



# STATE OF WISCONSIN

# Senate Journal

## Ninety—Second Regular Session

10:00 A.M.

TUESDAY, January 30, 1996

The Senate met.

The Senate was called to order by Senator Brian Rude.

The roll was called and the following Senators answered to their names:

Senators Adelman, Andrea, Breske, Buettner, Burke, Chvala, Clausing, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, Fitzgerald, George, Grobschmidt, Huelsman, A. Lasee, Moen, Moore, Panzer, Petak, C. Potter, Risser, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch, Wineke and Zien – 32.

Absent – Senators Jauch – 1.

Absent with leave – None.

The Senate stood for the prayer which was offered by Senator Robert Welch.

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

### LEAVES OF ABSENCE

Senator Chvala, with unanimous consent, asked that Senator Jauch be granted a leave of absence for today's session.

### INTRODUCTION AND REFERENCE OF RESOLUTIONS AND JOINT RESOLUTIONS

Read and referred:

#### Senate Joint Resolution 49

Relating to: commending the City of Milwaukee on its 150th anniversary.

By Senators Burke, Darling, George, Grobschmidt, Moore, Rosenzweig, Andrea, Buettner, Chvala, Clausing, Cowles, Moen, Panzer, Risser and Rude; cosponsored by Representatives Krug, Bock, Bell, Coggs, Cullen, Krusick, Kunicki, Notestein, R. Potter, Riley, Rutkowski, Schneiders, Walker, Wasserman, Baldus, Grothman, Hahn, Hanson, Klusman, Lorge, Prosser, Olsen, Ott, Otte, Plombon, Turner and Zukowski.

To committee on **Senate Organization**.

Senator Farrow, with unanimous consent, asked that **Senate Joint Resolution 49** be withdrawn from the committee on **Senate Organization** and taken up at this time.

#### Senate Joint Resolution 29

Relating to: commending the City of Milwaukee on its 150th anniversary.

Read.

Adopted.

#### Senate Joint Resolution 50

Relating to: the life and public service of Robert Zimmerman.

By Senators Rude, Ellis and Risser; cosponsored by Representatives Prosser and Jensen.

Read.

Considered as privileged and taken up.

Adopted by unanimous rising vote.

#### Senate Joint Resolution 51

Relating to: an advisory referendum on the question of enacting the death penalty in this state.

By Senators A. Lasee, Zien, Buettner, Fitzgerald, Petak, Welch, Ellis and Drzewiecki; cosponsored by Representatives Kaufert, Handrick, Hoven, Seratti, Freese, Brandemuehl, Ainsworth, Ott, Dobyns, Owens, Musser, Kreibich, Vrakas, Foti, F. Lasee, Ladwig, Otte, Green and Skindrud.

To committee on **State Government Operations and Corrections**.

### INTRODUCTION, FIRST READING AND REFERENCE OF BILLS

Read first time and referred:

#### Senate Bill 506

Relating to: wages for Wisconsin conservation corps crew leaders.

By Senators Rude, Andrea, Breske, Buettner, Burke, Clausing, Darling, Farrow, Fitzgerald, Huelsman, Jauch, Moen, Panzer, C. Potter, Risser, Rosenzweig, Schultz, Grobschmidt, Shibilski, Wineke, Zien and Moore; cosponsored by Representatives Gard, Handrick, Brancel, Albers, Baldus, Baumgart, Bell, Bock, Brandemuehl, Carpenter, Coggs, Dobyns, Duff, Foti, Freese, Goetsch, Green, Gronemus, Grothman, Gunderson, Hahn, Harsdorf, Hasenohrl, Hubler, Huebsch, Hutchison, Johnsrud, Kaufert, Kreibich, Krug, Kunicki, Ladwig, La Fave, Lehman, Linton, Meyer, Musser, Nass, Olsen, Ott, Otte, Ourada, Owens, Plache, Plombon, Porter, Powers, Prosser, Reynolds, Riley, Schneider, Seratti, Silbaugh, Springer, Turner, Underheim, Vander Loop, Vrakas, Ward, Wasserman, Wirch and R. Young, by request of the Wisconsin Conservation Corps Board.

To committee on **Environment and Energy**.

#### Senate Bill 507

Relating to: exempting farm trucks from the motor vehicle emission inspection and maintenance program.

By Senator A. Lasee; cosponsored by Representative Otte.

To committee on **Transportation, Agriculture and Local Affairs**.

**Senate Bill 508**

Relating to: training programs for fire fighters.

By Senators Zien, Fitzgerald, Rude, Schultz, Breske and Decker; cosponsored by Representatives Porter, Vrakas, Grothman, Musser, Hahn, Lehman, Goetsch, Powers, Otte, Silbaugh, Hasenohrl, Lorge and Nass.

To committee on **Human Resources, Labor, Tourism, Veterans and Military Affairs.**

**Senate Bill 509**

Relating to: the method of reviewing and establishing revised operator’s license examination standards and granting rule-making authority.

By Senator A. Lasee; cosponsored by Representative Brandemuehl.

To committee on **Transportation, Agriculture and Local Affairs.**

**Senate Bill 510**

Relating to: the election of certain persons to a city, village or town planning commission.

By Senators Rude and Schultz; cosponsored by Representatives Huebsch, Hanson, Musser, Albers, Goetsch, Olsen, Turner, La Fave, Powers, Silbaugh, Johnsrud and Klusman.

To committee on **Transportation, Agriculture and Local Affairs.**

**REPORT OF COMMITTEES**

The joint committee on **Finance** reports and recommends:

**Senate Bill 204**

Relating to: by-products from prison industries recycling operations and prison industry interest payments.

Passage.

Ayes, 15 – Senators Weeden, Schultz, Cowles, Petak, Rosenzweig, George, Decker, Brancel, Foti, Porter, Schneiders, Ourada, Harsdorf, Linton and Coggs.

Noes, 0 – None.

**Senate Bill 331**

Relating to: special distinguishing registration plates associated with professional athletic teams, payments to D.A.R.E. Wisconsin, Ltd., and making an appropriation.

Passage.

Ayes, 13 – Senators Weeden, Schultz, Cowles, Petak, Rosenzweig, Brancel, Foti, Porter, Schneiders, Ourada, Harsdorf, Linton and Coggs.

Noes, 2 – Senators George and Decker.

Timothy Weeden  
Senate Chairperson

The committee on **Insurance** reports and recommends:

**Assembly Bill 416**

Relating to: group health insurance market reform, including preexisting condition exclusions and limitations, guaranteed acceptance, portability and contract termination and renewability; and collective bargaining of certain health care coverage requirements.

Introduction and adoption of Senate substitute amendment 1.

Ayes, 5 – Senators Schultz, Huelsman, Buettner, C. Potter and Jauch.

Noes, 1 – Senator Shibilski.

Concurrence.

Ayes, 5 – Senators Schultz, Huelsman, Buettner, C. Potter and Jauch.

Noes, 1 – Senator Shibilski.

Dale Schultz  
Chairperson

**PETITIONS AND COMMUNICATIONS**

**State of Wisconsin  
Office of the Secretary of State**

To the Honorable, the Senate:

<u>Bill, Joint Resolu- tion or Resolution Number</u>	<u>Act Number or Enrolled Number</u>	<u>Publication Date</u>
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1995 Senate Joint Resolution 46	Enrolled Joint Resolution, 20	N/A
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Sincerely,  
DOUGLAS LA FOLLETTE  
Secretary of State

**State of Wisconsin  
Department of Public Instruction**

January 29, 1996

The Honorable, The Senate:

As required by s. 119.23, Wis. State., enclosed for distribution to the appropriate standing committees is the fifth-year report on the Milwaukee Parental Choice Program. Authored by John Witte, professor with The Robert M. La Follette Institute of Public Affairs and the Department of Political Science of the University of Wisconsin–Madison, the report is a balanced, independent review of the Milwaukee Parental Choice Program. The fifth-year report is an abbreviated version of earlier reports.

The report features a description of the Milwaukee Parental Choice Program, a description of choice families and students, a five-year report on outcomes, and a brief response to some of the criticisms of previous reports. It does not contain any information on the 1995–96 school year.

Among the findings of the report are the following:

- The program accomplishes its intent of making alternative school choices available to low-income families in Milwaukee. Choice parents had a slightly lower income than low-income MPS parents in the first four years of the program. Incomes of 1994 choice families increased to an average of \$14,210.
- The leading reasons given for participating in the choice program were the perceived educational quality and the teaching approach and style in the private schools. That was followed by the disciplinary environment and the general atmosphere that parents associate with choice schools.
- Choice parents were significantly more involved in the prior public school education of their children than MPS parents and continued to be more involved in their child’s education at choice schools than MPS parents. Parental satisfaction with choice schools increased significantly over satisfaction with their prior public school.
- Despite their economic status, choice parents reported higher education levels than either low-income or average MPS parents. Choice mothers were more educated than MPS mothers, which should have produced higher scores for choice students but did not.
- Reading scores for choice students essentially remained the same over the past three years. In 1995, there was a 1.5

drop in the Normal Curve Equivalent math scores. Regression results, using a wide range of modeling approaches, generally indicated that choice and public school students were not much different. If there was a difference, MPS students did somewhat better in reading.

