



STATE OF WISCONSIN

Assembly Journal

One-Hundred and Fifth Regular Session

1:03 P.M.

TUESDAY, February 16, 2021

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

Speaker Pro Tempore August in the chair.

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

A quorum was present.

Speaker Vos in the chair.

The prayer was offered by Reverend Michael Beresford of High Point Church in Madison.

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

The roll was taken.

The result follows:

Present - Representatives Allen, Anderson, Andraca, Armstrong, August, Baldeh, Billings, Born, Bowen, Brandtjen, Brooks, Brostoff, Cabral-Guevara, Cabrera, Callahan, Conley, Considine, Dallman, Dittrich, Doyle, Drake, Duchow, Edming, Emerson, Goyke, Gundrum, Hesselbein, Hintz, Hong, Horlacher, Jagler, James, Katsma, Kerkman, Kitchens, Knodl, Krug, Kuglitsch, Kurtz, Loudenbeck, Macco, Magnafici, McGuire, B. Meyers, Milroy, Moore Omokunde, Moses, Murphy, Mursau, L. Myers, Neubauer, Neylon, Novak, Ohnstad, Oldenburg, Ortiz-Velez, Petersen, Petryk, Plumer, Pope, Pronschinske, Ramthun, Riemer, J. Rodriguez, S. Rodriguez, Rozar, Sanfelippo, Schraa, Shelton, Sinicki, Skowronski, Snodgrass, Snyder, Sortwell, Spiros, Spreitzer, Steffen, Steineke, Stubbs, Subeck, Summerfield, Swearingen, Tauchen, Thiesfeldt, Tittl, Tranel, Tusler, VanderMeer, Vining, Vorpagel, Vruwink, Wichgers, Wittke, Zimmerman and Speaker Vos - 95.

Absent with leave - Representatives Haywood, Hebl and Shankland - 3.

Vacancies - 89th Assembly District - 1.

LEAVES OF ABSENCE

Representative Spreitzer asked unanimous consent for a leave of absence for today's session for Representatives Haywood, Hebl and Shankland. Granted.

LEAVES OF ABSENCE

Representative Spreitzer asked unanimous consent for a leave of absence for part of today's session for Representative Moore Omokunde. Granted.

Speaker Pro Tempore August in the chair.

ADMINISTRATIVE RULES

Assembly Clearinghouse Rule 20-064

Relating to retired credential status.

Submitted by Examining Board of Architects, Landscape Architects, Professional Engineers, Designers, and Professional Land Surveyors.

Report received from Agency, February 1, 2021.

To committee on **Housing and Real Estate**.

Referred on February 15, 2021.

Assembly Clearinghouse Rule 20-089

Relating to absence provisions.

Submitted by Department of Administration.

Report received from Agency, February 1, 2021.

To committee on **Labor and Integrated Employment**.

Referred on February 15, 2021.

MESSAGE FROM THE SENATE

From: Michael Queensland, Senate Chief Clerk.

Mr. Speaker:

I am directed to inform you that the Senate has

Adopted and asks concurrence in:

Senate Joint Resolution 5

Passed and asks concurrence in:

Senate Bill 3

Senate Bill 4

Senate Bill 7

Senate Bill 8

Senate Bill 11

Senate Bill 13

Senate Bill 17

Senate Bill 18

Senate Bill 28

Senate Bill 38

Senate Bill 45

Senate Bill 48

Senate Bill 50

Senate Bill 54

Senate Bill 55

Concurred in:

Assembly Bill 2

Assembly Bill 3

Assembly Joint Resolution 2

Assembly Joint Resolution 3

Assembly Joint Resolution 6

COMMUNICATIONS

February 16, 2021

Kay Inabnet

Assistant Assembly Chief Clerk

17 West Main Street, Suite 401

Madison, WI 53703

Dear Assistant Chief Clerk Inabnet:

Please add my name as a co-author of Assembly Bill 33, relating to merit pay raises for state public defenders.

Sincerely,
TIP MCGUIRE
State Representative
64th Assembly District

CALENDAR OF TUESDAY, FEBRUARY 16

Assembly Bill 2

Relating to: various changes to the laws administered and enforced by the Department of Revenue.

