

JOURNAL OF THE SENATE [June 10, 1971]

STATE OF WISCONSIN

# Senate Journal

Eightieth Session

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THURSDAY, June 10, 1971.

8:30 A.M.

The senate met.

The senate was called to order by the president of the senate.

Prayer was offered by the Reverend Frank K. Efir, Pastor of Luther Memorial Church.

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

Senators Bidwell, Busby, Chilsen, Cirilli, Devitt, Dorman, Frank, Heinzen, Hollander, Johnson, Kendziorski, Keppler, Knutson, Krueger, LaFave, Lipscomb, Lorge, Lotto, Lourigan, McKenna, Martin, Murphy, Parys, Peloquin, Risser, Roseleip, Schuele, Soik, Steinhilber, Swan, Thompson and Whittow—32.

Absent with leave—Senator Knowles.

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## AMENDMENTS OFFERED

Senate amendment 1 to senate amendment 2 to Assembly Bill 72 by Senator Soik.

Senate amendment 3 to Assembly Bill 72 by Senators Lorge and Soik.

Senate amendment 2 to Senate Bill 130 by Senator Risser.

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Senate substitute amendment 3 to Senate Bill 213 by Senators Knowles, Devitt, Chilsen, LaFave, Soik, Hollander, Roseleip and Cirilli.

Senate amendment 4 to Senate Bill 336 by Senator Devitt.

Senate substitute amendment 1 to Senate Bill 435 by Senators Cirilli, Swan, Knutson, Krueger, Chilsen, Johnson and Bidwell.

Senate amendment 1 to Senate Bill 561 by Senator Roseleip.

Senate amendment 1 to Senate Bill 574 by Senator Devitt.

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### INTRODUCTION OF RESOLUTIONS

#### Senate Resolution 34

Relating to calling upon the department of justice criminal investigation division to impanel a grand jury to investigate certain land transactions of the department of natural resources in the state of Wisconsin.

Whereas, certain citizens living in the southern unit of the Kettle Moraine state forest have been concerned for several years with the legitimacy of certain land transactions of the department of natural resources in their area; and

Whereas, in one of these transactions the acquisition agent for the department of natural resources purchased for the department with state funds a parcel of property for \$32,500 from an individual with whom he was associated in business, which individual only 6 months and 3 days earlier had purchased the same property for \$16,500, thereby realizing 100% profit on the sale to the state of said property; and

Whereas, an acquisition agent for the department of natural resources purchased property in the southern unit of the Kettle Moraine for \$2,000 for himself, constructed a home on said property and then resold the same property to the department for \$59,300 in state funds, representing a 3,000% increase in value, and now said agent has again

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purchased land in other parts of the southern unit earmarked for acquisition by the department; and

Whereas, certain alphabet corporations and corporations of short existence have been able to command extremely high prices for their parcels of land from the department of natural resources, for example, one corporation sold 62 acres of land for \$136,500 or \$2,200 per acre; and

Whereas, similar transactions too numerous to mention have taken place in the Kettle Moraine southern unit and elsewhere; and

Whereas, all of said transactions had the approval of the secretary and his agents; and

Whereas, circumstances surrounding these and other transactions contain, at the minimum, strong suspicion of poor public policy and, at the maximum, elements of misconduct in public office; now, therefore, be it

*Resolved by the senate,* That the department of justice criminal investigation division be instructed to seek the impaneling of a grand jury to conduct an investigation of land acquisition practices of the department of natural resources for possible criminal misconduct; and, be it further

*Resolved,* That because of the grave nature of this investigation, the criminal investigation division be instructed to impound all records of the department of natural resources in the division of land acquisition; and, be it further

*Resolved,* That the department of justice report its findings hereon to the senate of the state of Wisconsin.

By Senators McKenna, Lipscomb and Parys.

Read.

The chair ruled the resolution privileged and that it be considered for action.

By request of Senator Keppler, with unanimous consent, **Senate Resolution 34** was laid on the table.

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### MOTIONS

Senator Schuele moved reconsideration of the vote by which **Senate Bill 436** was indefinitely postponed.

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The motion prevailed.

The motion for reconsideration was laid over pursuant to Senate Rule 67, Paragraph 4.

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CALENDAR OF MAY 27

**Senate Bill 364**

Relating to removing authority of common school districts to establish high schools.

Read.

By request of Senator Keppler, with unanimous consent, Senate Bill 364 was laid on the table.

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CALENDAR OF JUNE 1

The appointment by the Governor of Bertram N. McNamara, of Milwaukee, as a member of the Board of Regents of the State Universities, to serve for a term ending May 1, 1976.