- The attrition rate, which was initially very high, is on a downward trend. Excluding students in alternative programs, the attrition rate from choice schools was 44 percent in the first year, 32 percent in the second year, 28 percent in the third year, 23 percent in the fourth year, and 24 percent in the fifth year. Attrition rates are higher with alternative schools and included 46 percent, 35 percent, 31 percent, 27 percent, and 28 percent. Reasons given for leaving were primarily for family-specific reasons, including moving. Other respondents to follow-up questions about attrition were critical of some aspect of the choice program or private schools.
- Pupil attendance in the choice schools is high but only slightly higher than MPS. Attendance by choice students (excluding alternative schools) averaged 94 percent in 1990-91, 92 percent in 1991-92, 92.5 percent in 1992-93, 93 percent in 1993-94, and 92 percent in 1994-95. Average attendance in MPS elementary schools in the last three years has been 92 percent. Attendance at middle schools for the same years averaged 89 percent, 88 percent, and 89 percent.
- The conclusions and recommendations in the report are no different than those offered in previous years. Based upon surveys of parents, the majority of students and families involved in the choice program report they are better off. This feeling is expressed despite the fact that achievement, as measured by standardized tests, was no different than the achievement of MPS students. The attrition rate and factors affecting attrition indicate that not all students will succeed in choice schools, but the majority remain and applaud the program.

I believe this report provides continuing evidence that, while the Milwaukee Parental Choice Program provides an option for low-income parents who have been dissatisfied with the educational alternatives available for their children, it has not demonstrated the dramatic academic improvements in student achievement that would label it a success. The experiment should continue on a limited basis and provide for continuing evaluation. That evaluation should provide more outcome data that includes, but is not limited to, standardized test scores. Choice school program requirements should be changed to require comparable test-score data with the Milwaukee Public Schools, which administers tests required under the Wisconsin Student Assessment System.

Along with the recommendation for continuing the Milwaukee Parental Choice Program on a limited basis, I caution legislators and other policymakers to realize that the program does not deal directly or substantially with the challenges the Milwaukee Public Schools face such as the high rate of poverty among students, a high dropout rate, large class sizes, and inadequate facilities especially for early childhood programming. The recently enacted biennial budget included funds for the Student Achievement Guarantee in Education (SAGE) initiative, which was based on recommendations from the Department of Public Instruction's Urban Initiative Task Force. The SAGE initiative, while offered to districts throughout the state with at least one school with a high incidence of poverty, is targeted to assist 10 schools in Milwaukee. Components of the SAGE initiative, which includes smaller class sizes, were founded on research that demonstrates improved academic achievement. The SAGE program will be extensively evaluated.

For additional information about the Milwaukee Parental Choice Program, please contact Sally Sarnstrom at (608) 266-7475 or Roger Sunby at (608) 266-2804.

Sincerely,

JOHN T. BENSON  
State Superintendent

Referred to the committee **Education and Financial Institutions.**

**State of Wisconsin  
Department of Justice**

January 24, 1996

The Honorable, The Senate:

Section 165.90, Wisconsin Statutes, requires that you receive an annual report on the progress of the county-tribal law enforcement programs which are funded under this section. Please accept this letter as the report for 1995.

The Department of Justice is committed to making this program a successful collaboration between Indian nations and counties. DOJ will continue to monitor the compliance and achievement of these cooperative programs to ensure that valuable law enforcement services are provided to tribal lands.

Sincerely,

JAMES E. DOYLE  
Attorney General

**State of Wisconsin  
Legislative Audit Bureau**

January 29, 1996

The Honorable, The Legislature:

As part of our ongoing audit of the Department of Transportation, we have reviewed the administration and funding of the State's railroad crossing safety program. Both the Department of Transportation and the Office of the Commissioner of Railroads share responsibility for the safety of 4,792 public railroad crossings in Wisconsin, which include safety equipment such as railroad warning signs, side-of-the-road or overhead flashing lights, and barrier gates.

From 1974 through 1994, the number of vehicle/train accidents declined from 401 to 165, or 0.1 percent of all vehicle accidents in 1994, and the fatality rate in Wisconsin is lower than the national rate and the rates of other midwestern states. However, Wisconsin's accident and injury rates per 1,000 crossings are higher than the national average and those of most neighboring states. Further, economic costs and the chances of serious injury or death are substantially higher in accidents that involve vehicles and trains than in those that involve vehicles alone.

While the Department has, in recent years, allocated federal funds to railroad crossing safety projects in addition to the federal and state funds appropriated for this purpose, this practice may end because of anticipated demands on federal funds for other transportation purposes. For each year of the 1995-97 biennium, expenditures for new crossing safety equipment are estimated at \$2.4 million, continuing the decline in program expenditures from the program's peak year, fiscal year (FY) 1992-93, when \$3.6 million was spent. Equipment maintenance funds will remain at FY 1993-94 levels.

At the same time, a growing waiting list of projects identified by the Office of the Commissioner of Railroads includes 34 safety projects with estimated costs of \$2.9 million. Another 60 projects await review, which is likely to result in approval of approximately 15 projects with an estimated cost totaling \$1.1 million. In addition, the Department has initiated an effort to review safety at all crossings over the next three years.

Alternative sources of funding to provide safety equipment at more crossings may include federal discretionary funds, federal

highway safety funds, state funds currently used to reimburse railroad companies for maintenance of safety equipment, local funds when the additional safety equipment results from local road improvement projects, or other funds from the Transportation Fund.

Attached is a more complete discussion of our findings with regard to railroad crossing safety equipment. We appreciate the courtesy and cooperation extended to us by staff of the Department of Transportation and the Office of the Commissioner of Railroads.

Sincerely,

DALE CATTANACH  
State Auditor

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## EXECUTIVE COMMUNICATIONS

State of Wisconsin  
Office of the Governor

January 30, 1996

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint HENKE, MARY E., of Milwaukee, as a member of the State Fair Park Board, to serve for the term ending May 1, 2000

Sincerely,

TOMMY G. THOMPSON  
Governor

Read and referred to committee on **Transportation, Agriculture and Local Affairs.**

Senator Ellis, with unanimous consent, asked that all action be immediately messaged to the Assembly.

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Senator Moen, with unanimous consent, asked that the Senate recess until 11:56 A.M..

10:30 A.M.

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## RECESS

11:56 A.M.

The Senate reconvened.

Senator Rude in the chair.

Senator Farrow, with unanimous consent, asked that all the appointments be taken up en masse.

BROWN, DENNIS G., of Waunakee, as a member of the Examining Board of Architects, Landscape Architects, Professional Geologists, Professional Engineers, Designers and Land Surveyors, to serve for the term ending July 1, 1999

Read.

DITTMAR, BEVERLY, of Wausau, as a member of the Snowmobile Recreation Council, to serve for the term ending July 1, 1998.

Read.

FORBES, GEORGINA, of Madison, as a member of the Pharmacy Examining Board, to serve for the initial term ending July 1, 1996 and for the full term ending July 1, 2000.

Read.

HILLIARD, SUSAN M., of Briggsville, as a member of the Snowmobile Recreation Council, to serve for the term ending July 1, 1998.

Read.

HOFFMAN, MELVYN L., of La Crosse, as a member of the Examining Board of Architects, Landscape Architects, Professional Geologists, Professional Engineers, Designers and Land Surveyors, to serve for the term ending July 1, 1999

Read.

LARSEN, MARK, of River Falls, as a member of the Snowmobile Recreation Council, to serve for the term ending July 1, 1998.

Read.

MARGITAN, JOHN, of Minocqua, as a member of the Examining Board of Architects, Landscape Architects, Professional Geologists, Professional Engineers, Designers and Land Surveyors, to serve for the term ending July 1, 1999.

Read.

MCCULLOUGH, W. CLINT, of Madison, as a member of the Examining Board of Architects, Landscape Architects, Professional Geologists, Professional Engineers, Designers and Land Surveyors, to serve for the term ending July 1, 1999

Read.

MICKELSON, DAVID M., of Madison, as a member of the Examining Board of Architects, Landscape Architects, Professional Geologists, Professional Engineers, Designers and Land Surveyors, to serve for the initial term ending July 1, 1996 and for the full term ending July 1, 2000.

Read.

RUEHLOW, DONALD C., of Prairie du Chien, as a member of the Snowmobile Recreation Council, to serve for the term ending July 1, 1998.

Read.

VAN DUZEE, DIRK, of Wabeno, as a member of the Snowmobile Recreation Council, to serve for the term ending July 1, 1998.