Representative Hong asked unanimous consent to be excused from voting on amendments and passage of **Assembly Bill 2** under Assembly Rule 77. Granted.

Assembly Substitute Amendment 2 to **Assembly Bill 2** offered by Representatives Hintz, Hesselbein, Spreitzer, Subeck, B. Meyers, Haywood, Goyke, Neubauer, McGuire, Anderson, Andraca, Baldeh, Billings, Bowen, Brostoff, Cabrera, Conley, Considine, Doyle, Drake, Emerson, Hebl, Milroy, Moore Omokunde and L. Myers.

Assembly Substitute Amendment 3 to **Assembly Bill 2** offered by Representative Wittke.

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

Assembly Amendment 1 to Assembly Substitute Amendment 3 to **Assembly Bill 2** offered by Representatives Anderson, Andraca, Baldeh, Billings, Bowen, Brostoff, Cabrera, Conley, Considine, Doyle, Drake, Emerson, Goyke, Haywood, Hebl, Hesselbein, Hintz, McGuire, B. Meyers, Milroy, Moore Omokunde, L. Myers, Neubauer, Ohnstad, Ortiz-Velez, Pope, Riemer, S. Rodriguez, Shankland, Shelton, Sinicki, Snodgrass, Spreitzer, Stubbs, Subeck, Vining and Vruwink.

Representative Steineke moved that Assembly Amendment 1 to Assembly Substitute Amendment 3 to **Assembly Bill 2** be laid on the table.

The question was: Shall Assembly Amendment 1 to Assembly Substitute Amendment 3 to **Assembly Bill 2** be laid on the table?

The roll was taken.

The result follows:

Ayes - Representatives Allen, Armstrong, August, Born, Brandtjen, Brooks, Cabral-Guevara, Callahan, Dallman, Dittrich, Duchow, Edming, Gundrum, Horlacher, Jagler, James, Katsma, Kerkman, Kitchens, Knodl, Krug, Kuglitsch, Kurtz, Loudenbeck, Macco, Magnafici, Moses, Murphy, Mursau, Neylon, Novak, Oldenburg, Petersen, Petryk, Plumer, Pronschinske, Ramthun, Rozar, Sanfelippo, Schraa, Skowronski, Snyder, Sortwell, Spiros, Steffen, Steineke, Summerfield, Swearingen, Tauchen, Thiesfeldt, Tittl, Tranel, VanderMeer, Vorpapel, Wichgers, Wittke, Zimmerman and Speaker Vos - 58.

Noes - Representatives Anderson, Andraca, Baldeh, Billings, Bowen, Brostoff, Cabrera, Conley, Considine, Doyle, Drake, Emerson, Goyke, Hesselbein, Hintz, McGuire, B. Meyers, Milroy, Moore Omokunde, L. Myers, Neubauer, Ohnstad, Ortiz-Velez, Pope, Riemer, S. Rodriguez, Shelton, Sinicki, Snodgrass, Spreitzer, Stubbs, Subeck, Vining and Vruwink - 34.

Absent or not voting - Representatives Haywood, Hebl, Hong, J. Rodriguez, Shankland and Tusler - 6.

Motion carried.

Assembly Amendment 2 to Assembly Substitute Amendment 3 to **Assembly Bill 2** offered by Representatives Anderson, Andraca, Baldeh, Billings, Bowen, Brostoff, Cabrera, Conley, Considine, Doyle, Drake, Emerson, Goyke, Haywood, Hebl, Hesselbein, Hintz, McGuire, B. Meyers, Milroy, Moore Omokunde, L. Myers, Neubauer, Ohnstad, Ortiz-Velez, Pope, Riemer, S. Rodriguez, Shankland, Shelton, Sinicki, Snodgrass, Spreitzer, Stubbs, Subeck, Vining and Vruwink.

Representative Steineke moved that Assembly Amendment 2 to Assembly Substitute Amendment 3 to **Assembly Bill 2** be laid on the table.

The question was: Shall Assembly Amendment 2 to Assembly Substitute Amendment 3 to **Assembly Bill 2** be laid on the table?

