating to: school safety grants for public and private schools and making an appropriation.

By Senators James, Bradley and Feyen; cosponsored by Representatives Allen, Armstrong, Behnke, Dittrich, Edming, Goeben, Gundrum, Rettinger, Wichgers and Brandtjen.

To the committee on **Education**.

**Senate Bill 912**

Relating to: local regulation of fowl.

By Senators Taylor and Cabral-Guevara; cosponsored by Representatives Sortwell, Bodden, Behnke, Gustafson, S. Johnson, Magnafici, Moses, Penterman, Rozar, Schmidt and Tittl.

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

**Senate Bill 913**

Relating to: psychiatric residential treatment facilities, providing an exemption from emergency rule procedures, and granting rule-making authority.

By Senators James and Quinn; cosponsored by Representatives Dittrich, Behnke, Duchow, Kurtz, Madison, O'Connor and Snyder.

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

**Senate Bill 914**

Relating to: video monitoring or recording in psychiatric residential treatment facilities, residential care centers for children and youth, group homes, and shelter care facilities and granting rule-making authority.

By Senators James and Ballweg; cosponsored by Representatives Dittrich, Kurtz, Madison, Mursau, Novak, O'Connor, Snyder and Snodgrass.

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

**Senate Bill 915**

Relating to: the maximum life and allocation period for Tax Incremental District Number 4 in the city of Antigo.

By Senator Felzkowski; cosponsored by Representative Callahan.

To the committee on **Government Operations**.

**Senate Bill 916**

Relating to: requiring local governments to designate an individual for consultation required under a federal program regarding refugee resettlement and assistance.

By Senators Tomczyk, James, Ballweg, Cabral-Guevara, Jacque, Nass, Quinn and Wanggaard; cosponsored by Representatives Hurd, Summerfield, Pronschinske, Petryk, Armstrong, Gustafson, Behnke, Bodden, Brandtjen, Dittrich, Edming, Goeben, Green, Magnafici, Maxey, Murphy, Mursau, Penterman, Rozar and Schmidt.

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

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## REPORT OF COMMITTEES

The committee on **Agriculture and Tourism** reported and recommended:

**MIESEN, DR. STEPHANIE**, of Edgerton, as a Veterinarian Representative on the Veterinary Examining Board, to serve for the term ending July 1, 2026.

Confirmation.

Ayes: 8 - Senators Ballweg, Tomczyk, Testin, Quinn, Pfaff, Smith, Spreitzer and Marklein.

Noes: 0 - None.

**SCHUH, LYN**, of Oshkosh, as a Certified Veterinary Technician Representative on the Veterinary Examining Board, to serve for the term ending July 1, 2026.

Confirmation.

Ayes: 8 - Senators Ballweg, Tomczyk, Testin, Quinn, Pfaff, Smith, Spreitzer and Marklein.

Noes: 0 - None.

### **Senate Bill 409**

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

Senate Substitute Amendment 2 adoption.

Ayes: 8 - Senators Ballweg, Tomczyk, Testin, Quinn, Pfaff, Smith, Spreitzer and Marklein.

Noes: 0 - None.

Passage as amended.

Ayes: 8 - Senators Ballweg, Tomczyk, Testin, Quinn, Pfaff, Smith, Spreitzer and Marklein.

Noes: 0 - None.

### **Senate Bill 468**

Relating to: eligibility for farmland preservation tax credits.

Senate Amendment 1 adoption.

Ayes: 7 - Senators Ballweg, Tomczyk, Testin, Quinn, Smith, Spreitzer and Marklein.

Noes: 1 - Senator Pfaff.

Passage as amended.

Ayes: 5 - Senators Ballweg, Tomczyk, Testin, Quinn and Marklein.

Noes: 3 - Senators Pfaff, Smith and Spreitzer.

### **Senate Bill 58**

Relating to: nitrate contamination and the well compensation grant program.

Passage.

Ayes: 8 - Senators Ballweg, Tomczyk, Testin, Quinn, Pfaff, Smith, Spreitzer and Marklein.

Noes: 0 - None.

### **Senate Bill 756**

Relating to: a sales tax exemption for sales of admissions to the Wisconsin State Fair at State Fair Park.

Passage.

Ayes: 6 - Senators Ballweg, Tomczyk, Testin, Quinn, Pfaff and Marklein.