Read.

The question was: Confirmation?

The ayes and noes were required and the vote was: ayes, 32; noes, 0; absent or not voting, 1; as follows:

Ayes – Senators Adelman, Andrea, Breske, Buettner, Burke, Chvala, Clausing, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, Fitzgerald, George, Grobschmidt, Huelsman, A. Lasee, Moen, Moore, Panzer, Petak, C. Potter, Risser, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch, Wineke and Zien – 32.

Noes – None.

Absent or not voting – Senator Jauch – 1.

Confirmed.

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## REFERRALS AND RECEIPT OF COMMITTEE REPORTS CONCERNING PROPOSED ADMINISTRATIVE RULES

The committee on **Health, Human Services and Aging** reports and recommends:

### Senate Clearinghouse Rule 95–106

Relating to the conduct of youth on aftercare supervision following their release from youth correctional institutions, and revocation of a youth's aftercare for violation of a rule or special condition of aftercare.

No action taken.

**Senate Clearinghouse Rule 95–174**

Relating to fees for registration of ionizing radiation installations.

No action taken.

Carol Buettner  
Chairperson

The committee on **Transportation, Agriculture and Local Affairs** reports and recommends:

**Senate Clearinghouse Rule 95–167**

Relating to food processing plants.

No action taken.

Alan Lasee  
Chairperson

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**MESSAGES FROM THE ASSEMBLY**

By Charles Sanders, chief clerk.

Mr. President:

I am directed to inform you that the Assembly has passed and asks concurrence in:

**Assembly Bill 183**

**Assembly Bill 444**

**Assembly Bill 506**

**Assembly Bill 648**

**Assembly Bill 658**

**Assembly Bill 664**

**Assembly Bill 707**

Adopted and asked concurrence in:

**Assembly Joint Resolution 72**

**Assembly Joint Resolution 75**

Concurred in:

**Senate Bill 213**

**Senate Bill 379**

Senate amendment 1 to **Assembly Bill 67**

Senate substitute amendment 1 to **Assembly Bill 207**

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**MESSAGES FROM THE ASSEMBLY  
CONSIDERED**

**Assembly Bill 183**

Relating to: exempting from tuition at the University of Wisconsin System a resident undergraduate who is the child of a slain fire fighter or law enforcement officer.

By Representatives Dobyns, Krusick, Hahn, Walker, Gard, Ladwig, Porter, Kaufert, Ward, Jensen, Bock, Cullen, Huebsch, R. Potter, Robson, La Fave, Riley and Boyle; cosponsored by Senators Zien, Fitzgerald, Andrea, Plewa and Schultz.

Read first time and referred to committee on **Education and Financial Institutions**.

**Assembly Bill 444**

Relating to: county prisoners and county work camps.

By Representatives Seratti, Goetsch, Musser, Porter, Duff, Green, Kelso, Owens, F. Lasee, Olsen, Handrick, Hahn, Freese, Kreibich, Ainsworth, Albers, Zukowski, Skindrud, Vrakas, Silbaugh, Schneiders, Gard, Ott, Ryba, Hasenohrl, Kreuser, Ziegelbauer and Wirch; cosponsored by Senators Petak,

Huelsman, Darling, A. Lasee, Farrow, Zien, Drzewiecki and Breske.

Read first time and referred to committee on **State Government Operations and Corrections**.

**Assembly Bill 506**

Relating to: permitting the immobilization of motor vehicles for nonmoving traffic violations.

By Representatives Krusick, Boyle, Carpenter, Duff, Grobschmidt, Handrick, Kaufert, Kreibich, Krug, La Fave, F. Lasee, Lehman, Olsen, Ott, Ryba, Skindrud, Urban and Walker; cosponsored by Senators Darling, Andrea, Burke and C. Potter.

Read first time and referred to committee on **Transportation, Agriculture and Local Affairs**.

**Assembly Bill 648**

Relating to: covering the University of Wisconsin Hospitals and Clinics Authority under laws prohibiting retaliatory action by a governmental employer against employees for disclosing certain information.

By Representatives Harsdorf, Hanson, Underheim, Baldwin, Bock, Plache, Dobyns, R. Young, Goetsch, Baldus, Plombon, Hahn, Wirch, La Fave, Olsen, Nass, Springer, Ott, Silbaugh, Wasserman, Ladwig, Klusman, Ainsworth, F. Lasee, Freese and Wilder; cosponsored by Senators Chvala, Buettner, Moen, Clausing, Cowles, Decker and Burke.

Read first time and referred to committee on **Human Resources, Labor, Tourism, Veterans and Military Affairs**.

**Assembly Bill 658**

Relating to: do–not–resuscitate orders in certain hospital and nonhospital situations, granting rule–making authority and providing a penalty.

By Representatives Huber, Underheim, Krug, Klusman, Meyer, Hahn, Notestein, Skindrud, Cullen, Robson, La Fave, Wilder, Boyle, Plache, Hanson, Gronemus, R. Young, Baldwin, Springer and Wasserman; cosponsored by Senators Huelsman, Breske, Rosenzweig, Rude, Burke, Chvala, Risser, Wineke, Decker and Shibilski.

Read first time and referred to committee on **Health, Human Services and Aging**.

**Assembly Bill 664**

Relating to: legislative oversight of the investment board, structure and composition of the investment board, regulation of certain investments by the investment board, granting rule–making authority and making an appropriation.

By joint committee on Audit .

Read first time and referred to joint committee on **Audit**.

**Assembly Bill 707**

Relating to: criminal damage to certain property.

By Representatives Freese, Albers, Baumgart, Black, Hahn, Johnsrud, Lorge, Musser, Nass, Olsen, Ott, Powers, Robson, Schneiders, Silbaugh, Wirch and Lazich; cosponsored by Senators Schultz, Cowles, Rude and Huelsman.

Read first time and referred to committee on **Judiciary**.

**Assembly Joint Resolution 72**

Relating to: the life and public service of Gerald K. Anderson.

Read.

Considered as privileged and taken up.

Concurred in by unanimous rising vote

Senator Welch, with unanimous consent, asked that all members of the Senate be added as cosponsors of **Assembly Joint Resolution 72**.

**Assembly Joint Resolution 75**

Relating to: commending the 1995 University of Wisconsin-La Crosse football team.

By Representatives Huebsch, Meyer, Gard, Schneider, Johnsrud, Underheim and Musser; cosponsored by Senator Rude.

Read and referred to committee on **Senate Organization**.

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Senator Farrow, with unanimous consent, asked that **Assembly Joint Resolution 75** be withdrawn from the committee on **Senate Organization** and taken up at this time.

**Assembly Joint Resolution 75**

Relating to: commending the 1995 University of Wisconsin-La Crosse football team.

Read.

Senator Moen, with unanimous consent, asked to be added as a cosponsor of **Assembly Joint Resolution 75**.

The question was: Shall **Assembly Joint Resolution 75** be concurred in?

Concurred in.

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**Senate Bill 252**

Relating to: enactment of boating ordinances by towns, villages, cities, public inland lake protection and rehabilitation districts and counties and placement of regulatory boating markers and aids to navigation.

Read.

The question was: Shall Assembly amendment 1 to **Senate Bill 252** be concurred in?

Concurred in.

**Senate Bill 345**

Relating to: eligibility for vapor recovery grants.

Read.

The question was: Shall Assembly amendment 1 to **Senate Bill 345** be concurred in?

Concurred in.

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

**Senate Bill 271**

Relating to: designating STH 33 as the "84th Division 'Railsplitters' Memorial Highway".

Read a second time.

The question was: Adoption of Senate substitute amendment 1 to **Senate Bill 271**?

Adopted.

Ordered to a third reading.

Senator Ellis, with unanimous consent, asked that the bill be considered for final action at this time.

**Senate Bill 271**

Read a third time and passed.

**Senate Bill 435**

Relating to: the time to answer a summons in certain cases and requiring that the costs awarded to an individual represented by a unit of government be paid to the unit of government (suggested as remedial legislation by the department of justice).

Read a second time.

Ordered to a third reading.

Senator Farrow, with unanimous consent, asked that the bill be considered for final action at this time.

**Senate Bill 435**

Read a third time and passed.

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

**Assembly Bill 96**

Relating to: the operation and local regulation of bicycles and the operation and use of other vehicles.

Read a second time.

Ordered to a third reading.

Senator Ellis, with unanimous consent, asked that the bill be considered for final action at this time.

**Assembly Bill 96**

Read a third time and concurred in.

**Assembly Bill 152**

Relating to: termination of a decedent's interests in property.

Read a second time.

Senator Shibilski, with unanimous consent, asked to be added as a cosponsor of **Assembly Bill 152**.

Ordered to a third reading.

Senator Ellis, with unanimous consent, asked that the bill be considered for final action at this time.

**Assembly Bill 152**

Read a third time and concurred in.