The roll was taken.

The result follows:

Ayes - Representatives Allen, Armstrong, August, Born, Brandtjen, Brooks, Cabral-Guevara, Callahan, Dallman, Dittrich, Duchow, Edming, Gundrum, Horlacher, Jagler, James, Katsma, Kerkman, Kitchens, Knodl, Krug, Kuglitsch, Kurtz, Loudenbeck, Macco, Magnafici, Moses, Murphy, Mursau, Neylon, Novak, Oldenburg, Petersen, Petryk, Plumer, Pronschinske, Ramthun, J. Rodriguez, Rozar,

Sanfelippo, Schraa, Skowronski, Snyder, Sortwell, Spiros, Steffen, Steineke, Summerfield, Swearingen, Tauchen, Thiesfeldt, Tittl, Tranel, Tusler, VanderMeer, Vorpapel, Wichgers, Wittke, Zimmerman and Speaker Vos - 60.

Noes - Representatives Anderson, Andraca, Baldeh, Billings, Bowen, Brostoff, Cabrera, Conley, Considine, Doyle, Drake, Emerson, Goyke, Hesselbein, Hintz, McGuire, B. Meyers, Milroy, Moore Omokunde, L. Myers, Neubauer, Ohnstad, Ortiz-Velez, Pope, Riemer, S. Rodriguez, Shelton, Sinicki, Snodgrass, Spreitzer, Stubbs, Subeck, Vining and Vruwink - 34.

Absent or not voting - Representatives Haywood, Hebl, Hong and Shankland - 4.

Motion carried.

LEAVES OF ABSENCE

Representative Spreitzer asked unanimous consent for a leave of absence for part of today's session for Representative Milroy. Granted.

Assembly Substitute Amendment 4 to **Assembly Bill 2** offered by Representatives Anderson, Andraca, Baldeh, Billings, Bowen, Brostoff, Cabrera, Conley, Considine, Drake, Emerson, Goyke, Haywood, Hebl, Hesselbein, Hintz, McGuire, B. Meyers, Milroy, Moore Omokunde, L. Myers, Neubauer, Ohnstad, Ortiz-Velez, Pope, Riemer, S. Rodriguez, Shankland, Shelton, Sinicki, Snodgrass, Spreitzer, Stubbs, Subeck, Vining and Vruwink.

Representative Steineke moved that Assembly Substitute Amendment 4 to **Assembly Bill 2** be laid on the table.

The question was: Shall Assembly Substitute Amendment 4 to **Assembly Bill 2** be laid on the table?

The roll was taken.

The result follows:

Ayes - Representatives Allen, Armstrong, August, Born, Brandtjen, Brooks, Cabral-Guevara, Callahan, Dallman, Dittrich, Duchow, Edming, Gundrum, Horlacher, Jagler, James, Katsma, Kerkman, Kitchens, Knodl, Krug, Kuglitsch, Kurtz, Loudenbeck, Macco, Magnafici, Moses, Murphy, Mursau, Neylon, Novak, Oldenburg, Petersen, Petryk, Plumer, Pronschinske, Ramthun, J. Rodriguez, Rozar, Sanfelippo, Schraa, Skowronski, Snyder, Sortwell, Spiros, Steffen, Steineke, Summerfield, Swearingen, Tauchen, Thiesfeldt, Tittl, Tranel, Tusler, VanderMeer, Vorpapel, Wichgers, Wittke, Zimmerman and Speaker Vos - 60.

Noes - Representatives Anderson, Andraca, Baldeh, Billings, Bowen, Brostoff, Cabrera, Conley, Considine, Doyle, Emerson, Goyke, Hesselbein, Hintz, McGuire, B. Meyers, Moore Omokunde, L. Myers, Neubauer, Ohnstad, Ortiz-Velez, Pope, Riemer, S. Rodriguez, Shelton, Sinicki, Snodgrass, Spreitzer, Stubbs, Subeck, Vining and Vruwink - 32.

Absent or not voting - Representatives Drake, Haywood, Hebl, Hong, Milroy and Shankland - 6.

Motion carried.

