

JOURNAL OF THE SENATE [September 22, 1971]

STATE OF WISCONSIN

Senate Journal

Eightieth Session

WEDNESDAY, September 22, 1971.

9:00 o'clock A.M.

The senate met.

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

Prayer was offered by the Reverend William P. Soetenga, Pastor of Anderson Indian Convention.

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

Senators Bidwell, Busby, Chilsen, Cirilli, Devitt, Dorman, Frank, Heinzen, Hollander, Kendziorski, Keppler, Knowles, Knutson, Krueger, Lipscomb, Lorge, Lotto, Lourigan, McKenna, Martin, Murphy, Parys, Peloquin, Risser, Roseleip, Schuele, Soik, Steinhilber, Swan, Thompson and Whittow—
81.

Absent—None.

Absent with leave—Senators Johnson and LaFave—2.

By request of Senator Keppler, with unanimous consent, **Senate Bill 713** was made a special order of business at 9:01 A.M. today.

Senator Keppler asked unanimous consent to make a special order of business of the consent calendar at 9:02 A.M. today.

Senator Parys objected.

JOURNAL OF THE SENATE [September 22, 1971]

Upon motion of Senator Risser, with unanimous consent, the senate recessed until 9:50 A.M.

9:25 A.M.

RECESS

9:50 A.M.

The senate reconvened.

Senator Risser called the chair's attention to **Senate Bill 213** which was a special order of business.

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.

Read a third time.

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, Dorman, Frank, Heinzen, Hollander, Kendziorski, Keppler, Knowles, Knutson, Krueger, Lipscomb, Lorge, Lotto, Lourigan, McKenna, Martin, Murphy, Parys, Peloquin, Risser, Roseleip,

JOURNAL OF THE SENATE [September 22, 1971]

Schuele, Soik, Steinhilber, Swan, Thompson and Whittow—31.

Absent—None.

Absent with leave—Senators Johnson and LaFave—2.

The question was: Passage of **Senate Bill 213?**

Senator Kendziorski in the chair.

10:10 A.M.

President of the senate in the chair.

10:30 A.M.

Senator Hollander in the chair.

10:50 A.M.

President of the senate in the chair.

11:30 A.M.

The ayes and noes were demanded and the vote was: ayes, 17; noes, 14; absent or not voting, 0; paired, 2; as follows:

Ayes—Senators Bidwell, Cirilli, Dorman, Frank, Heinzen, Kendziorski, Keppler, Krueger, Lipscomb, Lorge, McKenna, Martin, Parys, Peloquin, Schuele, Thompson and Whittow—17.

Noes—Senators Busby, Chilsen, Devitt, Hollander, Knowles, Knutson, Lotto, Lourigan, Murphy, Risser, Roseleip, Soik, Steinhilber and Swan—14.

Absent or not voting—None.

Paired—Senator Johnson for passage, Senator LaFave against passage—2.

So the bill passed.

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

Senator Thompson moved reconsideration of the vote by which **Senate Bill 213** was passed.

JOURNAL OF THE SENATE [September 22, 1971]

The ayes and noes were required and the vote was: ayes, 15; noes, 16; absent or not voting, 0; paired, 2; as follows:

Ayes—Senators Busby, Chilsen, Devitt, Hollander, Keppler, Knowles, Knutson, Lotto, Lourigan, Murphy, Risser, Roseleip, Soik, Steinhilber and Swan—15.

Noes—Senators Bidwell, Cirilli, Dorman, Frank, Heinzen, Kendziorski, Krueger, Lipscomb, Lorge, McKenna, Martin, Parys, Peloquin, Schuele, Thompson and Whittow—16.

Absent or not voting—None.

Paired—Senator LaFave for reconsideration, Senator Johnson against reconsideration—2.

The motion did not prevail.

Senator Risser asked unanimous consent that **Senate Bill 213** be ordered immediately messaged.

Senator Lotto objected.

Senator Lorge moved that **Senate Bill 213** be ordered immediately messaged.

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

Ayes—Senators Bidwell, Cirilli, Dorman, Frank, Heinzen, Johnson, Kendziorski, Keppler, Krueger, Lipscomb, Lorge, McKenna, Martin, Parys, Peloquin, Risser, Schuele, Thompson and Whittow—19.

Noes—Senators Busby, Chilsen, Devitt, Hollander, Knowles, Knutson, Lotto, Lourigan, Murphy, Roseleip, Soik, Steinhilber and Swan—13.

Absent or not voting—LaFave—1.

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

Under special privilege, Senator Keppler offered the following petition to the senate:

A petition to:

Governor Patrick Lucey
Democratic assembly floor leader Norman Anderson
Democratic assembly speaker Robert Huber

JOURNAL OF THE SENATE [September 22, 1971]

Where, or where, has the budget gone?