**Assembly Bill 186**

Relating to: eligibility for special registration plates and identification cards for parking privileges for physically disabled persons.

Read a second time.

Ordered to a third reading.

Senator Ellis, with unanimous consent, asked that the bill be considered for final action at this time.

**Assembly Bill 186**

Read a third time and concurred in.

**Assembly Bill 256**

Relating to: the return of lost money or goods.

Read a second time.

Ordered to a third reading.

Senator Ellis, with unanimous consent, asked that the bill be considered for final action at this time.

**Assembly Bill 256**

Read a third time and concurred in.

**Assembly Bill 364**

Relating to: failure to pay for taxicab service.

Read a second time.

Ordered to a third reading.

Senator Ellis, with unanimous consent, asked that the bill be considered for final action at this time.

**Assembly Bill 364**

Read a third time and concurred in.

**Assembly Bill 399**

Relating to: declarations to physicians.

Read a second time.

Senator Clausing, with unanimous consent, asked to be added as a cosponsor of **Assembly Bill 399**.

Senator Clausing, with unanimous consent, asked to be added as a cosponsor of **Assembly Bill 428**.

Ordered to a third reading.

Senator Ellis, with unanimous consent, asked that the bill be considered for final action at this time.

**Assembly Bill 399**

Read a third time and concurred in.

**Assembly Bill 428**

Relating to: price refunds in the sale of a commodity or thing, price misrepresentation in the purchase, sale or advertising of any commodity, thing or service and providing a penalty.

Read a second time.

Ordered to a third reading.

Senator Ellis, with unanimous consent, asked that the bill be considered for final action at this time.

**Assembly Bill 428**

Read a third time and concurred in.

**Assembly Bill 452**

Relating to: intergovernmental cooperation in providing services to crime victims and witnesses.

Read a second time.

Ordered to a third reading.

Senator Ellis, with unanimous consent, asked that the bill be considered for final action at this time.

Senator Moore and Drzewiecki, with unanimous consent, asked to be made cosponsors of **Assembly Bill 452**.

**Assembly Bill 452**

Read a third time and concurred in.

**Assembly Bill 465**

Relating to: limiting appeals as a matter of right to traffic regulation cases in which the penalty is a forfeiture.

Read a second time.

Senate substitute amendment 1 to **Assembly Bill 465** offered by Senator Adelman.

The question was: Adoption of Senate substitute amendment 1 to **Assembly Bill 465**?

Senator Huelsman moved rejection of Senate substitute amendment 1 to **Assembly Bill 465**.

The question was: Rejection of Senate substitute amendment 1 to **Assembly Bill 465**?

Rejected.

Ordered to a third reading.

Senator Drzewiecki, with unanimous consent, asked that the bill be considered for final action at this time.

**Assembly Bill 465**

Read a third time and concurred in.

**Assembly Bill 466**

Relating to: the award of litigation expenses in condemnation proceedings.

Read a second time.

Ordered to a third reading.

Senator Farrow, with unanimous consent, asked that the bill be considered for final action at this time.

**Assembly Bill 466**

Read a third time and concurred in.

**Assembly Bill 467**

Relating to: restitution.

Read a second time.

Ordered to a third reading.

Senator Farrow, with unanimous consent, asked that the bill be considered for final action at this time.

**Assembly Bill 467**

Read a third time and concurred in.

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**MOTIONS MAY BE OFFERED**

Senator Farrow, with unanimous consent, asked that **Senate Bill 502** be withdrawn from the committee on **Senate Organization** and referred to the committee on **State Government Operations and Corrections**.

Senator Andrea, with unanimous consent, asked that the rules be suspended and that **Senate Bill 381** be withdrawn from the committee on **Health, Human Services and Aging** and taken up at this time.

Senator Ellis objected.

Senator Andrea moved that the rules be suspended and that **Senate Bill 381** be withdrawn from the committee on **Health, Human Services and Aging** and taken up at this time.

The question was: Shall the rules be suspended and **Senate Bill 381** be withdrawn from the committee on **Health, Human Services and Aging** and taken up at this time?

The ayes and noes were required and the vote was: ayes, 16; noes, 16; absent or not voting, 1; as follows:

Ayes – Senators Adelman, Andrea, Breske, Burke, Chvala, Clausing, Decker, George, Grobschmidt, Moen, Moore, Petak, C. Potter, Risser, Shibilski and Wineke – 16.

Noes – Senators Buettner, Cowles, Darling, Drzewiecki, Ellis, Farrow, Fitzgerald, Huelsman, A. Lasee, Panzer, Rosenzweig, Rude, Schultz, Weeden, Welch and Zien – 16.

Absent or not voting – Senator Jauch – 1.

Refused to take up.

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

Senator Ellis, with unanimous consent, asked that all action be immediately messaged to the Assembly.

The Chair, with unanimous consent, appoints Senators Rosenzweig, Schultz, Andrea and Clausing as delegates to escort the Governor to the Assembly Chambers.

Senator Drzewiecki, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Pulaski's Red Raiders Wrestling team.

Senator Ellis, with unanimous consent, asked that the Senate recess for the purpose of awaiting the Governor's State of the State Address in Joint Convention in the Assembly Chambers at 7:00 P.M. and upon the rising of the Joint Convention adjourn until Thursday, February 1 at 10:00 A.M.

The Senate stood recessed.

12:56 P.M.

**RECESS**

**INTRODUCTION, FIRST READING AND REFERENCE OF BILLS**

Read first time and referred:

**Senate Bill 511**

Relating to: increasing the number of commissioners who may serve on an airport commission.

By Senators Moen, Zien, Rude, Burke, George, Breske, Darling and Schultz; cosponsored by Representatives Kreibich, Plombon, Gronemus, Musser and F. Lasee, by request of the Eau Claire County Board.

To committee on **Transportation, Agriculture and Local Affairs.**

**Senate Bill 512**

Relating to: the authority of counties, towns, villages and cities to enact ordinances regulating the purchase, possession, sale or giving of cigarettes and tobacco products.

By Senators Darling, Buettner, Rosenzweig, Cowles, Farrow, C. Potter, Huelsman, Burke, Risser, Jauch, Clausing and Grobschmidt; cosponsored by Representatives Walker, Ladwig, Bock, Urban, Underheim, Duff, Freese, F. Lasee, Goetsch, Kelso, Riley, Turner, La Fave, Wasserman, Krusick, Gard, Ward, Ott, Vrakas, Ryba, Ainsworth, Cullen, Bell, Hanson, Kreibich, Brandemuehl, Albers, Plache, Wirch, Baldwin, Robson, Carpenter, R. Young and R. Potter.

To committee on **Transportation, Agriculture and Local Affairs.**

**Senate Bill 513**

Relating to: qualification of candidates for justice of the supreme court for grants from the Wisconsin election campaign fund in 1996 and making an appropriation.

By Senator Adelman; cosponsored by Representative Prosser.

To committee on **State Government Operations and Corrections.**

**MESSAGES FROM THE ASSEMBLY**

By Charles Sanders, chief clerk.

Mr. President:

I am directed to inform you that the Assembly has passed and asks concurrence in:

- Assembly Bill 484**
- Assembly Bill 601**
- Assembly Bill 621**
- Assembly Bill 642**
- Assembly Bill 666**
- Assembly Bill 722**
- Assembly Bill 736**

**Assembly Bill 808**

**Assembly Bill 825**

**Assembly Bill 833**

Adopted and asks concurrence in:

**Assembly Joint Resolution 59**

**Assembly Joint Resolution 74**

Concurred in:

**Senate Joint Resolution 30**

**Senate Joint Resolution 48**

Senate amendment 1 to **Assembly Bill 32**

Senate amendment 1 to **Assembly Bill 164**

**MESSAGES FROM THE ASSEMBLY CONSIDERED**

**Assembly Bill 484**

Relating to: exempting certain educational institutions and their authorized charitable foundations from annual registration for the solicitation of funds for charitable purposes.

By Representatives Duff, Kreibich, Goetsch, Albers and Owens; cosponsored by Senators Farrow, Darling and Rosenzweig.

Read first time and referred to committee on **Business, Economic Development and Urban Affairs.**

**Assembly Bill 601**

Relating to: use of loan proceeds under the business improvement loan guarantee program.

By Representatives Handrick, Hutchison, Prosser, Jensen, Ourada, Linton, Boyle, Olsen, Zukowski, Musser, Ladwig, Dobyms and Green; cosponsored by Senator Breske.

Read first time and referred to committee on **Business, Economic Development and Urban Affairs.**

**Assembly Bill 621**

Relating to: records Relating to ride-sharing programs and providing a penalty.

By Representatives La Fave, Olsen, Krug, Goetsch, Bock, Albers, Cullen, Hahn, Baldwin, Hasenohrl and Boyle; cosponsored by Senators Darling, Huelsman and Cowles.