Speaker Pro Tempore August asked unanimous consent that the Assembly stand informal. Granted.

The Assembly stood informal.

2:38 P.M.

INFORMAL

3:31 P.M.

The Assembly reconvened.

Speaker Pro Tempore August in the chair.

Assembly Amendment 1 to Assembly Amendment 3 to Assembly Substitute Amendment 3 to **Assembly Bill 2** offered by Representative Loudenbeck.

The question was: Shall Assembly Amendment 1 to Assembly Amendment 3 to Assembly Substitute Amendment 3 to **Assembly Bill 2** be adopted?

Motion carried.

Assembly Amendment 3 to Assembly Substitute Amendment 3 to **Assembly Bill 2** offered by Representatives Anderson, Andraca, Baldeh, Billings, Bowen, Brostoff, Cabrera, Conley, Considine, Doyle, Drake, Emerson, Goyke, Haywood, Hebl, Hesselbein, Hintz, McGuire, B. Meyers, Milroy, Moore Omokunde, L. Myers, Neubauer, Ohnstad, Ortiz-Velez, Pope, Riemer, S. Rodriguez, Shankland, Shelton, Sinicki, Snodgrass, Spreitzer, Stubbs, Subeck, Vining and Vruwink.

The question was: Shall Assembly Amendment 3 to Assembly Substitute Amendment 3 to **Assembly Bill 2** be adopted?

Motion carried.

The question was: Shall Assembly Substitute Amendment 3 to **Assembly Bill 2** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 2** be ordered engrossed and read a third time?

Motion carried.

Representative Steineke asked unanimous consent that the rules be suspended and that **Assembly Bill 2** be given a third reading. Granted.

The question was: **Assembly Bill 2** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes - Representatives Allen, Anderson, Andraca, Armstrong, August, Billings, Born, Bowen, Brandtjen,

Brooks, Cabral-Guevara, Cabrera, Callahan, Conley, Considine, Dallman, Dittrich, Doyle, Drake, Duchow, Edming, Emerson, Gundrum, Hesselbein, Hintz, Horlacher, Jagler, James, Katsma, Kerkman, Kitchens, Knodl, Krug, Kuglitsch, Kurtz, Loudenbeck, Macco, Magnafici, McGuire, B. Meyers, Moses, Murphy, Mursau, L. Myers, Neylon, Novak, Ohnstad, Oldenburg, Ortiz-Velez, Petersen, Petryk, Plumer, Pope, Pronschinske, Ramthun, Riemer, J. Rodriguez, S. Rodriguez, Rozar, Sanfelippo, Schraa, Shelton, Skowronski, Snodgrass, Snyder, Sortwell, Spiros, Spreitzer, Steffen, Steineke, Stubbs, Subeck, Summerfield, Swearingen, Tauchen, Thiesfeldt, Tittl, Tranel, Tusler, VanderMeer, Vining, Vorpapel, Vruwink, Wichgers, Wittke, Zimmerman and Speaker Vos - 87.

Noes - Representatives Baldeh, Brostoff and Sinicki - 3.

Paired for - Representatives Haywood, Milroy and Shankland - 3.

Paired against - Representatives Goyke, Moore Omokunde and Neubauer - 3.

Absent or not voting - Representatives Hebl and Hong - 2.

Motion carried.

Representative Steineke asked unanimous consent that the rules be suspended and that **Assembly Bill 2** be immediately messaged to the Senate. Granted.

Assembly Bill 3

Relating to: modifications to the tax treatment of tax-option corporations that elect to pay tax at the entity level.

The question was: Shall **Assembly Bill 3** be ordered engrossed and read a third time?

Motion carried.

Representative Steineke asked unanimous consent that the rules be suspended and that **Assembly Bill 3** be given a third reading. Granted.

