



STATE OF WISCONSIN

Assembly Journal

Ninety-Second Regular Session

2:10 P.M.

TUESDAY, January 3, 1995

The Assembly met in the State Capitol Rotunda. Pursuant to Section 13.02 of the Wisconsin Statutes and Assembly Rule 5, the Assembly was called to order by the chief clerk of the 1993-94 session, Thomas Melvin.

The prayer was offered by Susan Vergeront, former representative from the 60th Assembly District:

“Lord, the words of Jefferson and Lincoln are echoed again in 1994; words that point us to our need for Your gracious guidance and provision; words that proclaim our very real need to turn to you and acknowledge you as God in what ever way and tradition is ours.

Lord, our prayers this afternoon are especially for the ladies and gentlemen who have been elected to seats in this Assembly -- these representatives and representatives-elect, so eager to be called the servants of the people. Lord, we pray that You give them the heart of a servant so that they may put the good of the people, and the good of Your Kingdom, ahead of selfish interests.

Lord, we lift these servants up...

Each of them has accomplished much, just by being elected to represent the voters who placed their trust in them at the ballot box.

The voters trust that their elected officials will be truthful in their words, diligent in their work, and honest in their dealings with each other here and with the voters at home.

With Your help Lord, they can and will fulfill those expectations...

Lord, we would ask that You help them to keep priorities firmly in place.

Give them a perspective that stretches far beyond the next election...may their perspective reach out to You Lord and to our eternal destiny as Your people.

Give them perspective, so they can see in the pressures of the moment what is really important to focus on.

Give them patience ...patience to know that the battles ahead may be fierce, but are there for only a moment, and then pass, the good or harm done in those moments can bring glory or shame.

Lord, give them a double helping of discernment to know when it is time to speak out and when its time to be silent...in the heat of the moment, this wisdom is especially needed.

Lord, give them a large measure of humor...give Your servants assembled here the gift of laughter, to laugh at themselves and with others, And the gift of joy. Give them...hearts that are full of the joy that can only come from knowing You and walking with You.

Give them perseverance Lord, the perseverance they need to stand for what they know to be right, even if it means standing alone.

Give them compassion Lord, in their dealings with those who need help. May their compassion be filled with wisdom, so that there help lifts people out of their adversities, and gives the tools needed to be as self sufficient as their circumstances would allow.

Give them compassion also Lord, in dealing with one another, this can be a mean and ugly place, Lord, and when it is, it demeans and degrade the body and institution.

Lord, the words of Paul in Romans 12 seems especially appropriate...where Paul tells us to

Let love be genuine;

Hate what is evil, hold fast to what is good

Bless those who persecute You; Bless and do not curse them.

Live in harmony with one another; Do not be haughty but Associate with the lowly,

Do not claim to be wiser than you are

Do not repay any one evil for evil

But take though for what is noble in the sight of all.

If it is possible so far as it depends on you live peaceable With all

Never avenge yourselves but leave room for the wrath of God

Do not be overcome by evil, but overcome evil with good

Lord, we would ask that You write these words on the hearts of all elected officials, and indeed on all our hearts.

Our prayers this afternoon are also for the families of the representative, we pray for their safety, for endurance in times of separation, and encouragement when pressures and demands press upon them. Help them hold fast to their faith in You and their love for each other.

So again Lord, we pray for the gifts of Wisdom to know that is right,

Courage to stand for what is right,
Perspective to hold on to the good and let go of the bad.

May all that is done and said in this Assembly be worthy of
the trust placed in these people, and may it serve to further
Your Kingdom.

Lord we lay all these prayers before You in whatever name
we know to be holy,
And this I would pray in the name of the Lord Jesus Christ.
Amen.”



The Colors were presented by the Zor Shrine Pipe and
Drum Band of Madison.

Representative-elect Gunderson led the membership in
reciting the pledge of allegiance to the flag of the United
States of America.

Representative Judy Klusman led the membership in
singing the “Star Spangled Banner”.



COMMUNICATIONS

State of Wisconsin
Elections Board
Madison

December 14, 1994

Dear Mr. Melvin:

I am pleased to provide you with a copy of the official
canvass of the November 8, 1994 General Election vote for
representative to the assembly along with the determination
by the State Board of Canvassers of the winners.

If the State Elections Board staff can provide you with
any further information or assistance, please contact our
office.

Sincerely,
KEVIN J. KENNEDY
Executive Secretary
State Elections Board



1st - Dave Hutchison
N8915 State Road 57
Luxemburg 54217
Republican

2nd - Frank G. Lasee
1776 Gordy Lane
De Pere 54115
Republican

3rd - Alvin R. Ott
P.O. Box 112,
N8855 Church Street
Forest Junction 54123
Republican