The ayes and noes were required and the vote was: ayes, 30; noes, 2; absent or not voting, 1; as follows:

Ayes—Senators Bidwell, Busby, Chilsen, Cirilli, Devitt, Dorman, Frank, Heinzen, Hollander, Johnson, Kendziorski, Knutson, Krueger, LaFave, Lipscomb, Lorge, Lotto, Lourigan, McKenna, Martin, Murphy, Parys, Peloquin, Risser, Schuele, Soik, Steinhilber, Swan, Thompson and Whittow—30.

Noes—Senators Keppler and Roseleip—2.

Absent or not voting—Senator Knowles—1.

The appointment of Bertram N. McNamara was confirmed.

**Senate Bill 132**

Relating to court commissioners' fees.

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The question was: Reconsideration of vote by which **Senate Bill 132** passed?

The ayes and noes were demanded and the vote was: ayes, 13; noes, 16; absent or not voting, 1; as follows:

Ayes—Senators Busby, Frank, Heinzen, Kendziorski, Keppler, Knutson, Lipscomb, McKenna, Martin, Murphy, Pelouquin, Swan and Thompson—13.

Noes—Senators Bidwell, Chilsen, Cirilli, Hollander, Johnson, Krueger, Lorge, Lotto, Lourigan, Parys, Risser, Roseleip, Schuele, Soik, Steinhilber and Whittow—16.

Absent or not voting—Senators Devitt, Dorman, Knowles and LaFave—4.

The motion did not prevail.

### **Senate Joint Resolution 58**

Requesting Congress to enact federal legislation prohibiting promoters of closed circuit television and radio broadcasts which cover sporting events from barring public broadcasting networks from broadcasting the sporting event.

Read and adopted.

### **Senate Bill 75**

Relating to referenda on school district reorganizations.  
Read a second time.

Senator Kendziorski in the chair.

9:20 A.M.

The question was: Indefinite postponement?

Senator Keppler moved the current question.

The question was: Shall the current question be put?

The ayes and noes were required and the vote was: ayes, 19; noes, 13; absent or not voting, 1; as follows:

Ayes—Senators Bidwell, Chilsen, Cirilli Devitt, Heinzen, Hollander, Johnson, Keppler, Knutson, Krueger, LaFave,

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Lorge, Lotto, Martin, Murphy, Roseleip, Soik, Steinhilber and Swan—19.

Noes—Senators Busby, Dorman, Frank, Kendziorski, Lipscomb, Lourigan, McKenna, Parys, Peloquin, Risser, Schuele, Thompson and Whittow—13.

Absent or not voting—Knowles—1.

The motion prevailed.

The question was: Shall Senate Bill 75 be indefinitely postponed?

The ayes and noes were demanded and the vote was: ayes, 13; noes, 19; absent or not voting, 1; as follows:

Ayes—Senators Chilsen, Dorman, Frank, Heinzen, Kendziorski, Lipscomb, McKenna, Martin, Peloquin, Risser, Schuele, Thompson and Whittow—13.

Noes—Senators Bidwell, Busby, Cirilli, Devitt, Hollander, Johnson, Keppler, Knutson, Krueger, LaFave, Lorge, Lotto, Lourigan, Murphy, Parys, Roseleip, Soik, Steinhilber and Swan—19.

Absent or not voting—Senator Knowles—1.

The motion for indefinite postponement did not prevail.

### Senate Bill 75

The bill was ordered to a third reading.

Senator Keppler asked unanimous consent that the bill be considered for final action.

Senator Heinzen objected.

Senator Keppler moved that the rules be suspended and the bill be considered for final action at this time.

The ayes and noes were required and the vote was: ayes, 26; noes, 6; absent or not voting, 1; as follows:

Ayes—Senators Bidwell, Busby, Chilsen, Cirilli, Devitt, Dorman, Frank, Hollander, Johnson, Kendziorski, Keppler, Knutson, Krueger, LaFave, Lorge, Lotto, Lourigan, McKenna, Martin, Murphy, Parys, Roseleip, Schuele, Steinhilber, Swan and Whittow—26.

Noes—Senators Heinzen, Lipscomb, Peloquin, Risser, Soik and Thompson—6.

Absent or not voting—Senator Knowles—1.

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The motion prevailed and the bill was considered for final action.

### Senate Bill 75

Read a third time and passed.

By request of Senator Devitt, with unanimous consent, Senate Bill 75 was ordered immediately messaged.

Senator LaFave asked unanimous consent to be recorded with the majority on the appointment of Bertram N. McNamara.

Senator Peloquin objected.

Senator LaFave moved that he be recorded with the majority on the appointment of Bertram N. McNamara.