Noes: 2 - Senators Smith and Spreitzer.

### **Senate Bill 810**

Relating to: grants awarded by the Wisconsin Economic Development Corporation for the purpose of attracting opportunities and events to Wisconsin.

Passage.

Ayes: 8 - Senators Ballweg, Tomczyk, Testin, Quinn, Pfaff, Smith, Spreitzer and Marklein.

Noes: 0 - None.

*JOAN BALLWEG*

Chairperson

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The joint committee on **Finance** reported and recommended:

### **Senate Bill 351**

Relating to: creating a sales and use tax exemption for the sale of certain memberships to a real estate broker.

Passage.

Ayes: 13 - Senator Marklein and Representative Born; Senators Stroebel, Felzkowski, Ballweg, Testin and L. Johnson; Representatives Katsma, Zimmerman, Rodriguez, Dallman, McGuire and Andraca.

Noes: 0 - None.

### **Senate Bill 791**

Relating to: exemptions from public utility regulation regarding electric vehicle charging stations, installation and operation of electric vehicle charging stations by state agencies or local governmental units, and imposing an excise tax on electric vehicle charging.

Senate Amendment 1 adoption.

Ayes: 13 - Senator Marklein and Representative Born; Senators Stroebel, Felzkowski, Ballweg, Testin and L. Johnson; Representatives Katsma, Zimmerman, Rodriguez, Dallman, McGuire and Andraca.

Noes: 0 - None.

Senate Amendment 2 adoption.

Ayes: 13 - Senator Marklein and Representative Born; Senators Stroebel, Felzkowski, Ballweg, Testin and L. Johnson; Representatives Katsma, Zimmerman, Rodriguez, Dallman, McGuire and Andraca.

Noes: 0 - None.

Passage as amended.

Ayes: 13 - Senator Marklein and Representative Born; Senators Stroebel, Felzkowski, Ballweg, Testin and L. Johnson; Representatives Katsma, Zimmerman, Rodriguez, Dallman, McGuire and Andraca.

Noes: 0 - None.

**Senate Bill 792**

Relating to: an electric vehicle infrastructure program and making an appropriation.

Passage.

Ayes: 13 - Senator Marklein and Representative Born; Senators Stroebel, Felzkowski, Ballweg, Testin and L. Johnson; Representatives Katsma, Zimmerman, Rodriguez, Dallman, McGuire and Andraca.

Noes: 0 - None.

*HOWARD MARKLEIN*  
Senate Chairperson

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The committee on **Government Operations** reported and recommended:

**Senate Bill 186**

Relating to: procedures for reviewing commercial building plans.

Passage.

Ayes: 3 - Senators Stroebel, Bradley and Feyen.

Noes: 2 - Senators Roys and Agard.

**Senate Bill 187**

Relating to: local government review of commercial building plans.

Passage.

Ayes: 3 - Senators Stroebel, Bradley and Feyen.

Noes: 2 - Senators Roys and Agard.

**Senate Bill 188**

Relating to: permission to start construction of a commercial building before plan approval.

Passage.

Ayes: 3 - Senators Stroebel, Bradley and Feyen.

Noes: 2 - Senators Roys and Agard.

**Senate Bill 200**

Relating to: authorization for tribal governments to copy certified copies of vital records for administrative use.

Passage.

Ayes: 5 - Senators Stroebel, Bradley, Feyen, Roys and Agard.

Noes: 0 - None.

**Senate Bill 687**

Relating to: specifying Crossroads College as the entity in which the Church of Christ's property vests if the Church of Christ becomes defunct or is dissolved.

Passage.

Ayes: 3 - Senators Stroebel, Bradley and Feyen.

Noes: 2 - Senators Roys and Agard.

*DUEY STROEBEL*  
Chairperson

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The committee on **Insurance and Small Business** reported and recommended:

**Assembly Bill 62**

Relating to: assignment of dental benefits under health insurance.

Concurrence.

Ayes: 5 - Senators Felzkowski, Hutton, Jagler, Taylor and Pfaff.

Noes: 0 - None.

**Senate Bill 592**

Relating to: reimbursement under the Medical Assistance program for complex rehabilitation technology wheelchair repairs and accessories.

Passage.

Ayes: 5 - Senators Felzkowski, Hutton, Jagler, Taylor and Pfaff.