The question was: **Assembly Bill 3** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes - Representatives Allen, Anderson, Andraca, Armstrong, August, Baldeh, Billings, Born, Bowen, Brandtjen, Brooks, Brostoff, Cabral-Guevara, Cabrera, Callahan, Conley, Considine, Dallman, Dittrich, Doyle, Drake, Duchow, Edming, Emerson, Goyke, Gundrum, Hesselbein, Hintz, Hong, Horlacher, Jagler, James, Katsma, Kerkman, Kitchens, Knodl, Krug, Kuglitsch, Kurtz, Loudenbeck, Macco, Magnafici, McGuire, B. Meyers, Moore Omokunde, Moses, Murphy, Mursau, L. Myers, Neubauer, Neylon, Novak, Ohnstad, Oldenburg, Ortiz-Velez, Petersen, Petryk, Plumer, Pope, Pronschinske, Ramthun, Riemer, J. Rodriguez, S. Rodriguez, Rozar, Sanfelippo, Schraa, Shelton, Sinicki, Skowronski, Snodgrass, Snyder, Sortwell, Spiros, Spreitzer, Steffen, Steineke, Stubbs, Subeck, Summerfield, Swearingen, Tauchen, Thiesfeldt,

Tittl, Tranel, Tusler, VanderMeer, Vining, Vorpapel, Vruwink, Wichgers, Wittke, Zimmerman and Speaker Vos - 94.

Noes - None.

Absent or not voting - Representatives Haywood, Hebl, Milroy and Shankland - 4.

Motion carried.

Representative Steineke asked unanimous consent that the rules be suspended and that **Assembly Bill 3** be immediately messaged to the Senate. Granted.

MESSAGE FROM THE SENATE

From: Michael Queensland, Senate Chief Clerk.

Mr. Speaker:

I am directed to inform you that the Senate has

Passed and asks concurrence in:

Senate Bill 25

Senate Bill 27

Senate Bill 62

Amended and concurred in as amended:

Assembly Bill 4 (Senate amendment 1 adopted)

ACTION ON THE SENATE MESSAGE

Representative Steineke asked unanimous consent that the rules be suspended and that **Senate Bill 25** be withdrawn from the Senate message and taken up at this time. Granted.

Senate Bill 25

Relating to: member meetings, bylaws, and emergency powers of a cooperative.

By Senators Testin, Ringhand, Cowles, Ballweg, Bernier, Bewley, Erpenbach, Felzkowski, Jacque, Marklein, Nass, Petrowski, Pfaff, Roys, Smith and L. Taylor; cosponsored by Representatives Summerfield, Oldenburg, Armstrong, Billings, Doyle, Edming, Gundrum, James, Kitchens, Krug, Kuglitsch, Kurtz, Loudenbeck, B. Meyers, Milroy, Moses, Mursau, Novak, Petryk, Plumer, Rozar, Skowronski, Snyder, Spreitzer, Tauchen, Thiesfeldt, Tranel, VanderMeer and Vruwink.

The question was: Shall **Senate Bill 25** be ordered to a third reading?

Motion carried.

Representative Steineke asked unanimous consent that the rules be suspended and that **Senate Bill 25** be given a third reading. Granted.

The question was: **Senate Bill 25** having been read three times, shall the bill be concurred in?

Motion carried.

Representative Steineke asked unanimous consent that the rules be suspended and that **Senate Bill 25** be immediately messaged to the Senate. Granted.

Assembly Bill 22

Relating to: member meetings, bylaws, and emergency powers of a cooperative.

Representative Steineke asked unanimous consent that **Assembly Bill 22** be laid on the table. Granted.

Representative Steineke asked unanimous consent that the rules be suspended and that **Senate Bill 27** be withdrawn from the Senate message and taken up at this time. Granted.

Senate Bill 27

Relating to: defining “multijurisdictional” for the purposes of the lottery.

By Senators Marklein, Felzkowski and L. Taylor; cosponsored by Representatives Summerfield, Armstrong, Kuglitsch, Moses, J. Rodriguez, Skowronski and Swearingen.

The question was: Shall **Senate Bill 27** be ordered to a third reading?

Motion carried.

Representative Steineke asked unanimous consent that the rules be suspended and that **Senate Bill 27** be given a third reading. Granted.

The question was: **Senate Bill 27** having been read three times, shall the bill be concurred in?

Motion carried.

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

Representative Steineke asked unanimous consent that the rules be suspended and that **Senate Bill 27** be immediately messaged to the Senate. Granted.