The ayes and noes were demanded and the vote was: ayes, 29; noes, 3; absent or not voting, 1; as follows:

Ayes—Senators Bidwell, Busby, Chilsen, Cirilli, Devitt, Dorman, Frank, Heinzen, Hollander, Johnson, Kendziorski, Keppler, Knutson, Krueger, LaFave, Lorge, Lotto, Lourigan, McKenna, Martin, Murphy, Parys, Roseleip, Schuele, Soik, Steinhilber, Swan, Thompson and Whittow—29.

Noes—Senators Lipscomb, Peloquin and Risser—3.

Absent or not voting—Senator Knowles—1.

More than two-thirds having voted with the majority the motion prevailed.

Senator Devitt asked unanimous consent that he be recorded as voting with the majority on the appointment of Bertram N. McNamara.

Senator Peloquin objected.

Senator Frank asked unanimous consent that Senator Dorman be recorded as voting with the majority on the appointment of Bertram N. McNamara.

Senator Peloquin objected.

Senator Devitt moved that he and Senator Dorman be recorded as voting with the majority on the appointment of Bertram N. McNamara.

The ayes and noes were required and the vote was: ayes, 29; noes, 3; absent or not voting, 1; as follows:

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**Ayes**—Senators Bidwell, Busby, Chilsen, Cirilli, Devitt, Dorman, Frank, Heinzen, Hollander, Johnson, Kendziorski, Keppler, Knutson, Krueger, LaFave, Lorge, Lotto, Lourigan, McKenna, Martin, Murphy, Parys, Roseleip, Schuele, Soik, Steinhilber, Swan, Thompson and Whittow—29.

**Noes**—Senators Lipscomb, Peloquin and Risser—3.

**Absent or not voting**—Senator Knowles—1.

More than two-thirds having voted with the majority the motion prevailed.

The president of the senate in the chair.

9:40 A.M.

Senator Heinzen asked unanimous consent to withdraw **Senate Bill 364** from the table and consider it for action at this time.

Senator Devitt objected.

### **Senate Bill 161**

Relating to traffic court procedures, traffic regulation, and providing penalties.

Read a second time.

Senate amendment one adopted.

Ordered to a third reading.

By request of Senator Johnson with unanimous consent the bill was considered for final action at this time.

### **Senate Bill 161**

Read a third time and passed.

### **Senate Bill 299**

Relating to authorizing the Department of Transportation to build or purchase housing for persons displaced by highways, and making an appropriation.

Read a second time.

By request of Senator Kendziorski, with unanimous consent, the bill was referred to joint committee on Finance.

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### Senate Bill 302

An act to create 227.026 (1m) and 227.028 of the statutes, requiring approval of administrative rules by the appropriate standing committees of the legislature.

Read a second time.

By request of Senator Hollander, with unanimous consent, the bill was referred to joint committee on Finance.

By request of Senator Hollander, with unanimous consent, the bill was withdrawn from joint committee on Finance and taken up at this time.

Read.

Senator Risser moved indefinite postponement.

The motion did not prevail.

Senate amendment 1 offered by Senator Heinzen.

Senator Swan moved rejection.

Senator Kendziorski in the chair.

10:45 A.M.

Senator Keppler asked unanimous consent to lay Senate Bill 302 on the table.

Senator Roseleip objected.

The question was: Rejection of Senate amendment 1 to Senate Bill 302?

The ayes and noes were demanded and the vote was: ayes, 8; noes, 23; absent or not voting, 2; as follows:

Ayes—Senators Cirilli, Lorge, Lourigan, McKenna, Risser, Roseleip, Soik and Swan—8.

Noes—Senators Bidwell, Busby, Chilsen, Devitt, Dorman, Frank, Heinzen, Hollander, Johnson, Kendziorski, Keppler, Knutson, Krueger, LaFave, Lipscomb, Lotto, Martin, Murphy, Parys, Peloquin, Schuele, Steinhilber, and Thompson—23.

Absent or not voting—Senators Knowles and Whittow—2.

The motion did not prevail.

By request of Senator LaFave, with unanimous consent, Senate Bill 302 was laid on the table.

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Senate substitute amendment 1 to **Senate Bill 302** offered by Senators Risser and Knutson.

**Senate Bill 321**

.Relating to the definition of a "school bus" under the vehicle code.

Read a second time.

Senate substitute amendment 1 adopted.

Ordered to a third reading.

By request of Senator Keppler, with unanimous consent, the bill was considered for final action at this time.

**Senate Bill 321**

Read a third time and passed.

**Senate Bill 353**

Relating to canceling the balance due on student loans to deceased servicemen.

Read a second time.

Senate substitute amendment 1 adopted.

Ordered to a third reading.

By request of Senator Hollander, with unanimous consent, the bill was considered for final action at this time.

**Senate Bill 353**

Read a third time.