4th - Mark A. Green
2152 Gloucester Drive
Green Bay 54304
Republican

5th - William N. Vander Loop
1908 Parkwood Drive
Kaukauna 54130
Democrat

6th - John H. Ainsworth
Route 1, Box 380
W75 Soo Lane
Shawano 54166
Republican

7th - Peter E. Bock
4710 West Bluemound Road
Milwaukee 53208-3648
Democrat

8th - Walter J. Kunicki
1550 S. 4th Street
Milwaukee 53204
Democrat

9th - Timothy W. Carpenter
2957 S. 38th Street
Milwaukee 53215
Democrat

10th - Annette Polly Williams
3927 N. 16th Street
Milwaukee 53206
Democrat

11th - Johnnie Morris-Tatum
3711 W. Douglas Avenue
Milwaukee 53209
Democrat

12th - Shirley I. Krug
6105 W. Hope Avenue
Milwaukee 53216
Democrat

13th - David A. Cullen
2845 N. 68th Street
Milwaukee 53210
Democrat

- 14th - Scott K. Walker
2334 N. 73rd Street
Wauwatosa 53213
Republican
- 15th - Jeannette Bell
1415 S. 60th Street
West Allis 53214
Democrat
- 16th - Leon D. Young
2351 N. Richards Street
Milwaukee 53212
Democrat
- 17th - G. Spencer Coggs
3732 N. 40th Street
Milwaukee 53216
Democrat
- 18th - Antonio R. Riley
3013 W. Mount Vernon Avenue
Milwaukee 53208
Democrat
- 19th - Barbara Notestein
1724 E. Geneva Place
Milwaukee 53211-3557
Democrat
- 20th - Rosemary Potter
3006 S. Delaware Avenue
Milwaukee 53207
Democrat
- 21st - Richard A. Grobschmidt
1513 Mackinac Avenue
South Milwaukee 53172
Democrat
- 22nd - Sheldon A. Wasserman
3487 N. Lake Drive
Milwaukee 53211
Democrat
- 23rd - John La Fave
5901 W. Brown Deer Rd., # 206
Brown Deer 53223-2351
Democrat
- 24th - Lolita Schneiders
N89 W17151 Highland Court
Menomonee Falls 53051
Republican
- 25th - Robert F. Ziegelbauer
1213 S. 8th Street
Manitowoc 54220
Democrat
- 26th - Jim Baumgart
1337A Carl Avenue
Sheboygan 53081
Democrat
- 27th - Clifford Otte
N5385 Bridgewood Road
Sheboygan Falls 53085
Republican
- 28th - Robert M. Dueholm
904 State Road 48
P.O. Box 260
Luck 54853
Democrat
- 29th - Al Baldus
631 Grandview Court
Menomonie 54751
Democrat
- 30th - Sheila E. Harsdorf
N6627 County Road E.
River Falls 54022
Republican
- 31st - Stephen L. Nass
W8948 Willis Ray Road
Whitewater 53190
Republican
- 32nd - Scott R. Jensen
850 S. Springdale Road
Waukesha 53186
Republican
- 33rd - Daniel P. Vrakas
N45 W28912 Capitol Drive
Hartland 53029
Republican
- 34th - Joseph W. Handrick
514 Chicago Avenue
Minocqua 54548
Republican
- 35th - Thomas D. Ourada
425 Dorr Street
Antigo 54409
Republican
- 36th - Lorraine M. Seratti
HC-2, Box 588
Florence 54121
Republican

37th - David Ward
N3401 Highway G
Fort Atkinson 53538
Republican

38th - Steven M. Foti
1117 Dickens Drive
Oconomowoc 53066
Republican

39th - Robert G. Goetsch
N6485 High Point Road
Juneau 53039
Republican

40th - William D. Lorge
Route 1 W10188 County F
Bear Creek 54922
Republican

41st - Luther S. Olsen
N2021 Highway 49
Berlin 54923
Republican

42nd - Ben Brancel
Rural Route 1, Box 229
Endeavor 53930
Republican

43rd - Charles W. Coleman
N7230 Krahn Drive
Whitewater 53190
Republican

44th - Wayne W. Wood
2429 Rockport Road
Janesville 53545
Democrat

45th - Judy Robson
2411 E. Ridge Road
Beloit 53511
Democrat

46th - Rudy Silbaugh
115 E. Wilson Street
Stoughton 53589
Republican

47th - Eugene Hahn
W3198 Old B Road
Cambria 53923
Republican

48th - Doris J. Hanson
6214 South Court
McFarland 53558
Democrat

49th - David A. Brandemuehl
13081 Pine Road
Fennimore 53809
Republican

50th - Sheryl Albers
S6896 Seeley Creek Road
Loganville 53943
Republican

51st - Stephen J. Freese
1121 Professional Drive
Dodgeville 53533
Republican

52nd - John P. Dobyns
33 S. Berger Parkway
Fond du Lac 54935
Republican

53rd - Carol Owens
144 County Road C
Oshkosh 54904
Republican

54th - Gregg Underheim
1652 Beech Street
Oshkosh 54901
Republican

55th - Dean R. Kaufert
930 Betty Avenue
Neenah 54956
Republican

56th - Judith A. Klusman
7544 Green Meadow Road
Oshkosh 54904
Republican

57th - David Prosser, Jr.
2904 N. Meade Street
Appleton 54911
Republican

58th - Michael A. Lehman
1317 Honeysuckle Road
Hartford 53027
Republican

59th - Glenn Grothman
111 S. 6th Avenue
West Bend 53095
Republican

- 60th - Tim Hoven
111 N. Milwaukee Street
Port Washington 53074
Republican
- 61st - Robert L. Turner
36 McKinley Avenue
Racine 53404
Democrat
- 62nd - Kimberly M. Plache
2614 17th Street
Racine 53405
Democrat
- 63rd - Bonnie L. Ladwig
4616 Marcia Drive
Racine 53405
Republican
- 64th - James Kreuser
3313 24th Avenue
Kenosha 53140
Democrat
- 65th - Robert W. Wirch
3007 Springbrook Road
Kenosha 53142
Democrat
- 66th - Cloyd Porter
28322 Durand Avenue
Burlington 53105
Republican
- 67th - Michael O. Wilder
120 1/2 N. Bridge Street
Chippewa Falls 54729
Democrat
- 68th - David S. Plombon
403 N. Franklin Street
Stanley 54768
Democrat
- 69th - Robert Zukowski
W9884 County Road MM
Thorp 54771-8106
Republican
- 70th - Donald W. Hasenohrl
9516 Bluff Drive
Pittsville 54466-9763
Democrat
- 71st - William M. Murat
1540 Plover Street
Stevens Point 54481
Democrat
- 72nd - Marlin D. Schneider
3820 Southbrook Lane
Wisconsin Rapids 54494
Democrat
- 73rd - Frank Boyle
8091 S. Island View Road
Superior 54880
Democrat
- 74th - Barbara J. Linton
Bass Lake Road
Route 1, Box 299
Highbridge 54846
Democrat
- 75th - Mary Hubler
1966 Hawthorne Lane
Rice Lake 54868
Democrat
- 76th - Rebecca Young
639 Crandall Street
Madison 53711
Democrat
- 77th - Spencer Black
5742 Elder Place
Madison 53705
Democrat
- 78th - Tammy Baldwin
525 Riverside Drive
Madison 53704
Democrat
- 79th - Rick Skindrud
1261 LaFollette Road
Mount Horeb 53572
Republican
- 80th - Mike Powers
N6842 Attica Road
Albany 53502
Republican
- 81st - David Travis
4229 Mandrake Road
Madison 53704
Democrat
- 82nd - James A. Rutkowski
4550 S. 117th Street
Greenfield 53228
Democrat

83rd - Scott L. Gunderson
28918 Kramer Drive
Waterford 53185
Republican

84th - Mary A. Lazich
4405 S. 129th Street
New Berlin 53151
Republican

85th - Gregory B. Huber
406 S. 9th Avenue
Wausau 54401
Democrat

86th - Thomas Springer
701 16th Street
Mosinee 54455
Democrat

87th - Marty Reynolds
219 W. 2nd Street North
Ladysmith 54848
Democrat

88th - Carol Kelso
416 W. LeCapitaine Circle
Green Bay 54302
Republican

89th - John G. Gard
481 Aubin Street
P.O. Box 119
Peshtigo 54157
Republican

90th - John J. Ryba
714 Wilson Avenue
Green Bay 54303
Democrat

91st - Barbara Gronemus
1634 West Street
P.O. Box 676
Whitehall 54773-0676
Democrat

92nd - Terry M. Musser
Route 1, Box 98
Black River Falls 54615
Republican

93rd - Rob Kreibich
3437 Nimitz Street
Eau Claire 54701
Republican

94th - Michael D. Huebsch
401 16th Avenue North
Onalaska 54650
Republican

95th - Mark Meyer
920 S. 6th Street
La Crosse 54601
Democrat

96th - DuWayne G. Johnsrud
Route 1, Box 91A
Eastman 54626
Republican

97th - Peggy Krusick
3426 S. 69th Street
Milwaukee 53219
Democrat

98th - Marc C. Duff
1811 S. Elm Grove Road
New Berlin 53151
Republican

99th - Frank H. Urban
3645 Emberwood Drive
Brookfield 53005
Republican

OATH OF OFFICE

Pursuant to Article IV, Section 28 of the Wisconsin Constitution, the Honorable Justice Jon P. Wilcox of the Wisconsin Supreme Court administered the oath of office to the members en masse.