Noes: 0 - None.

**Senate Bill 63**

Relating to: assignment of dental benefits under health insurance.

Senate Amendment 1 adoption.

Ayes: 5 - Senators Felzkowski, Hutton, Jagler, Taylor and Pfaff.

Noes: 0 - None.

Passage as amended.

Ayes: 5 - Senators Felzkowski, Hutton, Jagler, Taylor and Pfaff.

Noes: 0 - None.

*MARY FELZKOWSKI*  
Chairperson

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The committee on **Shared Revenue, Elections and Consumer Protection** reported and recommended:

**RIEPL, CARRIE**, of Menomonie, as a Legislative Joint Appointment on the Wisconsin Elections Commission, to serve for the term ending May 1, 2026.

Confirmation.

Ayes: 5 - Senators Knodl, Feyen, Quinn, Spreitzer and Smith.

Noes: 0 - None.

**Assembly Bill 298**

Relating to: polling place closures.

Concurrence.

Ayes: 5 - Senators Knodl, Feyen, Quinn, Spreitzer and Smith.

Noes: 0 - None.

**Assembly Bill 330**

Relating to: the number of signatures on nomination papers.

Concurrence.

Ayes: 5 - Senators Knodl, Feyen, Quinn, Spreitzer and Smith.

Noes: 0 - None.

**Assembly Bill 570**

Relating to: certain kinds of election fraud, defects on absentee ballot certificates, returning absentee ballots to the office of the municipal clerk, appointment of election officials, allowing an employee of a residential care facility or qualified retirement home to serve as a personal care voting assistant during a public health emergency or an incident of infectious disease, and providing a penalty.

Concurrence.

Ayes: 3 - Senators Knodl, Feyen and Quinn.

Noes: 2 - Senators Spreitzer and Smith.

**Assembly Bill 572**

Relating to: absentee voting in certain residential care facilities and retirement homes and court determinations of incompetency and ineligibility to vote.

Concurrence.

Ayes: 3 - Senators Knodl, Feyen and Quinn.

Noes: 2 - Senators Spreitzer and Smith.

**Senate Bill 286**

Relating to: the number of signatures on nomination papers.

Senate Amendment 1 adoption.

Ayes: 3 - Senators Knodl, Feyen and Quinn.

Noes: 2 - Senators Spreitzer and Smith.

Passage as amended.

Ayes: 3 - Senators Knodl, Feyen and Quinn.

Noes: 2 - Senators Spreitzer and Smith.

**Senate Bill 366**

Relating to: polling place closures.

Senate Substitute Amendment 1 adoption.

Ayes: 5 - Senators Knodl, Feyen, Quinn, Spreitzer and Smith.

Noes: 0 - None.

Passage as amended.

Ayes: 5 - Senators Knodl, Feyen, Quinn, Spreitzer and Smith.

Noes: 0 - None.

**Senate Bill 464**

Relating to: nonrecourse civil litigation advances and providing a penalty.

Passage.

Ayes: 3 - Senators Knodl, Feyen and Quinn.

Noes: 2 - Senators Spreitzer and Smith.

**Senate Bill 593**

Relating to: absentee voting in certain residential care facilities and retirement homes and court determinations of incompetency and ineligibility to vote.

Senate Substitute Amendment 1 adoption.

Ayes: 5 - Senators Knodl, Feyen, Quinn, Spreitzer and Smith.

Noes: 0 - None.

Passage as amended.

Ayes: 3 - Senators Knodl, Feyen and Quinn.

Noes: 2 - Senators Spreitzer and Smith.

**Senate Bill 631**

Relating to: certain kinds of election fraud, defects on absentee ballot certificates, returning absentee ballots to the office of the municipal clerk, appointment of election officials, allowing an employee of a residential care facility or qualified retirement home to serve as a personal care voting assistant during a public health emergency or an incident of infectious disease, and providing a penalty.

Passage.

Ayes: 3 - Senators Knodl, Feyen and Quinn.

Noes: 2 - Senators Spreitzer and Smith.

**Senate Bill 668**

Relating to: the licensing and regulation by the Department of Financial Institutions of consumer lenders, payday lenders, money transmitters, sales finance companies, collection agencies, mortgage bankers and mortgage brokers, adjustment service companies, community currency exchanges, and insurance premium finance companies; the Nationwide Multistate Licensing System and Registry; modifying and repealing rules promulgated by the Department of Financial Institutions; and granting rule-making authority.