The ayes and noes were required and the vote was: ayes, 31; noes, 0; absent or not voting, 2; as follows:

Ayes—Senators Bidwell, Busby, Chilsen, Cirilli, Devitt, Dorman, Frank, Heinzen, Hollander, Johnson, Kendziorski, Keppler, Knutson, Krueger, LaFave, Lipscomb, Lorge, Lotto, Lourigan, McKenna, Martin, Murphy, Parys, Pelouquin, Risser, Roseleip, Schuele, Soik, Steinhilber, Swan and Thompson—31.

Noes—None.

Absent or not voting—Senators Knowles and Whittow—2.

So the bill passed.

By request of Senator Roseleip, with unanimous consent, the bill was immediately messaged.

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**Senate Bill 363**

Relating to state defense of national guardsmen in court actions based on acts committed in the line of duty.

Read a second time.

By request of Senator Hollander, with unanimous consent, the bill was referred to joint committee on Finance.

By request of Senator Hollander, with unanimous consent, the bill was withdrawn from joint committee on Finance and taken up at this time.

**Senate Bill 363**

Read.

Ordered to a third reading.

By request of Senator Chilsen, with unanimous consent, the bill was considered for final action at this time.

**Senate Bill 363**

Read a third time.

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

Ayes—Senators Bidwell, Busby, Chilsen, Cirilli, Devitt, Dorman, Frank, Heinzen, Hollander, Johnson, Kendziorski, Keppler, Knutson, Krueger, LaFave, Lipscomb, Lorge, Lotto, Lourigan, McKenna, Martin, Murphy, Parys, Pelouquin, Risser, Roseleip, Schuele, Soik, Steinhilber, Swan, Thompson and Whittow—32.

Noes—None.

Absent or not voting—Senator Knowles—1.

So the bill passed.

**Senate Bill 390**

Relating to financial assistance to school districts for antipollution facilities.

Read a second time.

By request of Senator Hollander, with unanimous consent, the bill was referred to joint committee on Finance.

By request of Senator Hollander, with unanimous consent, the bill was withdrawn from joint committee on Finance and taken up at this time.

Read.

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By request of Senator Johnson, with unanimous consent, Senate Bill 390 was laid on the table.

### Senate Bill 453

Relating to lowering the age of majority from 21 years of age to 18 years.

Read a second time.

Senator Keppler asked unanimous consent that Assembly Bill 131 be considered at this time.

Senator Whittow objected.

By request of Senator Keppler, with unanimous consent, Assembly Bill 131 was placed on the calendar immediately following Senate Bill 453.

Senator LaFave moved reconsideration of the vote by which Senate Bill 321 was passed.

By request of Senator Keppler, with unanimous consent, the motion was tabled.

By request of Senator Keppler, with unanimous consent, the senate returned to the 3rd and 5th orders of business.

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## INTRODUCTION OF RESOLUTIONS

### Senate Resolution 35

Establishing a committee to study the feasibility and the implementation of transferring the grain regulation program at Superior to the city of Superior.

*Resolved by the senate,* That the senate hereby establishes a committee consisting of 6 Republican senators and 4 Democratic senators appointed by the chairman of the committee on Committees, to investigate and study the feasibility and the implementation of transferring the grain regulation program at Superior to the city of Superior; and, be it further

*Resolved,* That the committee report its findings to the senate not later than 6 months following the adoption of this resolution.

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By Senators Cirilli, Lotto, Schuele, Swan, Bidwell, Parys, Johnson, Krueger and Whittow.

Read.

Senator Cirilli raised the point of order that **Senate Resolution 35** was privileged.

The chair ruled the point not well taken.

Senator Cirilli asked unanimous consent to take up **Senate Resolution 35** at this time.

Senator Risser objected.

By request of Senator Keppler, with unanimous consent, **Senate Resolution 35** was laid on the table.

**Senate Joint Resolution 70**

Petitioning the Honorable Richard M. Nixon, President of the United States, and the Honorable Clifford M. Hardin, United States Secretary of Agriculture, to continue the special school milk program for the fiscal year beginning July 1, 1971.

By Senators Chilsen, Krueger, Lorge, Thompson, McKenna, Hollander, Peloquin, Schuele, Martin, Frank, Dorman, Cirilli, Bidwell, Keppler, Lotto and Johnson.

Read.

Senator Lorge asked unanimous consent to take up **Senate Joint Resolution 70** at this time.

Senator Schuele objected.

Senator Schuele asked unanimous consent to lay **Senate Joint Resolution 70** on the table.

Senator Whittow objected.

Senator Whittow asked unanimous consent to refer **Senate Joint Resolution 70** to the committee on Agriculture.

Senator McKenna objected.

Senator Lorge asked unanimous consent to place **Senate Joint Resolution 70** on the calendar.

Senator Whittow objected.

By request of Senator Lorge, with unanimous consent, **Senate Joint Resolution 70** was laid on the table.