The roll was called by the Assistant Chief Clerk of the 1993-94 session, Charles Sanders, and the members, as their names were called, came to the desk to sign the oath of office book.

The roll was taken.

The result follows:

Present - Representatives Ainsworth, Albers, Baldus, Baldwin, Baumgart, Bell, Black, Bock, Brancel, Brandemuehl, Carpenter, Coggs, Coleman, Cullen, Dobyns, Dueholm, Duff, Foti, Freese, Gard, Goetsch, Green, Grobschmidt, Gronemus, Grothman, Gunderson, Hahn, Handrick, Hanson, Harsdorf, Hasenohrl, Hoven, Huber, Hubler, Huebsch, Hutchison, Jensen, Johnsrud, Kaufert, Kelso, Klusman, Kreibich, Kreuser, Krug, Krusick, Kunicki, La Fave, Ladwig, F. Lasee, Lazich, Lehman, Linton, Lorge, Meyer, Morris-Tatum, Murat, Musser, Nass, Notestein, Olsen, Ott, Otte, Ourada, Owens, Plache, Porter, R. Potter, Powers, Prosser, Reynolds, Riley, Robson, Rutkowski, Ryba,

Schneider, Schneiders, Seratti, Silbaugh, Skindrud, Springer, Travis, Turner, Underheim, Urban, Vander Loop, Vrakas, Walker, Ward, Wasserman, Wilder, Williams, Wirch, Wood, L. Young, R. Young, Ziegelbauer and Zukowski - 97.

Absent - None.

Absent with leave - Representatives Boyle and Plombon - 2.

Vacancies - None.

LEAVES OF ABSENCE

Representative Schneider asked unanimous consent for a leave of absence for today's session for Representatives Boyle and Plombon. Granted.

ELECTION OF SPEAKER

Representative Gard nominated Representative Prosser for the position of Speaker of the Assembly.

Representative Meyer nominated Representative Schneider for the position of Speaker of the Assembly.

There being no further nominations, the chair declared nominations closed.

The roll was taken.

The result follows:

For Representative Prosser - Representatives Ainsworth, Albers, Brancel, Brandemuehl, Coleman, Dobyns, Duff, Foti, Freese, Gard, Goetsch, Green, Grothman, Gunderson, Hahn, Handrick, Harsdorf, Hoven, Huebsch, Hutchison, Jensen, Johnsrud, Kaufert, Kelso, Klusman, Kreibich, Ladwig, F. Lasee, Lazich, Lehman, Lorge, Musser, Nass, Olsen, Ott, Otte, Ourada, Owens, Porter, Powers, Prosser, Schneiders, Seratti, Silbaugh, Skindrud, Underheim, Urban, Vrakas, Walker, Ward, Williams and Zukowski - 52.

For Representative Schneider - Representatives Baldus, Baldwin, Baumgart, Bell, Black, Bock, Carpenter, Coggs, Cullen, Dueholm, Grobschmidt, Gronemus, Hanson, Hasenohrl, Huber, Hubler, Kreuser, Krug, Krusick, Kunicki, La Fave, Linton, Meyer, Morris-Tatum, Murat, Notestein, Plache, R. Potter, Reynolds, Riley, Robson, Rutkowski, Ryba, Schneider, Springer, Travis, Turner, Vander Loop, Wasserman, Wilder, Wirch, Wood, L. Young, R. Young and Ziegelbauer - 45.

Absent or not voting - Representatives Boyle and Plombon - 2.

Representative Prosser was elected Speaker of the Assembly.

Representatives Porter and Kelso escorted Representative Prosser to the rostrum.

The oath of office was administered by Judge Harold Froehlich, former speaker of the Assembly and current Outagamie Circuit Court Judge in Appleton.

Speaker Prosser in the chair.

REMARKS BY THE SPEAKER

"At the outset of my remarks, would you please join me in a moment of prayer:

"Almighty God: As we begin the work of a new legislative session we ask you to guide our deliberations and decisions. Open our minds to a shared and shining vision of goodness, unity, and justice for our beloved state. Inspire our best efforts, that we may make difficult choices with wisdom and understanding. Enable us to discern clearly right from wrong. And as we seek to discharge the public trust we have so eagerly sought, give us humility that we may fully appreciate the sources of authority, both spiritual and temporal, from whom we have received permission to conduct the people's business. Amen."

Governor Thompson, Judge Wilcox, Judge Froehlich, my legislative colleagues, ladies and gentlemen:

I am very appreciative of the great honor you have bestowed upon me today... and mindful of the weighty responsibilities that go with it. The speaker's office is a goal I have pursued for many years. But now that the goal has been achieved, I realize how dependent I am upon your ideas and counsel, your encouragement and support, for any real chance of success in the months ahead.

I recognize also debts from the past.

Like you, I am deeply indebted to a loving and supportive family, who are here today, and to faithful friends and neighbors, political associates and staff, who have made this ceremony possible.

Over the years, many people have proved to be mentors; but one person in particular stands out.

Nearly four decades ago, a young activist in Appleton encouraged a teenage boy to become interested in politics. Ten years later he invited a law student to work for him in the speaker's office in the Wisconsin Assembly. Six years after that he pulled me out of the ashes of political defeat, asked me to join his campaign for Congress, and eventually took me with him to Washington. Then, as now, he was an excellent role model. That is why I am so pleased to have former Speaker, former Congressman, and current Circuit Judge Harold Froehlich here to administer my oath of office.

Each of you has similar debts to mentors, family, and friends. None of us has been beamed here to the Capitol by our own power. We owe too much to others.

Four years ago, Speaker Kunicki initiated the becoming practice of inviting members to stand and applaud their families and supporters for all they have done to permit us to serve. Let's continue that fine tradition now.

These ceremonies, including the election of a new speaker, embody both continuity and renewal. We have continuity in the orderly transfer of power, from one person to another, from one party to another, greatly facilitated by the gracious cooperation of the outgoing speaker.