Read first time and referred to committee on **State Government Operations and Corrections.**

**Assembly Bill 642**

Relating to: denial by the department of regulation and licensing of applications for renewal of a credential based on a credential holder's tax delinquency.

By Representative Jensen; cosponsored by Senator Rude, by request of the Department of Regulation and Licensing and the Department of Revenue.

Read first time and referred to committee on **Business, Economic Development and Urban Affairs.**

**Assembly Bill 666**

Relating to: removable and fixed prosthodontic services under medical assistance and making an appropriation.

By Representatives Silbaugh, Powers, Prosser, Hahn, Freese, Skindrud, Green, Ladwig, Wirch, Ainsworth, Lehman, Johnsrud, Robson, Boyle, Kreibich, Brandemuehl, Ourada, Otte, Plombon, Black, Baldwin, Zukowski, Huebsch, Kelso, Seratti, F. Lasee, Underheim, Hutchison, Kaufert, Turner, Gronemus, Albers, Handrick, Hasenohrl, Harsdorf, Musser, Wasserman and Murat; cosponsored by Senators Buettner and Andrea.

Read first time and referred to committee on **Health, Human Services and Aging.**



**Assembly Bill 722**

Relating to: creating an environmental science council.

By Representatives Duff, Jensen, Klusman, Freese, Albers, Ourada, Ott, Johnsrud, Hoven, Huebsch, Kelso, Seratti, Silbaugh, Hahn, Lazich, Powers, F. Lasee, Olsen, Gunderson, Vrakas, Ladwig, Goetsch, Grothman and Springer; cosponsored by Senators Farrow, Rude, Petak, Breske and Rosenzweig.

Read first time and referred to committee on **Environment and Energy**.

**Assembly Bill 736**

Relating to: supervision of assessments.

By Representatives Harsdorf, Gunderson, Freese, Lehman, Musser, Owens, Porter, Goetsch, Hahn, Ladwig, Grothman, Klusman, Dueholm, Silbaugh, Olsen, Hasenohrl, La Fave, Gronemus, Ott, Albers and Powers; cosponsored by Senators Petak, Clausing, Weeden, Welch, Breske, C. Potter, Adelman, A. Lasee and Jauch.

Read first time and referred to committee on **State Government Operations and Corrections**.

**Assembly Bill 808**

Relating to: creation of a property tax relief fund and transferring moneys to that fund.

By Representatives Powers, Hanson, Huebsch, Handrick, Kelso, Seratti, F. Lasee, Hutchison, Gunderson, Hahn, Skindrud, Silbaugh, Hoven, Olsen and Zukowski; cosponsored by Senators Drzewiecki, Panzer, Cowles and Petak.

Read first time and referred to committee on **State Government Operations and Corrections**.

**Assembly Bill 825**

Relating to: exempting farm trucks from the motor vehicle emission inspection and maintenance program.

By Representatives Otte, Porter, Grothman, Owens, Ward, Musser, Skindrud, Nass, Gunderson, Jensen, Brandemuehl, Goetsch, Urban, Hahn, Silbaugh, F. Lasee, Ourada, Zukowski, Seratti, Johnsrud, Kreibich, Green, Freese, Klusman, Huebsch, Ott, Powers, Hutchison, Lorge, Gronemus, Wilder, Reynolds, Plache, Duff, Schneiders, Wasserman, Baumgart, Ainsworth, Hoven, Albers, Olsen, Underheim and Harsdorf; cosponsored by Senators A. Lasee, C. Potter, Panzer and Buettner.

Read first time and referred to committee on **Transportation, Agriculture and Local Affairs**.

**Assembly Bill 833**

Relating to: preparation of a plaque honoring the public service of Dr. H. Rupert Theobald and making an appropriation.

By Representatives Prosser, Kunicki, Krug, Ladwig, Porter, Notestein, Urban, Coleman, Hanson, Lazich, Bock, R. Young, Otte, Goetsch, Schneiders, Lorge, Dobyms, Johnsrud, Ainsworth and Lehman; cosponsored by Senators Rude, Burke, Panzer, Buettner, C. Potter and Grobschmidt.

Read first time and referred to committee on **Senate Organization**.

**Assembly Bill 833**

Relating to: preparation of a plaque honoring the public service of Dr. H. Rupert Theobald and making an appropriation.

By Representatives Prosser, Kunicki, Krug, Ladwig, Porter, Notestein, Urban, Coleman, Hanson, Lazich, Bock, R. Young, Otte, Goetsch, Schneiders, Lorge, Dobyms, Johnsrud,

Ainsworth and Lehman; cosponsored by Senators Rude, Burke, Panzer, Buettner, C. Potter and Grobschmidt.

Read first time and referred to committee on **Senate Organization**.

**Assembly Joint Resolution 59**

Relating to: encouraging the administration to develop a sister-state relationship with Belgorod.

By Representative Dobyms; cosponsored by Senator Buettner.

Read and referred to committee on **State Government Operations and Corrections**.

**Assembly Joint Resolution 74**

Relating to: the life and public service of Sheriff Fred Schram.

By Representatives Albers, Brandemuehl, Freese and Johnsrud.

Read and referred to committee on **Senate Organization**.

The Senate proceeded in a body to the Assembly Chamber to meet in Joint Convention to receive the State of the State Message.

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**IN ASSEMBLY CHAMBER IN JOINT CONVENTION**

The President of the Senate in the Chair.

The committee to await upon the Governor appeared with his excellency the Governor, who delivered his message as follows:

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**STATE OF THE STATE ADDRESS**

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Speaker Prosser, President Rude, Members of the Legislature; Constitutional Officers, honorable justices of the Supreme Court, tribal chairmen, members of the Cabinet, distinguished guests, ladies and gentlemen.

I am proud to come before you tonight to talk about the accomplishments we have made together as a state and about the bold future we are building together.

Ladies and Gentlemen, the state of the state is exceptional.

As I travel across Wisconsin and talk with thousands of people, I am inspired by their abiding belief in an even better future.

I see hope in the eyes of children at Bruce Guadalupe school in Milwaukee's inner city.

I see confidence in the small entrepreneur who's just invested her life savings in a new venture, knowing she will succeed.

I see a sense of security in our mothers and fathers, who have chosen to raise their children in a state where values, character and hard work matter.

And there is reason for the hope that lies within us.

We have built a sense of confidence in the future. For we have proven as a state that if we work hard enough, if we make sacrifices, and if we believe in ourselves — we can do anything.

We are breaking records that were thought to be unbreakable surpassing milestones thought unattainable. Consider the following:

Welfare caseloads are down 33 percent — their lowest level in two decades...The American Dream is now within reach of 33,000 more families ...And tonight, we're on the brink of ending welfare altogether.

Just a few years ago, wolves, eagles and elk were either long gone or dying off. Today, the wolves are back, the eagles are

soaring and the elk are bugling across their native Wisconsin....We've preserved more pristine land than any time in our history...And we've cut industrial pollution by 26 percent while our businesses have grown by more than 30 percent.

The future is brighter for our family farmers: We're now assessing farms based on their use instead of their potential value and we're cutting property taxes by \$1.2 billion — putting tens of thousands of dollars in the pocketbooks of our family farmers.

We've begun a modern day industrial revolution. We have more manufacturing jobs today than at any time in our history — 596,000 of them. That's more than we had in our industrial heyday of the late 70s when Allis Chalmers, Uniroyal and AMC were all operating at top capacity. It is a breathtaking achievement. An achievement most thought would never happen.

And our sports teams are winning like never before.....As you can see, they're bringing home the championship trophies in abundance.

The University of Wisconsin men's soccer team, the UW-Platteville men's basketball team, the UW-La Crosse football team and the Brookfield East boy's soccer team dominated their competition and won national championships in 1995.

We're even daring to talk about another Super Bowl — and with a straight face. After 23 years, the Green Bay Packers are once again champions — the NFC Central Division Champions. And they came within 15 minutes of the Super Bowl.

But next year .... We get the Cowboys up at Lambeau Field —in January. The windchill is minus 20. The turf is frozen hard as a rock. It's snowing and the wind is whistling across the field at 50 miles an hour. And then, we kick their big, fat .... egos all the way back to Dallas.

And after that, we'll bring the Lombardi Trophy back home to Wisconsin, where it belongs.

Wisconsin is already winning, ladies and gentlemen. Wisconsin is Working — better and stronger than at any time in our history.

What's our secret? An off the field incident affecting the Packers may explain it best.

Just days before the Packers biggest game in nearly three decades, Reggie White's church was burned to the ground in Knoxville, Tenn. It was a horrible tragedy and a dastardly act.

This wasn't our church. This didn't happen in one of our communities. But the next day, the people of Wisconsin were already raising money to help Reggie rebuild his church. As a state, we've raised more than \$210,000.

That's the Wisconsin Way.