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## COMMITTEE REPORT

The committee on Education reports and recommends:

### **Senate Bill 213**

Relating to the establishment of the board of regents of the university of Wisconsin system, consolidating therein governing power over the university of Wisconsin and state university systems, eliminating the coordinating council for higher education, board of regents of the university of Wisconsin and board of regents of state universities, altering the membership of the board of vocational, technical and adult education, and transferring appropriations.

Rejection of senate amendment 1; Ayes, 5; Noes, 0; rejection of senate substitute amendment 1; Ayes, 5; Noes, 0; adoption of senate substitute amendment 2; Ayes, 3; Noes, 2 and passage as amended; Ayes, 3; Noes, 2.

### **Senate Bill 334**

Relating to distribution of the 6 volume history of Wisconsin to public libraries and public schools and colleges and providing an appropriation.

Rejection of senate amendment 1; Ayes, 5; Noes, 0; adoption of senate amendment 2; Ayes, 5; Noes, 0; adoption of senate amendment 3; Ayes, 5; Noes, 0 and passage as amended; Ayes, 5; Noes, 0.

### **Senate Bill 488**

Relating to updating accreditation of schools for veterans reimbursements.

Passage; Ayes, 5; Noes, 0.

### **Senate Bill 494**

Relating to state scholarships for Indians attending private colleges in this state.

Passage; Ayes, 5; Noes, 0.

### **Senate Bill 495**

Relating to Indian scholarships for summer session attendance at universities.

Passage; Ayes, 5; Noes, 0.

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**Senate Bill 496**

Relating to Indian scholarships for part-time enrollment at certain public universities.

Passage; Ayes, 5; Noes, 0.

**Senate Bill 497**

Relating to amounts of and eligibility requirements for Indian scholarships.

Adoption of senate amendment 1; Ayes, 5; Noes, 0 and passage as amended; Ayes, 5; Noes, 0.

**Senate Bill 502**

Relating to state assumption of Menominee county vocational school costs, and making an appropriation.

Adoption of senate amendment 1; Ayes, 4; Noes, 1 and passage as amended; Ayes, 5; Noes, 0.

**RAY F. HEINZEN,**  
Chairman.

Upon motion of Senator Keppler, the senate recessed until 2:00 P.M.

11:30 A.M.

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RECESS

2:00 P.M.

The senate reconvened.

The senate was called to order by the clerk of the senate.

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**AMENDMENTS OFFERED**

Senate amendment 1 to **Senate Bill 391** by Senator Pelquin.

Senate amendment 1 to **Senate Bill 469** by Senator Lorge.

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Upon motion of Senator LaFave with unanimous consent Senator Hollander was selected as presiding officer.

President of the senate in the chair.

2:20 P.M.

By request of Senator LaFave, with unanimous consent, the motion to reconsider the vote by which Senate Bill 321 passed was withdrawn.

By request of Senator Heinzen, with unanimous consent Senate Bill 364 was taken from the table.

### Senate Bill 364

Relating to removing authority of common school districts to establish high schools.

The question was: Reconsideration of the vote by which passage of Senate Bill 364 was refused?

The ayes and noes were required and the vote was: ayes, 17; noes, 15; absent or not voting, 1; as follows:

Ayes—Senators Chilsen, Dorman, Frank, Heinzen, Kendziorski, Keppler, Lipscomb, Lotto, McKenna, Martin, Parys, Peloquin, Risser, Schuele, Soik, Thompson and Whittow—17.

Noes—Senators Bidwell, Busby, Cirilli, Devitt, Hollander, Johnson, Knutson, Krueger, LaFave, Lorge, Lourigan, Murphy, Roseleip, Steinhilber and Swan—15.

Absent or not voting—Senator Knowles—1.

The motion for reconsideration prevailed.

### Senate Bill 364

The question was: Passage?

The ayes and noes were demanded and the vote was: ayes, 14; noes, 18; absent or not voting, 1; as follows:

Ayes—Senators Chilsen, Dorman, Frank, Heinzen, Kendziorski, Keppler, Lipscomb, McKenna, Martin, Parys, Peloquin, Risser, Thompson and Whittow—14.

Noes—Senators Bidwell, Busby, Cirilli, Devitt, Hollander, Johnson, Knutson, Krueger, LaFave, Lorge, Lotto,

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Lourigan, Murphy, Roseleip, Schuele, Soik, Steinhilber and Swan—18.

Absent or not voting—Senator Knowles—1.

So passage of Senate Bill 364 was refused.

By request of Senator Johnson, with unanimous consent, Senate Bill 390 was withdrawn from the table and considered for action at this time.

**Senate Bill 390**

Relating to financial assistance to school districts for antipollution facilities.

Read.

Senate amendment 1 offered by Senator Johnson.