We have renewal as we welcome 12 new members to the Assembly--and elect new leaders who espouse change and propose reform.

But, make no mistake, we are meeting in very troubled times. The recent election was a siren, warning us of a dangerous political whirlwind.

Throughout the Nation, there is cynicism, disillusionment, and frustration with government. People have lost faith in political leaders and respect for the political process. There is anxiety because of a widespread sense that our political system is broken. There is despair that the current crop of politicians cannot fix it. There is anger when the public sees politicians bickering, sniping, and posturing in their little games instead of solving critical problems. The people want and expect something more. They demand action.

These dangerous winds are blowing even here in Wisconsin. And they pose a special test for us in the Wisconsin legislature.

We begin this session tomorrow, knowing that the challenges we face substantially surpass any legislative challenges in recent history.

This legislature was committed by the last legislature to fund two-thirds of public school operating costs by fiscal year 1996-97, an undertaking which will require a billion dollars of new expenditure. We are expected to accomplish this feat after first using up all reasonable revenue growth. We are expected to satisfy this obligation without raising any broad-based tax.

This legislature must also decide whether additional school aids should be delivered through Wisconsin's longstanding equalization aid formula, or whether aid distribution principles should be significantly revised. There is bound to be tension between the universal cry for property tax relief and the universal demand for quality education.

This legislature must respond to the growing fear of crime among our people--by revising the juvenile code, reviewing criminal sentencing, establishing adequate courts and correctional facilities, and even considering the ultimate sanction.

This legislature has been charged with reshaping public assistance programs, so that, in fact, we are able to end welfare as we know it. The whole Nation will be watching closely how we respond.

Whether we like it or not, this legislature will likely determine the fate of the State's four remaining dog tracks...and the future of major league baseball in Milwaukee.

Destiny will probably force this legislature to react to an altered relationship with the federal government and provide us with an opportunity to redefine the roles of state and local governments in the coming century.

All of this constitutes historic work. None of it will be easy. Our continuing task is to retain and enhance public confidence.

In one of his most memorable speeches, Abraham Lincoln borrowed a passage from the Book of Mark to evoke the problems of sectional division within our country. Lincoln said simply: "A house divided against itself cannot stand."

Today, the people of Wisconsin have great expectations about business in our Capitol. Promises have been made. And those promises need to be kept. This house, divided against itself, cannot fulfill its obligations. We must rise above familiar rivalries to a new level of cooperation. All of us should participate in problem-solving. We must come together, in common purpose, to get the job done.

That will be my new goal as your speaker. If we can come together and make real progress on these issues, the members of the 1995 Wisconsin Assembly will become role models for future generations of political leaders. That's if we succeed. If we fail, we are very likely to be carried off by that whirlwind.

I'm optimistic.

I'm very optimistic.

Let's go to work."

ELECTION OF SPEAKER PRO TEMPORE

Representative Johnsrud nominated Representative Freese for the position of Speaker Pro Tempore of the Assembly.

Representative Bock nominated Representative Carpenter for the position of Speaker Pro Tempore of the Assembly.

There being no further nominations, the speaker declared nominations closed.

Representative Jensen asked unanimous consent that all Republican members be recorded as voting for Representative Freese and all Democratic members as voting for Representative Carpenter. Granted.

For Representative Freese - Representatives Ainsworth, Albers, Brancel, Brandemuehl, Coleman, Dobyns, Duff, Foti, Freese, Gard, Goetsch, Green, Grothman, Gunderson, Hahn, Handrick, Harsdorf, Hoven, Huebsch, Hutchison, Jensen, Johnsrud, Kaufert, Kelso, Klusman, Kreibich, Ladwig, F. Lasee, Lazich, Lehman, Lorge, Musser, Nass, Olsen, Ott, Otte, Ourada, Owens, Porter, Powers, Schneiders, Seratti, Silbaugh, Skindrud, Underheim, Urban, Vrakas, Walker, Ward, Zukowski and Speaker Prosser - 51.

For Representative Carpenter - Representatives Baldus, Baldwin, Baumgart, Bell, Black, Bock, Carpenter, Coggs, Cullen, Dueholm, Grobschmidt, Gronemus, Hanson, Hasenohrl, Huber, Hubler, Kreuser, Krug, Krusick, Kunicki, La Fave, Linton, Meyer, Morris-Tatum, Murat, Notestein, Plache, R. Potter, Reynolds, Riley, Robson, Rutkowski, Ryba, Schneider, Springer, Travis, Turner, Vander Loop, Wasserman, Wilder, Williams, Wirch, Wood, L. Young, R. Young and Ziegelbauer - 46.

Absent or not voting - Representatives Boyle and Plombon -2.

Representative Freese was elected Speaker Pro Tempore of the Assembly.

Representatives Seratti and Powers escorted Representative Freese to the rostrum.

The oath of office was administered by Speaker Prosser.

ELECTION OF CHIEF CLERK

Representative Schneiders nominated Thomas Melvin for the position of Chief Clerk of the Assembly.

There being no further nominations, the speaker declared nominations closed.

Representative Jensen asked unanimous consent that a unanimous ballot be cast with all members of the Assembly be recorded as voting for Thomas Melvin. Granted.

The roll was taken.

The result follows:

For Thomas Melvin - Representatives Ainsworth, Albers, Baldus, Baldwin, Baumgart, Bell, Black, Bock, Brancel, Brandemuehl, Carpenter, Coggs, Coleman, Cullen, Dobyns, Dueholm, Duff, Foti, Freese, Gard, Goetsch, Green, Grobschmidt, Gronemus, Grothman, Gunderson, Hahn, Handrick, Hanson, Harsdorf, Hasenohrl, Hoven, Huber, Hubler, Huebsch, Hutchison, Jensen, Johnsrud, Kaufert, Kelso, Klusman, Kreibich, Kreuser, Krug, Krusick, Kunicki, La Fave, Ladwig, F. Lasee, Lazich, Lehman, Linton, Lorge, Meyer, Morris-Tatum, Murat, Musser, Nass, Notestein, Olsen, Ott, Otte, Ourada, Owens, Plache, Porter, R. Potter, Reynolds, Riley, Robson, Rutkowski, Ryba, Schneider, Schneiders, Seratti, Silbaugh, Skindrud, Springer, Travis, Turner, Underheim, Urban, Vander Loop, Vrakas, Walker, Ward, Wasserman, Wilder, Williams, Wirch, Wood, L. Young, R. Young, Ziegelbauer, Zukowski and Speaker Prosser - 97.

Noes - None.

Absent or not voting - Representatives Boyle and Plombon - 2.

Thomas Melvin was elected Chief Clerk of the Assembly.