**Where, oh where, can it be?
With its spending high and its tax bill long,
Please, Patrick—please set it free!**

**School districts are broke, there's no taxes to share,
You've got city mayors up a tree;
Cease politics if you really care
Please, Norman—please set it free.**

**We've worked and we've worked on a tax-sharing plan,
And the merger's for real you can see
Are you a mouse or are you a man?
Please, Robert—please set it free!**

**Where, oh where, has the budget strayed?
Where, oh where, can it be?
We've kept our bargain, but you have betrayed,
Please, Norman—please set it free!**

**Senator Keppler asked unanimous consent that the entire membership of the senate be made co-authors.
Senator Risser objected.**

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

12:05 P.M.

RECESS

2:00 P.M.

The senate reconvened.

BILLS INTRODUCED

Read first time and referred:

Senate Bill 770

Relating to renaming the University of Wisconsin—Milwaukee campus "University of Milwaukee".

**By Senator Lipscomb.
To committee on Education.**

JOURNAL OF THE SENATE [September 22, 1971]

Senate Bill 771

Relating to authorizing high schools to charge fees for practice driving courses.

By Senator Steinhilber; by request of Ross Wandschneider; Driver Education Chairman; Neenah, Wisconsin.

To committee on Education.

Senate Bill 772

Relating to requiring classroom driver education and training in the 10th grade.

By Senator Steinhilber; by request of Ross Wandschneider; Driver Education Chairman; Neenah, Wisconsin.

To committee on Education.

Senate Bill 773

Relating to requiring high schools to provide driver education including practice driving.

By Senator Steinhilber; by request of Ross Wandschneider; Driver Education Chairman; Neenah, Wisconsin.

To committee on Education.

Senate Bill 774

Relating to educational opportunities at correctional institutions and making appropriations.

By Senator Keppler.

To committee on Health and Social Services.

Upon motion of Senator Keppler, with unanimous consent, the senate recessed until 3:25 P.M.

2:10 P.M.

RECESS

3:25 P.M.

The senate reconvened.

By request of Senator Keppler, with unanimous consent, the following bills were made a special order of business at 3:30 P.M. in the following order:

Assembly Bill 238, Assembly Bill 433, Senate Bill 334,

JOURNAL OF THE SENATE [September 22, 1971]

Senate Bill 488, Senate Bill 399, Senate Bill 524, Senate Bill 555, Assembly Joint Resolution 20, Assembly Bill 189, Assembly Bill 214, Assembly Bill 289, Assembly Bill 292, Assembly Bill 331, Senate Bill 424, Senate Bill 498, Senate Bill 545, Assembly Bill 403, Senate Bill 570, Senate Bill 562, Senate Bill 563, Senate Bill 346, Senate Bill 391, Senate Bill 164, Senate Bill 344, Senate Bill 411, Senate Bill 470, Senate Bill 512, Senate Bill 586, Assembly Joint Resolution 10, Assembly Joint Resolution 17, Assembly Bill 63, Assembly Bill 527, Senate Bill 423, Senate Bill 595, Senate Bill 504, Senate Bill 646, Assembly Joint Resolution 70, Assembly Bill 914, Senate Joint Resolution 71, Senate Bill 537, Senate Bill 579, Senate Bill 583, Senate Bill 589, Assembly Bill 164, Senate Bill 404, Senate Bill 476, Senate Bill 566, Appointment of Lerman, Appointment of McMahon, Senate Joint Resolution 72, Senate Bill 568, Senate Bill 603, Senate Bill 610, Senate Bill 612, Senate Bill 615, Senate Bill 616, Senate Bill 617, Senate Bill 618, Senate Bill 620, Senate Bill 621, Senate Bill 622, Senate Bill 624, Senate Bill 627, Assembly Joint Resolution 27, Assembly Joint Resolution 66, Assembly Bill 13, Assembly Bill 319, Assembly Bill 346, Assembly Bill 353, Assembly Bill 371, Assembly Bill 402, Assembly Bill 630, Assembly Bill 694, Senate Bill 584, Appointment of Kurt Wendt, Assembly Joint Resolution 47, Senate Bill 467, Senate Bill 649, Senate Bill 660, Assembly Bill 216, Assembly Bill 366, Assembly Bill 377, Senate Bill 659, Senate Bill 678, Senate Bill 680, Senate Bill 681, Assembly Bill 511, Assembly Bill 802, Assembly Bill 279, Senate Bill 495, Senate Bill 496, Senate Bill 499, Appointment of Radcliffe, Senate Bill 464, Senate Bill 538, Senate Bill 544, Senate Bill 569, Senate Bill 601, Senate Bill 602, Assembly Bill 318, Assembly Bill 848, Assembly Joint Resolution 65, Senate Bill 548, Assembly Bill 27, Assembly Bill 374, Assembly Bill 431, Assembly Bill 432, Assembly Bill 520, Assembly Bill 736, Senate Bill 178, Senate Bill 606, Senate Bill 619, Appointment of Morris, Appointment of Zinos, Appointment of Slavney, Appointment of Theisen, Senate Bill 557, Assembly Bill 463, Assembly Bill 709, Appointment of Alk, Appointment of Carley, Senate Bill 191, Senate Bill 208, Senate Bill 356, Senate Bill 721, Senate Bill 736, Assembly Bill 457, Assembly Bill 543, Assembly Bill 810, Assembly Bill 832, Senate Bill 691 and Assembly Bill 247.