Senate amendment 1 adopted.

**Senate Bill 390**

Ordered to a third reading.

By request of Senator Johnson, with unanimous consent, the bill was considered for final action at this time.

**Senate Bill 390**

Read a third time.

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

Ayes—Senators Bidwell, Busby, Chilsen, Cirilli, Devitt, Dorman, Frank, Heinzen, Hollander, Johnson, Kendziorski, Keppler, Knutson, Krueger, LaFave, Lipscomb, Lorge, Lotto, Lourigan, McKenna, Martin, Murphy, Parys, Pelouquin, Risser, Roseleip, Schuele, Soik, Steinhilber, Swan, Thompson and Whittow—32.

Noes—None.

Absent or not voting—Senator Knowles—1.

So the bill passed.

By request of Senator Heinzen, with unanimous consent, he was made a co-author of Senate Resolution 34.

By request of Senator Johnson all actions were ordered immediately messaged.

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By request of Senator Chilsen, with unanimous consent, **Senate Joint Resolution 70** was withdrawn from the table and considered for action at this time.

**Senate Joint Resolution 70**

Petitioning the Honorable Richard M. Nixon, President of the United States, and the Honorable Clifford M. Hardin, United States Secretary of Agriculture, to continue the special school milk program for the fiscal year beginning July 1, 1971.

Read and adopted.

By request of Senator Knutson, with unanimous consent, the senate recessed until 3:30 P.M.

2:40 P.M.

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**RECESS**

3:30 P.M.

The senate reconvened.

Senator Keppler asked unanimous consent to return to the ninth order of business.

Senator Risser objected.

Senator Keppler moved that the senate return to the ninth order of business.

Senator Keppler raised a point of inquiry as to whether a suspension of the rules was required for this motion.

The chair ruled that this move required a suspension of the rules.

Upon motion of Senator Risser the senate recessed for 5 minutes.

3:40 P.M.

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**RECESS**

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**3:45 P.M.**

The senate reconvened.

Upon motion of Senator Risser, with unanimous consent, the senate recessed until 3:50 P.M.

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**RECESS**

**3:50 P.M.**

The senate reconvened.

By request of Senator Keppler, with unanimous consent, the senate returned to the 9th order of business.

By request of Senator Roseleip, with unanimous consent, **Senate Bill 163** was withdrawn from the joint committee on Finance and referred to the calendar.

Senator Roseleip asked unanimous consent that **Senate Bill 163** be considered for action at this time.

Senator Risser raised the point of order that **Senate Bill 163** required an emergency clause.

The chair took the point of order under advisement.

By request of Senator Chilsen with unanimous consent, **Senate Bill 255** was withdrawn from the joint committee on Finance and referred to the calendar.

Senator Chilsen asked unanimous consent that **Senate Bill 255** be considered for action at this time.

Senator Risser raised the point of order that **Senate Bill 255** required an emergency clause.

The chair took the point of order under advisement.

By request of Senator Busby with unanimous consent, **Senate Resolution 34** was withdrawn from the table and referred to committee on Judiciary.

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Senator Peloquin asked unanimous consent to withdraw **Assembly Joint Resolution 48** from the committee on Governmental and Veterans' Affairs.

Senator Roseleip objected.

Senator Peloquin moved that **Assembly Joint Resolution 48** be withdrawn from the committee on Governmental and Veterans' Affairs and be referred to the calendar.

Senator Keppler moved a

### CALL OF THE SENATE

Which motion was supported.

The sergeant-at-arms was directed to close the doors and the clerk to call the roll.

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

Senators Bidwell Busby, Chilsen, Cirilli, Devitt, Dorman, Frank, Heinzen, Hollander, Johnson, Kendziorski, Keppler, Knutson, Krueger, LaFave, Lipscomb, Lorge, Lotto, Lourigan, McKenna, Martin, Murphy, Parys, Peloquin, Risser, Roseleip, Schuele, Soik, Steinhilber, Swan, Thompson and Whittow—32.

Absence with leave—Knowles—1.

The ayes and noes were required and the vote was: ayes, 15; noes, 17; absent or not voting, 1; as follows:

Ayes—Senators Busby, Chilsen, Dorman, Frank, Hollander, Lipscomb, Lorge, Lotto, McKenna, Parys, Peloquin, Risser, Schuele, Soik and Thompson—15.

Noes—Senators Bidwell, Cirilli, Devitt, Heinzen, Johnson, Kendziorski, Keppler, Knutson, Krueger, La F a v e, Lourigan, Martin, Murphy, Roseleip, Steinhilber, Swan and Whittow—17.

Absent or not voting—Senator Knowles—1.

Less than  $\frac{2}{3}$  having voted with the majority the motion did not prevail.

The question on which the call of the senate was put having been decided the call was raised.