Representatives Lehman and Carpenter escorted Thomas Melvin to the rostrum.

The oath of office was administered by Judge Harold Froehlich.

CHIEF CLERK'S ANNOUNCEMENT

Thomas Melvin announced that he has appointed Charles Sanders as Assistant Chief Clerk for the 1995-96 session.

Representatives Freese and Carpenter escorted Charles Sanders to the rostrum.

The oath of office was administered by Judge Harold Froehlich.

INTRODUCTION AND REFERENCE OF PROPOSALS

Representative Jensen introduced a privileged resolution.

Assembly Resolution 1

Relating to: notifying the senate and the governor that the 1995-96 assembly is organized.

By Representative Prosser.

Representative Jensen asked unanimous consent that **Assembly Resolution 1** be made a special order of business at 10:01 A.M. tomorrow. Granted.

Representative Freese introduced a privileged resolution.

Assembly Resolution 2

Relating to: the assembly rules.

By Representatives Prosser, Freese, Jensen, Klusman and Green.

Representative Freese asked unanimous consent that **Assembly Resolution 2** be made a special order of business at 10:02 A.M. tomorrow. Granted.

Representative Black introduced a privileged resolution.

Assembly Resolution 3

Relating to: prohibiting a member of the assembly from being employed by a lobbyist or lobbying principal.

By Representatives Black, Bock, Carpenter, Notestein, Travis, Ryba, Huber, Baumgart, Baldus, La Fave, Potter, Baldwin and Bell.

Representative Black introduced a privileged resolution.

Assembly Resolution 4

Relating to: membership of assembly standing committees having a minority party member as chairperson.

By Representatives Black, Bock, Carpenter, Notestein, Travis, La Fave, Potter, Baldwin and Bell.

Representative Black introduced a privileged resolution.

Assembly Resolution 5

Relating to: limiting the number of assembly standing committees.

By Representatives Black, Bock, Carpenter, Notestein, Travis, Ryba, Huber, La Fave, Potter, Baldwin and Bell.

Representative Black introduced a privileged resolution.

Assembly Resolution 6

Relating to: the compensation and classification plan for assembly employes.

By Representatives Black, Bock, Carpenter, Notestein, Travis, Ryba, Baldus, La Fave, Potter, Baldwin and Bell.

Representative Carpenter introduced a privileged resolution.

Assembly Resolution 7

Relating to: prohibiting the offering of assembly proposals creating a state symbol.

By Representatives Carpenter, Potter, Baldwin, La Fave, Robson, Krug, Black, Bell, Reynolds, Plache, Notestein, Riley, Wilder, Travis, Turner, Ziegelbauer and Meyer.

Representative Carpenter introduced a privileged resolution.

Assembly Resolution 8

Relating to: prohibiting the offering of assembly proposals designating a day, week, month or year for observance.

By Representatives Carpenter, Potter, Baldwin, Bock, La Fave, Robson, Krug, Black, Bell, Reynolds, Plache, Wilder, Vander Loop, Travis, Turner, L. Young, Ziegelbauer and Meyer.

Representative Carpenter introduced a privileged resolution.

Assembly Resolution 9

Relating to: prohibiting the offering of assembly proposals memorializing congress.

By Representatives Carpenter, Potter, Baldwin, La Fave, Robson, Krug, Black, Bell, Reynolds, Plache, Notestein, Riley, Wilder, Travis, Turner, L. Young, R. Young, Ziegelbauer and Meyer.

Representative Jensen asked unanimous consent that **Assembly Resolution 3, Assembly Resolution 4, Assembly Resolution 5, Assembly Resolution 6, Assembly Resolution 7, Assembly Resolution 8, and Assembly Resolution 9**, be made special orders of business at 10:03 A.M. tomorrow. Granted.

COMMUNICATIONS

State of Wisconsin
Office of the Secretary of State
Madison

November 30, 1994

To the Chief Clerk of the Assembly:

I, Douglas La Follette, Secretary of State of the State of Wisconsin, do hereby certify that the following proposed amendments to the Constitution of the State of Wisconsin have been approved by the Regular Session of the 1993-94 Legislature and duly published as required by Section 1 of [Article XII of the Constitution](#):

- Enrolled Joint Resolution 11 (Senate Joint Resolution 8)
- Enrolled Joint Resolution 19 (Assembly Joint Resolution 3)
- Enrolled Joint Resolution 20 (Assembly Joint Resolution 81)
- Enrolled Joint Resolution 21 (Assembly Joint Resolution 121)

Enrolled Joint Resolution 27 (Senate Joint Resolution 49)

Sincerely,
DOUGLAS La FOLLETTE
Secretary of State

1993 Senate Joint Resolution 8 **Enrolled No. 11**

ENROLLED JOINT RESOLUTION

To create section 13 of [article XIII of the constitution](#), relating to the administration and investment of any public employe trust fund administered by the state or by a county or city in this state and prohibiting the diversion of funds from such trust funds (first consideration).

Resolved by the senate, the assembly concurring, That:

SECTION 1. Section 13 of [article XIII of the constitution](#) is created to read:

[Article XIII] Section 13 (1) Any public employe trust fund administered by the state or by a county or city in this state, including moneys appropriated or required to be appropriated to the fund by law, the income or other gain from investment of moneys or other assets in the fund and any balances in the accounts of specific benefit plans, is a public trust that shall be administered and invested solely for the purpose of ensuring the fulfillment of the benefit commitments to public employe participants, as provided by law, and that may not be used for, diverted to or encumbered for any other purpose.

(2) The legislature shall provide by law, or the appropriate county board or city common council in the case of a locally administered public employe trust fund shall provide by ordinance, for trustees to administer and invest the assets of the public employe trust fund administered by the state or by that county or city. The trustees of each fund shall have full fiduciary authority over the fund administered by them, but the legislature may divide responsibility for the administration or investment of the public employe trust fund administered by the state between more than one board of trustees. Within their area of control, the trustees shall have full fiduciary responsibility to those having a beneficial interest in the public employe trust fund.

SECTION 2. Numbering of new section. The new section "13" of [article XIII of the constitution](#), created in this joint resolution, shall be designated by the next higher open whole section number in that article if, prior to or simultaneously with the ratification by the people of the amendment proposed in this joint resolution, any other ratified amendment

has created a section 13 of [article XIII of the constitution](#) of this state. If several ratified amendments simultaneously create a section 13 of article XIII, the chief of the legislative reference bureau shall determine the sequence and the numbering.

Be it further resolved, That this proposed amendment be referred to the legislature to be chosen at the next general election and that it be published for 3 months previous to the time of holding such election.