Assembly Bill 28

Relating to: defining “multijurisdictional” for the purposes of the lottery.

Representative Steineke asked unanimous consent that **Assembly Bill 28** be laid on the table. Granted.

Representative Steineke asked unanimous consent that the rules be suspended and that **Senate Bill 62** be withdrawn from the Senate message and taken up at this time. Granted.

Senate Bill 62

Relating to: merit pay raises for state public defenders.

By Senators Petrowski, Wanggaard, L. Taylor, Carpenter, Feyen, Ringhand, Jacque, Felzkowski, Roys, Darling, Testin, Larson and Pfaff; cosponsored by Representatives Loudenbeck, Born, Schraa, Ramthun, Tauchen, Novak, Snyder, Skowronski, Rozar, Zimmerman, Edming, Mursau, Knodl, James, Doyle, Cabrera, Summerfield, VanderMeer, Dittrich, Sinicki, Milroy, Spiros, Moses, Neubauer, Hong, Duchow, Drake, Tranel, Riemer, Bowen, Andraca, Spreitzer, B. Meyers, Subeck and Brostoff.

The question was: Shall **Senate Bill 62** be ordered to a third reading?

Motion carried.

Representative Steineke asked unanimous consent that the rules be suspended and that **Senate Bill 62** be given a third reading. Granted.

The question was: **Senate Bill 62** having been read three times, shall the bill be concurred in?

Motion carried.

Representative Steineke asked unanimous consent that the rules be suspended and that **Senate Bill 62** be immediately messaged to the Senate. Granted.

Assembly Bill 4

Relating to: pharmacy technicians and pharmacy students administering vaccines.

The question was: Shall Senate Amendment 1 to **Assembly Bill 4** be concurred in?

Motion carried.

Representative Steineke asked unanimous consent that the rules be suspended and that the Assembly’s action on **Assembly Bill 4** be immediately messaged to the Senate. Granted.

Assembly Resolution 10

Relating to: proclaiming the month of February 2021 as Career and Technical Education Month in Wisconsin.

The question was: Shall **Assembly Resolution 10** be adopted?

Motion carried.

Speaker Pro Tempore August asked unanimous consent that the Assembly stand informal. Granted.

The Assembly stood informal.

4:14 P.M.

INFORMAL

5:35 P.M.

The Assembly reconvened.

Speaker Pro Tempore August in the chair.

Assembly Joint Resolution 6

Relating to: proclaiming February 2021 to be American Heart Month in Wisconsin.

The question was: Shall **Assembly Joint Resolution 6** be adopted?

Motion carried.

Representative Steineke asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 6** be immediately messaged to the Senate. Granted.

Speaker Pro Tempore August asked unanimous consent that the Assembly stand recessed. Granted.

The Assembly stood recessed.

5:36 P.M.

RECESS

The Assembly reconvened.

Speaker Vos in the chair.

6:46 P.M.

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

A quorum was present.

Representative Spreitzer asked unanimous consent for a leave of absence for part of today's session for Representatives Brostoff, Sinicki and Vining. Granted.

The Assembly stood informal.

Assembly Sergeant at Arms Anne Tonnon Byers announced the arrival of the members of the Wisconsin State Senate.

JOINT CONVENTION

The houses went into joint convention.

Senate President Kapenga presiding.

Due to the Coronavirus pandemic, Governor Tony Evers delivered the 2021-2023 biennial budget address virtually. Pursuant to Joint Rule 73, the governor's message is printed in the Senate journal only.

Representative Steineke moved that the joint convention arise.

The question was: Shall the joint convention arise?

Motion carried.

7:37 P.M.

ADJOURNMENT

Speaker Vos moved that the Assembly stand adjourned until 10:00 A.M. on Thursday, February 18.

The question was: Shall the Assembly stand adjourned?

Motion carried.

The Assembly stood adjourned.

7:38 P.M.

INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

Assembly Bill 68

Relating to: state finances and appropriations, constituting the executive budget act of the 2021 legislature.

By joint committee on **Finance** by request of Governor Tony Evers.

To joint committee on **Finance**.

To joint survey committee on **Tax Exemptions**.