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Upon motion of Senator Keppler the senate recessed until 4:35 P.M.

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RECESS

4:35 P.M.

The senate reconvened.

Senator Risser moved that **Senate Bill 237** be withdrawn from the committee on Health and Social Services and be referred to the calendar.

Senator Risser moved a

CALL OF THE SENATE

Which motion was supported.

The sergeant-at-arms was directed to close the doors and the clerk to call the roll.

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

Senators Bidwell, Busby, Chilsen, Cirilli, Devitt, Frank, Heinzen, Hollander, Johnson, Kendziorski, Keppler, Knutson, Krueger, LaFave, Lorge, Lotto, Lourigan, McKenna, Martin, Murphy, Parys, Peloquin, Risser, Roseleip, Schuele, Soik, Steinhilber, Swan, Thompson and Whittow—30.

Absent—Senators Dorman and Lipscomb—2.

Absent with leave—Senator Knowles—1.

Senator Risser asked unanimous consent to raise the call.

Senator Cirilli objected.

Senator Risser requested a sergeant's report on the call.

The sergeant reported that they were attempting to locate Senators Dorman and Lipscomb.

Senator Parys asked unanimous consent that **Senate Bill 252** be withdrawn from the committee on Education and considered for action at this time.

Senator Soik objected.

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Senator Parys moved that **Senate Bill 252** be withdrawn from the committee on Education and considered for action at this time.

The ayes and noes were required and the vote was: ayes, 26; noes, 5; absent or not voting, 2; as follows:

Ayes—Senators Bidwell, Busby, Chilsen, Cirilli, Dorman, Frank, Hollander, Johnson, Keppler, Knutson, Krueger, LaFave, Lorge, Lotto, Lourigan, McKenna, Martin, Murphy, Parys, Peloquin, Risser, Roseleip, Schuele, Steinhilber, Swan and Whittow—26.

Noes—Senators Devitt, Heinzen, Kendziorski, Soik and Thompson—5.

Absent or not voting—Senators Knowles and Lipscomb—2.

More than two-thirds having voted in the affirmative, the motion prevailed.

### **Senate Bill 252**

Relating to the abolition of the board of school directors in cities of the 1st class and the transference of all their duties and functions to the common council in such cities.

Read a second time.

Senator Hollander moved indefinite postponement of **Senate Bill 252**.

The ayes and noes were demanded and the vote was: ayes, 14; noes, 17; absent or not voting, 2; as follows:

Ayes—Senators Busby, Chilsen, Devitt, Dorman, Frank, Heinzen, Hollander, Kendziorski, Lorge, Lotto, McKenna, Peloquin, Soik and Thompson—14.

Noes—Senators Bidwell, Cirilli, Johnson, Keppler, Knutson, Krueger, LaFave, Lourigan, Martin, Murphy, Parys, Risser, Roseleip, Schuele, Steinhilber, Swan and Whittow—17.

Absent or not voting—Senators Knowles and Lipscomb—2.

The motion did not prevail.

Senator Heinzen moved that **Senate Bill 252** be laid on the table.

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The ayes and noes were demanded and the vote was: ayes, 14; noes, 18; absent or not voting, 1; as follows:

**Ayes**—Senators Chilsen, Devitt, Dorman, Frank, Heinzen, Hollander, Kendziorski, Lotto, Lourigan, McKenna, Peloquin, Soik, Steinhilber and Thompson—14.

**Noes**—Senators Bidwell, Busby, Cirilli, Johnson, Keppler, Knutson, Krueger, LaFave, Lipscomb, Lorge, Martin, Murphy, Parys, Risser, Roseleip, Schuele, Swan and Whittow—18.

**Absent or not voting**—Senator Knowles—1.

The motion did not prevail.

### Senate Bill 252

Senator Frank moved that Senate Bill 252 be indefinitely postponed.

Senator Hollander raised the point of order that the motion was out of order.

The chair ruled the point well taken.

The question was: Should Senate Bill 252 be ordered to a third reading?

Senator Kendziorski in the chair.

5:20 P.M.

### Senate Bill 252

Senate amendment 1 to Senate Bill 252 offered by Senator Lourigan.

Senate amendment 1 adopted.

The question was: Shall Senate Bill 252 be ordered to a third reading?

The ayes and noes were demanded and the vote was: ayes, 18; noes, 14; absent or not voting, 1; as follows:

**Ayes**—Senators Bidwell, Cirilli, Johnson, Keppler, Knutson, Krueger, LaFave, Lipscomb, Lorge, Lotto, Lourigan, Martin, Murphy, Parys, Roseleip, Schuele, Swan and Whittow—18.

**Noes**—Senators Busby, Chilsen, Devitt, Dorman, Frank, Heinzen, Hollander, Kendziorski, McKenna, Peloquin, Risser,

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Soik, Steinhilber and Thompson—14.