We're motivated by a commitment to our neighbor. And dedicated to helping people lead better lives.

That's why we are fighting crime....reducing government....cutting taxes. And why we are strengthening our families....reforming education.....ending welfare.

We have a strength of character in Wisconsin that comes from our deep faith and our willingness to fight for the values we hold dear. Unfortunately today, our values and traditions are coming under continual assault.

Right now, I am being sued because I defended the beauty of our Capitol Rotunda with its Christmas tree and menorah. And the same people are suing me in an attempt to throw out our Good Friday holiday.

If it means I have to go to court to defend the traditions that make us great, so be it. As long as I am governor, I will fight to defend and elevate the values that are the fabric of our state.

For it is these values and the commitment to our neighbors that keeps Wisconsin winning.

But there are still more battles to fight. More victories to claim.

The great architect Daniel Burnham once said: "Make no small plans. For they have not the power to move the minds of men."

In Wisconsin, we make no small plans. We make grand plans...And we implement them.

Wisconsin Works.

Economy/Taxes

Our success begins with a strong economy — Providing opportunities for our workers, families and children.

Wisconsin is in the midst of its longest sustained period of growth ever. We've created more than a half-million jobs. And 2.8 million people are working — the most in our state's history. In fact, we have more people working today than the entire population of Arkansas!

As a result of our winning economy, our annual unemployment rate was 3.7 percent last year — the lowest in 30 years. The last time our jobless rate was so low a gallon of gas cost 35 cents, Neil Armstrong had just walked on the moon and state Representative Scott Walker was in his terrible twos.

And who would have thought we'd ever see a headline like this one from the Wisconsin State Journal last month: "Worried about jobs? Not in Wisconsin."

1996 isn't even a month old and we're already doing more to top 1995.

Tonight, I'm proud to announce that even more jobs are coming to six of our communities with the help of our Department of Development:

Wisconsin Rapids will get 370 more jobs at Advantage Learning Systems.

Shawano ....312 new jobs at Aarowcast

Oconto Falls .... 150 jobs at Cera-Mite Corporation.

Boscobel ... 99 jobs at American National Can Corporation

Bellevue.....200 jobs at Krueger International.

And in Marinette....350 new jobs at Karl Schmidt Unisia.

That's nearly 1,500 new jobs for the people of Wisconsin! Thanks for believing in Wisconsin.

When it comes to creating jobs and growing our economy, Wisconsin works.

New Government, New Century

We've created a new government for a new century: a government to serve the people, not the bureaucracy. It's a government that works.

We've created the polar opposite of Washington government. While Washington is doing less with more, Wisconsin is doing more with less.

There's no better example of this new government than the Lena story. Just a few weeks ago, the small village of Lena was devastated when the Stella Foods cheese factory caught fire. Stella employed 300 in a village of 590 and purchased milk from 350 farmers.

Within hours of the fire, we were there. I was on the phone with Lena and company officials throughout the day, as well as Rep. John Gard. Seven state agencies rushed to Lena's aid.

The State Patrol and emergency government ....The Departments of Natural Resources, Agriculture, Development, Health and Social Services, and Labor....All working in unison to help Lena deal with its crisis.

This is what I mean by a government serving the people.

And we're doing more to help Lena. This past Friday, we offered Stella a strong economic assistance package to help them rebuild and keep Lena working.

Of course, the real heroes of this story are the people of Lena. They didn't sit around feeling sorry for themselves. They began rebuilding.....picking up the pieces.....neighbor helping neighbor.

And Stella displayed great corporate citizenship in the way it cared for its workers during a time of crisis.

The people of Lena capture the essence of the Wisconsin spirit.

Wisconsin Works

Property Taxes

People trust Wisconsin government because we keep our promises — even on tough issues like property tax relief. We just delivered to the people of Wisconsin a Taxpayers Triple Crown of less taxes, less spending and less government.

Since statehood, the people who have served in this building have tried unsuccessfully to cut property taxes, leading to creation of the sales tax and income tax.

That all began to change in 1993, when we finally enacted cost controls on local governments.

And this session, we accomplished what the skeptics deemed impossible: We reordered our budget priorities. We made tough spending cuts. We took the heat for doing what was right.

The result is two-thirds funding of public education in Wisconsin and \$1.2 billion of property tax relief for our families.

Now, I know some are trying to discount the magnitude of this achievement. But consider just how far we've come: For decades property taxes increased by double digits every year. But this December, school property taxes will drop an average of 25 percent.

And that's just the average. Look at La Crosse — 31% school property tax cut. Green Bay 36% cut. Milwaukee — 36% cut. Eau Claire — 33% cut.

Working with me, the new majority in the Legislature broke a 148-year cycle of annual, oppressive property tax increases.

We promised relief. We delivered relief.

Of course, our job is not over. It never will be.

Maintaining 2/3rds funding of our schools will continue to be the greatest fiscal challenge we face. The next budget won't be easy, nor will the one after that.

But the State Assembly today made a major downpayment on continued property tax relief by passing a bipartisan bill, authored by Rep. Mike Powers, creating a property tax relief account endowed by a \$210 million surplus.

A surplus made possible solely because state government is spending less and managing better.

Taxpayers can spend their money more wisely than government can.. any day. And taxpayers will spend it on what truly matters in their lives: An education for their children....A bigger home...A more comfortable retirement.

A few months ago, taxpayers were being told a budget deficit was looming and we could never maintain our commitment to lower property taxes.

Today we have a surplus. There is no deficit. The budget will be balanced. We will keep our promise to fund 2/3rds the cost of education.

Wisconsin Works because we keep our promises. We deliver for the people of this state.

(Children and Families)

I want to take a few minutes to talk about what we all cherish — our children and families. We know that the stronger our families, the stronger our communities, the stronger our state.

That is why we are working to strengthen our families — as well as build new ones — through several initiatives

We have thousands of parents waiting to adopt and thousands of children waiting to be adopted. We must do a better job of matching the children with the parents.

Adoption should be easier and more affordable.

Tonight, we have children in our Milwaukee foster care system dreaming of a new home with loving parents...Tomorrow, we're putting together a team of adoption experts to make the dreams of 100 more children come true this year. We're going to find them a new home and a loving family.

And a bipartisan bill proposed by Rep. Sheryl Albers will make adoption more affordable by providing a tax benefit for certain adoption expenses.

Unfortunately, there are parents who are not providing their children a loving home.

We are working with Sen. Huelsman and Rep. Krug on bipartisan legislation to strengthen the children's code so we can better protect these children. Nothing makes me more angry as governor and as a parent than to know our laws don't require termination of parental rights even when a parent has abandoned a newborn in a garbage dumpster.

We must do a better job of protecting our children from abuse and neglect.

Studies show that about 40 percent of American children will go to sleep tonight in homes without a father present. As a result, these children are more likely to be poor, drop out of school and become teen parents.

Our new Fatherhood Initiative will help dads become more involved in caring for their children. On a one-on-one basis, this program will teach fathers parenting skills....nutrition...appropriate play for appropriate ages...and how to bond with their children.

We're also continuing to make sure fathers meet their financial responsibilities. It is a national disgrace that \$34 billion in child support goes unpaid to mothers and children in this country. Even though Wisconsin is one of the best states at collecting child support, we're getting even tougher on the scofflaws who abandon their children and expect taxpayers to pay for them.

This spring, we'll release our first Ten Most Wanted poster featuring parents who owe the most child support. This is one poster nobody wants to be on.

Wisconsin works by making sure our children are properly cared for.

(Crime)

We owe it to our families to provide safe neighborhoods where they can live and play without fear. Our zero tolerance for violent crime in Wisconsin is working. We're winning many battles, although we're still waging the war on crime.

FBI statistics show that we have the six safest cities in the entire United States: Wausau, Eau Claire, Appleton, Oshkosh, Neenah and Sheboygan. And Madison is the third safest among the nation's 100 largest cities.

We can never be too bold when it comes to fighting crime. Tonight, I am offering a nine-point Family Security Package to further protect our children and families.

We will have a new victim information system at the Department of Corrections. This Victim Security Card puts the status of criminals in the hands of their victims.....Court dates. Sentencing. Prison Location. Release Date... The victim will know it all. And will never have to wonder when the criminal gets out or where he or she is. We need to start worrying more about protecting our families than about the confidentiality of convicted criminals.

We're also making it easier for law enforcement agencies throughout the state to keep tabs on criminals. At the request of the Wisconsin Chiefs of Police Association and Sen. Gary Drzewiecki, we are making available the Mobil Data Terminal System. This new technology will connect officers in the field to a common information system, giving them instant access to criminal data.

We are forwarding legislation to make it illegal to harbor a runaway. A runaway child is the worst nightmare of any parent, and we must do what we can to keep these children safe.

Gangs are becoming a growing problem across our state. We struck a blow against gang crime recently when we toughened our laws so gang members can no longer hide behind their birthdays and be coddled by a weak juvenile justice system.