Senate Amendment 1 adoption.

Ayes: 5 - Senators Knodl, Feyen, Quinn, Spreitzer and Smith.

Noes: 0 - None.

Senate Amendment 2 adoption.

Ayes: 5 - Senators Knodl, Feyen, Quinn, Spreitzer and Smith.

Noes: 0 - None.

Senate Amendment 3 adoption.

Ayes: 3 - Senators Knodl, Feyen and Quinn.

Noes: 2 - Senators Spreitzer and Smith.

Passage as amended.

Ayes: 5 - Senators Knodl, Feyen, Quinn, Spreitzer and Smith.

Noes: 0 - None.

**Senate Bill 736**

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

Passage.

Ayes: 3 - Senators Knodl, Feyen and Quinn.

Noes: 2 - Senators Spreitzer and Smith.

*DANIEL KNODL*

Chairperson

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

**Assembly Bill 514**

Relating to: prohibiting certain indemnification provisions in contracts relating to design professional services.

Concurrence.

Ayes: 4 - Senators Tomczyk, Cowles, Hutton and Pfaff.

Noes: 1 - Senator Carpenter.

**Senate Bill 399**

Relating to: designating a bridge in Pierce County as the Eisenhower Bridge of Valor.

Passage.

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

Noes: 0 - None.

**Senate Bill 452**

Relating to: designating and marking the Deputy Kaitie Leising Memorial Highway.

Passage.

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

Noes: 0 - None.

**Senate Bill 484**

Relating to: permits for certain oversize or overweight vehicles transporting forest products.

Senate Amendment 1 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.

**Senate Bill 591**

Relating to: driver education instruction related to work zone safety.

Passage.

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

Noes: 0 - None.

**Senate Bill 633**

Relating to: designating and marking the Ho-Chunk World War II Code Talkers Memorial Highway.

Passage.

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 Dittrich added as a cosponsor of **Senate Bill 323**.

Pursuant to Senate Rule 17 (5), Representative Moses added as a cosponsor of **Senate Bill 420**.

Pursuant to Senate Rule 17 (5), Senator Carpenter added as a coauthor of **Senate Bill 452**.

Pursuant to Senate Rule 17 (5), Senator Carpenter added as a coauthor of **Senate Bill 546**.

Pursuant to Senate Rule 17 (5), Representative Joers added as a cosponsor of **Senate Bill 546**.

Pursuant to Senate Rule 17 (5), Senator Carpenter added as a coauthor of **Senate Bill 591**.

Pursuant to Senate Rule 17 (5), Representatives Subeck and Rozar added as cosponsors of **Senate Bill 618**.

Pursuant to Senate Rule 17 (5), Senator Carpenter added as a coauthor of **Senate Bill 633**.

Pursuant to Senate Rule 17 (5), Representative Conley added as a cosponsor of **Senate Bill 703**.

Pursuant to Senate Rule 17 (5), Representative Michalski added as a cosponsor of **Senate Bill 789**.

Pursuant to Senate Rule 17 (5), Senator Felzkowski added as a coauthor of **Senate Bill 881**.

Pursuant to Senate Rule 17 (5), Representative Kitchens added as a cosponsor of **Senate Bill 895**.

Pursuant to Senate Rule 17 (5), Senator Felzkowski added as a coauthor of **Senate Bill 908**.

Pursuant to Senate Rule 17 (5), Representative Sinicki added as a cosponsor of **Senate Bill 909**.

Pursuant to Senate Rule 17 (5), Senator Felzkowski added as a coauthor of **Senate Joint Resolution 97**.

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**State of Wisconsin  
Office of the Senate President**

January 11, 2024

The Honorable, the Senate:

Pursuant to Senate Rule 36 (2)(c) and section 13.52 (6), Wisconsin Statutes, the Co-Chairs of the Joint Survey Committee on **Tax Exemptions** shall prepare and submit a report in writing, on **Senate Bill 791**, relating to exemptions from public utility regulation regarding electric vehicle charging stations, installation and operation of electric vehicle charging stations by state agencies or local governmental units, and imposing an excise tax on electric vehicle charging..

Thank you for prompt attention to this matter.

Sincerely,  
*CHRIS KAPENGA*  
President