1993 Assembly Joint Resolution 3 **Enrolled No. 19**

ENROLLED JOINT RESOLUTION

To amend section 3 of [article XIII of the constitution](#), relating to eligibility to office of a person convicted of a misdemeanor involving a violation of public trust or of a felony (first consideration).

Resolved by the assembly, the senate concurring, That:

Section 3. of [article XIII of the constitution](#) is amended to read:

[Article XIII] Section 3 (1) No member of congress, ~~nor any~~ and no person holding any office of profit or trust under the United States (~~postmasters excepted~~) except postmaster, or under any foreign power; ~~no~~, shall be eligible to any office of trust, profit or honor in this state.

(2) No person convicted of any infamous crime a felony, in any court within the United States; and no person being a defaulter to the United States or to this state, or to any county or town therein, or to any state or territory within the United States, no person convicted in federal court of a crime designated, at the time of commission, under federal law as a misdemeanor involving a violation of public trust and no person convicted, in a court of a state, of a crime designated, at the time of commission, under the law of the state as a misdemeanor involving a violation of public trust shall be eligible to any office of trust, profit or honor in this state unless pardoned of the conviction.

(3) No person may seek to have placed on any ballot for a state or local elective office in this state the name of a person convicted of a felony, in any court within the United States, the name of a person convicted in federal court of a crime designated, at the time of commission, under federal law as a misdemeanor involving a violation of public trust or the name of a person convicted, in a court of a state, of a crime designated, at the time of commission, under the law

of the state as a misdemeanor involving a violation of public trust, unless the person named for the ballot has been pardoned of the conviction.

Be it further resolved, That this proposed amendment be referred to the legislature to be chosen at the next general election and that it be published for 3 months previous to the time of holding such election.

1993 Assembly Joint Resolution 81 Enrolled No. 20

To amend section 10 (1) of [article VII of the constitution](#), relating to permitting a judge to assume a nonjudicial office of public trust after resigning during the term of the judicial office (first consideration).

Resolved by the assembly, the senate concurring, That:

SECTION 1. Section 10 (1) of [article VII of the constitution](#) is amended to read:

[Article VII] Section 10 (1) No justice of the supreme court or judge of any court of record shall hold any other office of public trust, except a judicial office, ~~during the term for which elected.~~ No person shall be eligible to the office of judge who shall not, at the time of election or appointment, be a qualified elector within the jurisdiction for which chosen.

Be it further resolved, That this proposed amendment be referred to the legislature to be chosen at the next general election and that it be published for 3 months previous to the time of holding such election.

1993 Assembly Joint Resolution 121 Enrolled No. 21

To amend sections 3, 7, 9, 19 and 21 (2) of article I, sections 6, 12, 13 and 23a of article IV, sections 4 and 6 of article V, section 2 of article VI, sections 1 and 12 of article VII, section 3a of article XI and sections 4, 11 and 12 (6) of [article XIII of the constitution](#), relating to removing from the constitution unnecessary references to the masculine gender (first consideration).

Resolved by the assembly, the senate concurring, That:

SECTION 1. Sections 3, 7, 9, 19 and 21 (2) of [article I of the constitution](#) are amended to read:

[Article I] Section 3. ~~Every person~~ All persons may freely speak, write and publish ~~his~~ their sentiments on all subjects, being responsible for the abuse of that right, and no laws shall be passed to restrain or abridge the liberty of speech or of the press. In all criminal prosecutions or indictments for libel, the

truth may be given in evidence, and if it ~~shall appear~~ appears to the jury that the matter charged as libelous be true, and was published with good motives and for justifiable ends, the party shall be acquitted; and the jury shall have the right to determine the law and the fact.

Section 7. In all criminal prosecutions the accused ~~and counsel for the accused~~ shall enjoy the right to be heard ~~by himself and counsel~~; to demand the nature and cause of the accusation against ~~him~~ the accused; to meet the witnesses face to face; to have compulsory process to compel the attendance of witnesses ~~in his~~ on behalf ~~of the accused~~; and in prosecutions by indictment, or information, to a speedy public trial by an impartial jury of the county or district wherein the offense ~~shall have been~~ was committed; which county or district shall have been previously ascertained by law.

Section 9. Every person is entitled to a certain remedy in the laws for all injuries, or wrongs which ~~he~~ the person may receive in ~~his~~ the person's person, property, or character; ~~he~~ every person ought to obtain justice freely, and without being obliged to purchase it, completely and without denial, promptly and without delay, conformably to the laws.

Section 19. No religious tests shall ever be required as a qualification for any office of public trust under the state, and no person shall be rendered incompetent to give evidence in any court of law or equity in consequence of ~~his~~ the person's opinions on the subject of religion.

Section 21 (2) In any court of this state, any suitor may prosecute or defend ~~his~~ the person's suit either in ~~his~~ the person's own proper person or by an attorney of the suitor's choice.

SECTION 2. Sections 6, 12, 13 and 23a of [article IV of the constitution](#) are amended to read:

[Article IV] Section 6. No person shall be eligible to the legislature who shall not have resided one year within the state, and be a qualified elector in the district which ~~he~~ the person may be chosen to represent.

Section 12. No member of the legislature shall, during the term for which ~~he~~ the legislator was elected, be appointed or elected to any civil office in the state, which shall have been created, or the emoluments of which shall have been increased, during the term for which ~~he~~ the legislator was elected.

Section 13. No person ~~being~~ who is a member of congress, or ~~holding~~ who holds any military or civil

office under the United States, shall be eligible to a seat in the legislature; and if any person shall, after ~~his~~ the person's election as a member of the legislature, be elected to congress, or be appointed to any office, civil or military, under the government of the United States, ~~his~~ the person's acceptance thereof shall vacate ~~his~~ the person's seat. This restriction shall not prohibit a legislator from accepting short periods of active duty as a member of the reserve or from serving in the armed forces during any emergency declared by the executive.

Section 23a (1) Every resolution or ordinance passed by the county board in any county shall, before it becomes effective, be presented to the chief executive officer. If ~~he~~ the chief executive officer approves, ~~he~~ the chief executive officer shall sign it; if not, ~~he~~ the chief executive officer shall return it with ~~his~~ the chief executive officer's objections, which objections shall be entered at large upon the journal and the board shall proceed to reconsider the matter.

(2) Appropriations may be approved in whole or in part by the chief executive officer and the part approved shall become law, and the part objected to shall be returned in the same manner as provided for in other resolutions or ordinances.

(3) If, after such reconsideration, two-thirds of the members-elect of the county board agree to pass the resolution or ordinance or the part of the resolution or ordinance objected to, it shall become effective on the date prescribed but not earlier than the date of passage following reconsideration.

(4) In all such cases, the votes of the members of the county board shall be determined by ayes and noes and the names of the members voting for or against the resolution or ordinance or the part thereof objected to shall be entered on the journal.