Tonight, we are giving our local law enforcement agencies even more help. We are creating an Office of Gang Intervention in the Division of Youth Services, helping coordinate information on gang activity in the state as well as efforts to combat gang crime.

Statistics show that 50 percent of violent sexual offenders commit more sex crimes once released from prison untreated. That's why we joined together to pass a groundbreaking sexual predator law, which we've already used to keep 87 predators off our streets after their sentences expired. By keeping these predators institutionalized, we've prevented an untold number of sexual attacks on law-abiding citizens. Tonight, I am proposing construction of a new sexual predator facility ...because we plan to use this law a lot more in the future.

Prisons work. They keep violent people from harming good people. It's that simple. So tonight I am committing to build a SuperMax prison. If we don't get federal funding, we must build it ourselves. And once this plain, stark and austere facility is built, that's where Wisconsin's most vicious criminals will go. The SuperMax will be a criminal's worst nightmare.

We're putting prisoners to work, both inside our prison walls and alongside our roadways. Next month, I will announce the first three companies that will come into our prisons and put inmates to work in activities no other workers want. No more sitting around. Prisoners are going to start working. And they're going to help pay their keep.

And to the extent possible under the constitution, we are banning pornographic materials from our prisons and removing all movies. Prisoners won't have time for these things anyway. They'll be too busy working.

Finally, our law enforcement officers are doing a courageous job of capturing criminals. And once imprisoned, they should stay that way. To that end, we have followed up on an idea by Speaker Prosser and Senator Zien.

We have talked with Texas corrections officials. They have room for our prisoners. They have agreed to take them. And we're working out the details.

If keeping criminals off our streets means sending our prisoners to Texas — bye, bye.....they're going South.

When it comes to keeping our neighborhoods safe for families and protecting our law-abiding citizens, Wisconsin works.

Education Reform

Along with making our children safer, we're working to make sure they receive an education that will help them succeed as adults.

Wisconsin has one of the finest public education systems in the country. In most of our school districts, we have top-flight educators and parents who care about their children's learning.

And we've accomplished proud achievements in our schools:

Our pioneering school-to-work program is making education relevant to more of our students and preparing them for the workforce. In fact, Milwaukee Public Schools just credited the school-to-work program for three straight years of decline in its dropout rate. And statewide, our dropout rate is the lowest in 10 years.

But we must do more to make this program work in all our communities. Therefore, I am naming former Superintendent of Public Instruction Bert Grover as Special Assistant to the Governor for School-To-Work. Dr. Grover will make sure school-to-work becomes an even more effective part of every school in the state.

Another success is our charter school law, which is giving every school district in the state the opportunity to explore new ways of teaching and learning.

And our school choice initiatives are giving low-income parents in Milwaukee the opportunity to make sure their children receive the best education possible.

But we must ask ourselves: Is being good ... good enough?

Is it good enough to rank high against other states when we're sending our students out to compete in the global marketplace?

Is it good enough to have the nation's highest college entrance test scores and one of the best university systems in the nation when 70% of our students won't graduate from a four-year college or university?

Is it good enough to have strong suburban schools when many of our urban schools are facing unprecedented challenges to learning?

It may be good enough for some, but it's not good enough for Wisconsin.

So tonight I am setting forth a bold new set of initiatives in our ongoing effort to build a worldclass system of education in Wisconsin. A system based on choice, academic achievement and technology.

We begin by giving students and parents even more choices in education; choice must be at the core of any reform.

Most of the jobs that will be created in Wisconsin in the next 10 years will be technical in nature. Our employers already have an acute and growing need for workers with strong technical skills.

Tonight, I am proposing an ambitious pilot program to allow high school students who meet basic academic requirements to complete their junior and senior years at a technical college. These students will receive their high school diploma from that technical school.

We will give students the choice to immerse themselves in a technical college field of study and graduate with a marketable skill for the workplace or a head start on additional education.

We're working with several technical college and K-12 districts on this innovation right now.

Along with giving parents more options, we must also demand that our schools are accountable for their performance and our students are held to high standards of academic achievement.

Every year in Wisconsin, we graduate about 48,000 high schoolers, without really knowing what they've learned. We

put them in robes, hold grand graduation ceremonies, play "Pomp and Circumstance." Yet the only thing we are guaranteeing is that they completed at least a minimum number of high school courses. We know how long they sat in their seats, but we don't know what went into their heads.

Tonight, we begin making a high school diploma in Wisconsin a ticket to opportunity instead of just a keepsake.

Beginning in the year 2000, every student in this state must pass a graduation exam in order to receive a high school diploma.

The standards for the graduation exam will be set by each school district, working together with parents, teachers and employers.

Now let me make something absolutely clear from the start: I'm not talking about outcome-based education or some politically correct cultural standards, such as measuring some kid's cognitive diversity conflict management skills.

I am talking about solid, purely academic standards in core subject areas.

If you can't read and write...If you can't calculate...If you don't know the difference between Elroy and Argentina. You're not going to get a diploma in the state of Wisconsin. Period.

And if a school district is failing to teach those skills, the taxpayers and parents deserve to know about it.

It's called accountability.

I am asking the Governor's Task Force on Education and Learning, chaired by businessman and education pioneer Carl Weigel, to develop a process for communities to set local graduation standards.

And I applaud the courage and vision of former Superintendent Howard Fuller and current Superintendent Bob Jasna for already setting a graduation standard for math achievement in the Milwaukee schools.

The Class of the Year 2000 will be setting the standard for a new century. We owe them, and those who follow, the guarantee of an education that will help them lead productive, happy lives in the next millennium.

Our partner in achieving higher academic performance in our schools is technology.

In the time since we joined together to pass a landmark telecommunications bill, technology has advanced further than anybody predicted.

Distance learning is erasing school district boundaries....Students in Bowler and Marion, for example, are taking advanced placement psychology from a teacher in Clintonville. UW-Eau Claire is teaching English composition to high school seniors at Altoona and Cadott. And 9,000 registered nurses from all across the state can now pursue bachelor's degrees from 5 UW schools --- without ever stepping foot on those campuses.

Tonight, I am asking the UW System to reach three goals that will allow high school students to take greater advantage of new technology:

First, make additional UW courses available for high school students over the Internet. Second, establish a network for students and faculty on all 26 campuses to share interactive video and computer-based instructional materials. And third, give all high school students access to the UW System libraries as well as the Library of Congress. This will give students access to all the great libraries of the world...And never again will a student be able to say to a teacher: "The book is not in the library."

I am also asking the Educational Technologies Board and the Wisconsin Advanced Telecommunications Foundation to

make sure that at least half of all Wisconsin public high schools are on the Internet by this fall, with the remainder on line by the fall of 1997.

By working together, we will become the first state in the nation to have all its high schools, technical colleges and universities connected via the Internet.

Also, UW System President Katherine Lyall is spearheading an effort to form a Student Information System available to every student in Wisconsin...

Finally, I'm proud to announce that high school students will be able to apply for admission to all UW and technical colleges over the Internet, beginning in 1997.

These are all bold initiatives. I have already discussed many of these ideas with Superintendent Benson and representatives of the teachers union, school boards and other education groups --- with the hope that we can pursue them together --- as partners.

We've never been afraid to set a new course in Wisconsin. Simply being good has never been good enough. That's why Wisconsin Works.

W-2

For nine years, we have been working to end welfare in Wisconsin. Tonight, we stand on the precipice of doing just that with our Wisconsin Works program, more commonly known as W-2.

With W-2, we're not just ending welfare as we know it. We're ending welfare. Period.

We are done experimenting. We're replacing the welfare check with a paycheck, creating an entirely new system for helping families in trouble.

Why? Because we care about the children and families trapped in an apathetic welfare system.

A state devoted to helping others lead better lives cannot tolerate a welfare system whose intentions may have been noble but whose results have been tragic.

Just consider some of the human tragedy of welfare: Studies have shown that

A child on welfare is twice as likely to drop out of school.

A child on welfare is twice as likely to become pregnant as a teenager...out-of-wedlock.

And a child on welfare is twice as likely to end up on welfare as an adult.... And each new generation will be on welfare three times longer than the previous generation.

We've allowed welfare to ruin too many lives for too long.

No more!

It is over!

It is finished!

As governor, I will not stand to lose one more generation to a morally bankrupt welfare system. I will not lose one more child because we didn't care enough to help.

Welfare must end now. And it must end in these chambers.

There is only one way to end welfare, for there is only one way a person can truly escape welfare and climb out of poverty.

And that is to work.

There is no shortcut. No simpler way. No alternative.

There's an old proverb that says very simply: "First work, then wages." And it is upon that principle that W-2 is predicated. No more something for nothing; from now on only work will pay.

When a family is down on its luck and turns to government for assistance, we're going to help them in a much more compassionate way.

We're going to give them a job.