Absent or not voting—Knowles—1.

The motion prevailed.

Senator Johnson asked unanimous consent to suspend the rules and consider the bill for final action at this time.

Senator Heinzen objected.

Senator Johnson moved that the rules be suspended and the bill be considered for final action at this time.

The ayes and noes were required and the vote was: ayes, 18; noes, 14; absent or not voting, 1; as follows:

Ayes—Senators Bidwell, Cirilli, Johnson, Keppler, Knutson, Krueger, LaFave, Lipscomb, Lorge, Lotto, Lourigan, Martin, Murphy, Parys, Roseleip, Schuele, Swan and Whittow—18.

Noes—Senators Busby, Chilsen, Devitt, Dorman, Frank, Heinzen, Hollander, Kendziorski, McKenna, Peloquin, Risser, Soik, Steinhilber and Thompson—14.

Absent or not voting—Senator Knowles—1.

Less than two thirds having voted in the affirmative, the motion did not prevail.

Senator Whittow moved reconsideration of the vote by which Senate Bill 252 was ordered to a third reading.

The motion did not prevail.

Senator Whittow asked unanimous consent to suspend the rules and consider the bill for final action at this time.

Senator Soik objected.

By request of Senator Risser, with unanimous consent, Senate Bill 237 was withdrawn from the committee on Health and Social Services and referred to the calendar.

The question on which the call of the senate was put having been disposed of the call was raised.

By request of Senator Soik, with unanimous consent, Senate Bill 2 was withdrawn from the committee on Health and Social Services and referred to the calendar.

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**MOTION UNDER JOINT RULE 26**

**The State of Wisconsin \* \* \* Citation by the Legislature**

**Know you by these presents:**

**Whereas, Father Austin Burke, SCJ has served with distinction as Professor of Theology and Treasurer of Sacred Heart Monastery at Hales Corners, Wisconsin, and**

**Whereas, Father Burke has been promoted as Superior of St. Joseph's Indian School at Chamberlain, South Dakota and Director of the South Dakota Indian Missions serving over 2 million American Indians in the South Dakota area; now, therefore,**

**The Members of the Wisconsin Legislature, on the motion of Senator Devitt and Representative Rutkowski, under Joint Rule 26, commend Father Austin Burke on his service to God, his country, and the citizens of the State of Wisconsin and extend to him our wishes for success in his new mission and the hope that someday he might return to the people he has served in the State of Wisconsin.**

**Read and adopted.**

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**LEAVE OF ABSENCE**

**By request of Senator Soik, with unanimous consent, he was granted a leave of absence for Tuesday's session, June 15.**

**By request of Senator Keppler, with unanimous consent, all actions were ordered immediately messaged.**

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**Upon motion of Senator Keppler, with unanimous consent, the senate adjourned until 8:30 A.M., Friday, June 11.**

**6:15 P.M.**

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### INTRODUCTION OF GUESTS

Senator Whittow introduced 44 Girl Scouts of Troop 131 of St. Sebastians with Diane Kaul, Lorraine Schmidt, Joan Groff and Gladys Berger, Milwaukee, Wisconsin.

Senator Chilsen introduced the Marathon County Young Democrats, Mosinee, Wisconsin.

Senator Swan introduced Mr. Val Weber of the Janesville Gazette and Mr. George Kalvelage, Janesville, Wisconsin.

Senator Whittow introduced 40 Girl Scouts of Saint Sebastian with Mrs. A. Yanisch, Mrs. C. Prohaska, Mrs. Frischman, Mrs. Schiller and Mrs. Payne, Milwaukee, Wisconsin.

Senator Keppler introduced Velma Helmus, Kathy Warburton, Frieda Ertel, Lucille Voight, Hugo and Edna Gessner, Sheboygan, Wisconsin.

Senator Krueger introduced Miss Lahoma Dennis, Vice President of the National Federation of Republican Women, Kansas.

Senators Devitt and Dorman introduced Father Murtough and the Committee for Urban Concern, Racine, Wisconsin.

Senator Schuele introduced Debbie Weber, Dawn Weber, Steven and Douglas McCarron and Mrs. C. J. Weber.

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### CHIEF CLERK'S CORRECTIONS

Suggested by Legislative Reference Bureau

#### Senate Joint Resolution 53

On page 2, line 22, change "amend" to "amendment".

On page 2, line 23, change "tjat" to "that".

On page 3, line 5, change "and" to "a".

#### Senate substitute amendment 1 to Assembly Bill 130

On page 3, line 12, substitute "do" for "so".

#### Assembly amendment 2 to assembly substitute amendment 1 to Assembly Bill 334

In line 9, substitute "arbitrator" for "arbitration".