(5) If any resolution or ordinance is not returned by the chief executive officer to the county board at its first meeting occurring not less than 6 days, Sundays excepted, after it ~~has been~~ was presented to ~~him~~ the chief executive officer, it shall become effective unless the county board has recessed or adjourned for a period in excess of 60 days, in which case it shall not be effective without ~~his~~ the chief executive officer's approval.

SECTION 3. Sections 4 and 6 of [article V of the constitution](#) are amended to read:

[Article V] Section 4 (1) The governor shall be commander in chief of the military and naval forces of the state. ~~He shall have power to~~

(2) ~~The governor may~~ convene the legislature on extraordinary occasions, and in case of invasion, or danger from the prevalence of contagious disease at the seat of government, ~~he~~ the governor may convene ~~them~~ the legislature at any other suitable place within the state. ~~He~~

(3) ~~The governor~~ shall communicate to the legislature, at every session, the condition of the state, and recommend such matters to ~~them~~ the legislature for ~~their~~ its consideration as ~~he may deem~~ the governor deems expedient. ~~He~~

(4) ~~The governor~~ shall transact all necessary business with the officers of the government, civil and military. ~~He~~

(5) ~~The governor~~ shall expedite all such measures as may be resolved upon by the legislature, and shall take care that the laws be faithfully executed.

Section 6 (1) The governor ~~shall have power to~~ may grant reprieves, commutations and pardons, after conviction, for all offenses, except treason and cases of impeachment, upon such conditions and with such restrictions and limitations as ~~he may think~~ the governor thinks proper, subject to such regulations as may be provided by law relative to the manner of applying for pardons.

(2) Upon conviction for treason ~~he shall have the power to,~~ the governor may suspend the execution of the sentence until the case ~~shall be~~ is reported to the legislature at its next meeting, when the legislature shall either pardon, or commute the sentence, direct the execution of the sentence, or grant a further reprieve. ~~He~~

(3) ~~The governor~~ shall annually communicate to the legislature each case of reprieve, commutation or pardon granted, stating the name of the convict, the crime of which ~~he~~ that person was convicted, the sentence and its date, and the date of the commutation, pardon or reprieve, with ~~his~~ the governor's reasons for granting the same.

SECTION 4. Section 2 of [article VI of the constitution](#) is amended to read:

[Article VI] Section 2. The secretary of state shall keep a fair record of the official acts of the legislature and executive department of the state, and shall, when required, lay the same and all matters relative thereto before either branch of the legislature. ~~He~~ The secretary of state shall perform such other duties as ~~shall be~~ are assigned ~~him~~ to the secretary of state by law. ~~He~~ The secretary of state shall receive as a compensation for ~~his~~ services yearly such sum as ~~shall be~~ is provided by law, and shall keep ~~his~~ the

office of the secretary of state at the seat of government.

SECTION 5. Sections 1 and 12 of [article VII of the constitution](#) are amended to read:

[Article VII] Section 1 (1) The court for the trial of impeachments shall be composed of the senate. The assembly shall have the power of impeaching all civil officers of this state for corrupt conduct in office, or for crimes and misdemeanors; but a majority of all the members elected shall concur in an impeachment. On the trial of an impeachment against the governor, the lieutenant governor shall not act as a member of the court. No judicial officer shall exercise ~~his~~ that office, after ~~he shall have~~ the judicial officer has been impeached, until ~~his acquittal~~ acquitted.

(2) Before the trial of an impeachment the members of the court shall take an oath or affirmation truly and impartially to try the impeachment according to evidence; and no person shall be convicted without the concurrence of two-thirds of the members present.

(3) Judgment in cases of impeachment shall not extend further than to removal from office, or removal from office and disqualification to hold any office of honor, profit or trust under the state; but the party impeached shall be liable to indictment, trial and punishment according to law.

Section 12 (1) There shall be a clerk of the circuit court chosen in each county organized for judicial purposes by the qualified electors thereof, who shall hold ~~his~~ office for ~~two~~ 2 years, subject to removal as ~~shall be~~ provided by law; ~~in~~.

(2) ~~In~~ case of a vacancy, the judge of the circuit court ~~shall have power to~~ may appoint a clerk until the vacancy ~~shall be~~ is filled by an election; ~~the~~. The clerk of the circuit court thus elected or appointed shall give such security as the legislature ~~may require~~ requires by law.

(3) The supreme court shall appoint its own clerk, and may appoint a clerk of the circuit court ~~may to be appointed a~~ the clerk of the supreme court.

SECTION 6. Section 3a of [article XI of the constitution](#) is amended to read:

[Article XI] Section 3a (1) The state or any of its counties, cities, towns or villages may acquire by gift, dedication, purchase, or condemnation lands for establishing, laying out, widening, enlarging, extending, and maintaining memorial grounds, streets, highways, squares, parkways, boulevards,

parks, playgrounds, sites for public buildings, and reservations in and about and along and leading to any or all of the same; and after the establishment, layout, and completion of such improvements, may convey any such real estate thus acquired and not necessary for such improvements, with reservations concerning the future use and occupation of such real estate, so as to protect such public works and improvements, and their environs, and to preserve the view, appearance, light, air, and usefulness of such public works.

(2) If the governing body of a county, city, town or village elects to accept a gift or dedication of land made on condition that the land be devoted to a special purpose and the condition subsequently becomes impossible or impracticable, such governing body may by resolution or ordinance enacted by a two-thirds vote of its members elect either to grant the land back to the donor or dedicator or ~~his~~ the donor's or dedicator's heirs or accept from the donor or dedicator or ~~his~~ the donor's or dedicator's heirs a grant relieving the county, city, town or village of the condition; however, if the donor or dedicator or ~~his~~ the donor's or dedicator's heirs are unknown or cannot be found, such resolution or ordinance may provide for the commencement of proceedings in the manner and in the courts as the legislature shall designate by law for the purpose of relieving the county, city, town or village from the condition of the gift or dedication.

SECTION 7. Sections 4, 11 and 12 (6) of [article XIII of the constitution](#) are amended to read:

[Article XIII] Section 4. ~~It shall be the duty of the~~ The legislature to shall, by law, provide a great seal for the state, which shall be kept by the secretary of state, and all official acts of the governor, ~~his~~ the ~~governor's~~ governor's approbation of the laws excepted, shall be thereby authenticated.

Section 11 (1) No person, association, copartnership, or corporation, shall promise, offer or give, for any purpose, to any political committee, or any member or employe thereof, to any candidate for, or incumbent of any office or position under the constitution or laws, or under any ordinance of any town or municipality, of this state, or to any person at the request or for the advantage of all or any of them, any free pass or frank, or any privilege withheld from any person, for the traveling accommodation or transportation of any person or property, or the transmission of any message or communication.