Instead of having them fill out this cumbersome 18–page application for welfare, we’re going to have them fill out this — a one–page job application.

W–2 puts people to work and helps them stay there. Instead of cash, W–2 provides ample child care, health care, food stamps, housing assistance and training until families earn enough to make it on their own. In fact, we’re more than tripling our spending on child care to ensure the children of these parents are properly cared for. And they will be covered by health insurance.

W–2 also demands personal responsibility, just like the real world. For example, participants will make co–payments for child care and health care services, just as families not on public assistance are required to make.

And there couldn’t be a better time to end welfare. Our economy is growing so fast that we have a surplus of jobs, with employers eagerly looking for workers. The Business Journal even reported recently that Milwaukee businesses were offering movie tickets, gifts and car loans as lures to potential employees.

The jobs are there.

And it is a job, as well as the pride of working, that lifts the poor out of poverty and sets them on the road toward achieving the American Dream.

Helping people lead better lives. That’s what Wisconsin is all about. That’s what W–2 is all about.

As lawmakers, you know perhaps better than anybody else how difficult it is to eliminate a program ...even when doing so is clearly in the best interests of the public.

Well today, you are in a position to do just that. You can end welfare.

Think about it. Don’t underestimate the boldness of what we are undertaking.

You have the opportunity to make the greatest change in social policy in 50 years in this country. To help thousands of families lead better lives.

We will all be held morally accountable by history if we squander this opportunity.

Care enough to end welfare.

#### Summary

This legislative session will be remembered in history as ushering in the most monumental reforms of the century. No session in my memory has changed the course of this state — and touched every life in this state — the way the 1995–96 session has. We are charting a bold new course for success in the next millennium.

Tonight, we have set forth another ambitious agenda for the people of Wisconsin. And we pursue that agenda with the confidence that there is no idea too bold for action, no challenge too tough to meet.

We are living in a day of promise. Unlike most Americans, we believe our children will be better off tomorrow than we are today. And we’re working hard to make it happen.

We build our economy....put people to work....preserve our natural resources....show zero tolerance for crime....invest in education....and lift the poor out of poverty — All, so we can provide our children and families with the highest possible quality of life.

And we instill in our children values such as hard work, responsibility and a strong faith in God so they have the confidence to pursue a better future for themselves and their children.

Wisconsin Works — for today and for tomorrow

In 1894, the great Justice Oliver Wendall Holmes said, “I find the great thing in this world is not so much where we stand as in what direction we are moving. We must sail sometimes with the wind and sometimes against it. But we must sail, and not drift, nor lie at anchor.”

In Wisconsin, we sail. We sail toward our dreams. And sooner or later, no matter what storms we encounter, we arrive safe and sound — and better for having made the journey.

Good night, and God Bless Wisconsin.

Adjourned.

8:00 P.M.

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## SENATE ENROLLED PROPOSALS

The Chief Clerk records:

**Senate Bill 245**

**Senate Bill 388**

**Senate Bill 413**

Report correctly enrolled on January 29, 1996.

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## AMENDMENTS OFFERED

Senate amendment 1 to **Senate Bill 449** offered by Senator Petak.

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## LEGISLATIVE REFERENCE BUREAU CORRECTIONS

### Corrections In:

#### **SENATE SUBSTITUTE AMENDMENT 1, To 1995 ASSEMBLY BILL 441**

Prepared by the Legislative Reference Bureau  
(January 26, 1996)

1. Page 3, line 15: delete “U.S.” and substitute “S.Ct.”.

### **MOTIONS UNDER SENATE RULE 98 for the Month of January 1996**

A certificate of congratulation by Senator Cowles for Dave “Doc” Mraz on the occasion of being named as Outstanding Restaurateur of the Year.

A certificate of congratulation by Senator Adelman for Edie Adelman on the celebration of her 80th Birthday

A certificate of congratulation by Senator Welch for Mary Rowley owner of the Goose Blind, Etc. and being named the WRA Outstanding Restaurateur of the Year for 1996.

A certificate of congratulation by Senator Welch for Joshua Allen Helms on the occasion of earning and attaining the rank of Eagle Scout.

A certificate of congratulation by Senator Wineke for William B. Von Rutenberg on the occasion of being named Outstanding Restaurateur of the Year from the Madison area Chapter.

A certificate of congratulation by Senator Darling for Michael Ehlinger on the occasion of earning and attaining the rank of Eagle Scout.

A certificate of congratulation by Senator Darling for Jason Kattman on the occasion of earning and attaining the rank of Eagle Scout.

A certificate of congratulation by Senator Wineke for Rene Weber on the occasion of becoming a U.S. citizen.

A certificate of congratulation by Senator Darling for Tim Jaglinski on the occasion of earning and attaining the rank of Eagle Scout.

A certificate of commendation by Senator Buettner for Alfred Loehr on the occasion of celebrating his 100th birthday.

A certificate of congratulation by Senator Andrea for the Rotary Club of Kenosha–West on the occasion of celebrating its 25th Anniversary.

A certificate of commendation by Senator Lasee for Ryan L. Clarksen on the occasion of earning and attaining the rank of Eagle Scout.

A certificate of commendation by Senator Lasee for Gary K. Wyman on the occasion of earning and attaining the rank of Eagle Scout.

A certificate of congratulation by Senator Weeden for Barbara A. Roherty on the occasion of being named Outstanding Restaurateur of the Year by the Blackhawk Chapter.

A certificate of congratulation by Senator Chvala for Charles R. Hilston on the occasion of his retirement after 25 years service to the educational administration.

A certificate of congratulation by Senator Buettner for Christopher Hunter on the occasion of earning and attaining the rank of Eagle Scout.

A certificate of congratulation by Senator Darling for Matthew D. Pagel on the occasion of earning and attaining the rank of Eagle Scout.

A certificate of commendation by Senator Buettner for Mary Jo Keating on the occasion of 17 years of dedicated service to the Fond du Lac County Social Services.

A certificate of commendation by Senator Panzer for Officer Daniel H. Baranyk on the occasion of his retirement from the West Bend Police Department.

A certificate of congratulation by Senator Schultz for Mr. Bruce Oradei on the occasion of his retirement from the Wisconsin Education Association Council after 27 dedicated and outstanding years of service.

A certificate of commendation by Senator Farrow for George Strieter on the occasion of being named Pewaukee's 1995 Person of the Year.

A certificate of commendation by Senator Ellis for Brian R. Rivet on the occasion of earning and attaining the rank of Eagle Scout.

A certificate of commendation by Senator Moen for Helen Harry on the occasion of her receiving the truly deserved Alliance for the Mentally ill (AMI) Distinguished Service Award.

A certificate of congratulation by Senator Weeden for David W. Luety III on the occasion of earning and attaining the rank of Eagle Scout.

A certificate of congratulation by Senator Rosenzweig for Al Knief on the occasion of being named the prestigious citizen of the year by the West Allis Chamber of Commerce.

A certificate of congratulation by Senator Welch for the Schultz–Klemp–Wentland VFW Post 5278 on its 50th anniversary.

A certificate of congratulation by Senator Adelman for David A. Mayer on the occasion of being honored with the William Shehan Pioneer award by the Franklin Chamber of Commerce for a lifetime of service to the community of Franklin.

A certificate of congratulation by Senator Adelman for Vernon E. Barg on the occasion of being honored with the William Shehan Pioneer award by the Franklin Chamber of Commerce for a lifetime of service to the community of Franklin.

A certificate of congratulation by Senator Rude for Duane W. Ring on the occasion of his retirement from the Norwest Bank in La Crosse.

A certificate of commendation by Senator Buettner for Adela Baumhardt on the occasion of her retirement from the Department of Corrections after 24 years of outstanding service.

A certificate of congratulation by Senator Schultz for the Sabin–Livewires 4–H in Richland County on the occasion of celebrating their 50th Anniversary.

A certificate of commendation by Senator Moore for Shahanna McKinney on the occasion of the receipt of the African American Women in Religion Award.

A certificate of commendation by Senator Moen for Mother Teresa on the occasion of her service and contributions to mankind and human understanding.

A certificate of commendation by Senator Moen for Mr. N.P.V. Ramaswamy Udayar for his foresight to build the Sri Ramachandra Hospital and Medical College.

A certificate of commendation by Senator Moen for the Leprosy Care & Rehabilitation Association in Madras, India, Founder Mrs. Lily Prabhaker and the Management Committee.

A certificate of commendation by Senator Moen for Dr. P. Mahalingam who established the Maharaji Educational Trust in India and built the Santosh Hospital.

A certificate of commendation by Senator Moen for Puratchi Thalaivi Dr. J. Jayalalitha for inspiring leadership and dedicated service of the visionary Lady Chief Minister.

A certificate of congratulation by Senator Burke for D. Frank Piermarini on the occasion of earning and attaining the rank of Eagle Scout.