(2) No political committee, and no member or employe thereof, no candidate for and no incumbent of any office or position under the constitution or

laws, or under any ordinance of any town or municipality of this state, shall ask for, or accept, from any person, association, copartnership, or corporation, or use, in any manner, or for any purpose, any free pass or frank, or any privilege withheld from any person, for the traveling accommodation or transportation of any person or property, or the transmission of any message or communication.

(3) Any violation of any of the above provisions sub. (1) or (2) shall be bribery and punished as provided by law, and if, If any officer or any member of the legislature be guilty thereof, his of violating sub. (1) or (2), the officer's or member's office shall become vacant.

(4) No person within the purview of this act shall be privileged from testifying in relation to anything therein prohibited; and no person having so testified shall be liable to any prosecution or punishment for any offense concerning which he the person was required to give his any testimony or produce any documentary evidence. Notaries

(5) This section does not apply to notaries public and or to regular employes of a railroad or other public utilities utility who are candidates for or hold public offices for which the annual compensation is not more than three hundred dollars \$300 to whom no passes or privileges are extended beyond those which that are extended to other regular employes of such corporations are excepted from the provisions of this section.

Section 12 (6) After one such petition and recall election, no further recall petition shall be filed against the same officer during the term for which he the officer was elected.

SECTION 8. Reconciliation with other constitutional amendments. In recommending the constitutional amendments contained in the present joint resolution to the 1995 legislature for 2nd consideration approval and to the people for ratification, the 1993 legislature expresses its intent to limit the effect of the present joint resolution to nonsubstantive changes removing from the constitution of this state any remaining unnecessary references to the masculine gender. If, prior to or simultaneously with the ratification of the amendments contained in this resolution, the people of this state ratify any other constitutional amendment making substantive changes in any of the sections of the constitution treated in the present joint resolution, then the wording and structure of such section or sections of the constitution as affected by the substantive-change amendment shall control.

Be it further resolved, That this proposed amendment be referred to the legislature to be chosen at the next general election and that it be published for 3 months previous to the time of holding such election.

1993 Senate Joint Resolution 49 Enrolled No. 27

To amend section 24 (6) (a) of [article IV of the constitution](#), relating to authorizing a sports lottery, with the proceeds dedicated to athletic facilities (first consideration).

Resolved by the senate, the assembly concurring, That:

SECTION 1. Section 24 (6) (a) of [article IV of the constitution](#), as affected by 1993 Enrolled Joint Resolution 3, is amended to read:

[Article IV] Section 24 (6) (a) The legislature may authorize the creation of a lottery to be operated by the state as provided by law. The expenditure of public funds or of revenues derived from lottery operations to engage in promotional advertising of the Wisconsin state lottery is prohibited. Any advertising of the state lottery shall indicate the odds of a specific lottery ticket to be selected as the winning ticket for each prize amount offered. The net proceeds of the state lottery shall be deposited in the treasury of the state, to be used for property tax relief as provided by law. As part of the lottery authorized under this subsection, the state may operate separate and distinct lottery games denominated the Wisconsin sports lottery, and the proceeds of the Wisconsin sports lottery shall be dedicated to athletic facilities as provided by law.

Be it further resolved, That this proposed amendment be referred to the legislature to be chosen at the next general election and that it be published for 3 months previous to the time of holding such election.

COMMUNICATIONS

December 15, 1994

Mr. Tom Melvin
Assembly Chief Clerk
Room 402, 1 East Main
Madison, Wisconsin 53702

Dear Tom:

This letter is to inform you of the results of the Assembly Republican Leadership elections held in caucus on November 15, 1994:

Majority Floor Leader: Scott Jensen

Assistant Majority Leader: Judy Klusman
Majority Caucus Chair: Mark Green
Majority Caucus Vice-Chair: Daniel Vrakas
Majority Caucus Secretary: Bonnie Ladwig
Majority Caucus Sergeant-at-Arms: Dean Kaufert

Sincerely yours,
MARK GREEN
Republican Caucus Chairperson

December 15, 1994

Mr. Thomas T. Melvin
Assembly Chief Clerk
Room 402, One East Main St.
Madison, Wisconsin 53702

Dear Tom:

Pursuant to Assembly Rule 2 (2), the following officers have been duly elected by the Assembly Democratic members:

Minority Leader: Walter Kunicki
Assistant Minority Leader: Marlin Schneider
Minority Caucus Chairperson: Rosemary Potter
Minority Caucus Vice-Chair: Judith Robson
Minority Caucus Secretary: John La Fave
Minority Caucus Sergeant-at-Arms: Spencer Black and Spencer Coggs

Sincerely,
ROSEMARY POTTER
Democratic Caucus Chair

State of Wisconsin
Wisconsin Legislature
Assembly Chamber
Madison

December 30, 1994

Representative David Plombon
Route 1, Box 73
Stanley, Wisconsin 54768

Dear Representative Plombon:

We are writing to you in our official capacities, representing the elected leadership of both parties within the Assembly.

Official sanctions of members of the Assembly have historically been connected to acts done by an offending member within that person's official role. Official sanctions imposed upon a member for acts not connected to the member's official role put the Assembly in uncharted territory and pose the danger of creating a precedent that could be abused in the future.

Nonetheless, your conduct over the past year, culminating in your arrest and conviction for unlawful possession of a controlled substance, requires an official response. With the concurrence of other leaders, after examining the full range of available options, we have concluded that a letter of reprimand is an appropriate expression of disapproval. This letter will permit us to avoid any action which could injure the interests of the electors of the 68th District, who placed their trust in you to represent them at the Capitol.

Wisconsin legislators must anticipate close scrutiny and are expected to set a high standard in their personal conduct. Twice last year before the election, your actions violated the law and represented departures from proper conduct. You promised your constituents to reform and they responded by giving you another chance to represent and serve them. This vote of confidence was followed by a third arrest, this time for unlawful possession of drugs.

The public is deeply concerned about the unlawful use of drugs. Your most recent violation, coming on the heels of other actions, seriously undermines the public trust which exists between citizens and their elected representatives. It reflects unfavorably on the Assembly as an institution. It requires condemnation. Therefore, in our representative capacity as leaders of both political parties, we jointly forward this letter of reprimand and call upon you to conform your conduct to the high standards associated with your elected office.

Sincerely,

WALTER KUNICKI
Assembly Speaker

DAVID PROSSER
Assembly Speaker-designate

Representative Jensen moved that the assembly stand adjourned until 10:00 A.M. tomorrow.

The question was: Shall the assembly stand adjourned?

Motion carried.

The assembly stood adjourned.

3:42 P.M.