By request of Senator Soik, with unanimous consent, **Senate Resolution 39** was withdrawn from the calendar and

JOURNAL OF THE SENATE [September 22, 1971]

referred to the joint committee on Revisions, Repeals and Uniform Laws.

Senator Risser called the chair's attention to **Senate Bill 713** which was a special order of business.

Senate Bill 713

Relating to state tax sharing with local units of government and the situs, allocation and apportionment of business income.

The question was: Concurrence of assembly substitute amendment 1 to **Senate Bill 713?**

Senator Keppler moved nonconcurrence.

Upon motion of Senator Risser, with unanimous consent, the senate recessed until 4:05 P.M.

3:40 P.M.

RECESS

4:05 P.M.

The senate reconvened.

Senator Risser moved that the motion to nonconcur be laid on the table.

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, Lipscomb, Lorge, Lotto, Lourigan, McKenna, Martin, Murphy, Parys, Peloquin, Risser, Roseleip, Schuele, Soik, Steinhilber, Swan, Thompson and Whittow—31.

Absent with leave—Senators Knowles and LaFave—2.

JOURNAL OF THE SENATE [September 22, 1971]

The ayes and noes were demanded and the vote was: ayes, 12; noes, 17; absent or not voting, 0; paired, 4; as follows:

Ayes—Senators Dorman, Frank, Heinzen, Kendziorski, Lipscomb, Lourigan, McKenna, Parys, Risser, Schuele, Thompson and Whittow—12.

Noes—Senators Bidwell, Busby, Cirilli, Devitt, Hollander, Johnson, Keppler, Knutson, Krueger, Lorge, Lotto, Martin, Murphy, Peloquin, Roseleip, Steinhilber and Swan—17.

Absent or not voting—None.

Paired—Senators Knowles and Soik for tabling; Senators Chilsen and LaFave against tabling—4.

The motion did not prevail.

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

The question was: Nonconcurrence of assembly substitute amendment 1 to Senate Bill 713?

The ayes and noes were demanded and the vote was: ayes, 18; noes, 11; absent or not voting, 0; paired, 4; as follows:

Ayes—Senators Bidwell, Busby, Cirilli, Devitt, Hollander, Johnson, Keppler, Knutson, Krueger, Lorge, Lotto, McKenna, Martin, Murphy, Peloquin, Roseleip, Steinhilber and Swan—18.

Noes—Senators Dorman, Frank, Heinzen, Kendziorski, Lipscomb, Lourigan, Parys, Risser, Schuele, Thompson and Whittow—11.

Abstnt or not voting—None.

Paired—Senators Chilsen and LaFave for nonconcurrence; Senators Knowles and Soik against nonconcurrence—4.

The motion prevailed.

Senator Johnson moved that the chair appoint a committee of Conference on **Senate Bill 713**.

The motion prevailed.

Senator Johnson asked unanimous consent that all actions on **Senate Bill 713** be ordered immediately messaged.

Senator Risser objected.

JOURNAL OF THE SENATE [September 22, 1971]

Senator Johnson moved reconsideration of the vote by which Senate Bill 713 was nonconcurrent in.

Senator Whittow moved that the motion for reconsideration be laid on the table.

Senator Johnson 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, Lipscomb, Lorge, Lotto, Lourigan, McKenna, Martin, Murphy, Parys, Peloquin, Risser, Roseleip, Schuele, Soik, Steinhilber, Swan, Thompson and Whittow—31.

Absent with leave—Senators Knowles and LaFave—2.

The ayes and noes were demanded and the vote was: ayes, 10; noes, 21; absent or not voting, 2; as follows:

Ayes—Senators Dorman, Frank, Kendziorski, Lipscomb, Lourigan, McKenna, Parys, Risser, Schuele and Whittow—10.

Noes—Senators Bidwell, Busby, Chilsen, Cirilli, Devitt, Heinzen, Hollander, Johnson, Keppler, Knutson, Krueger, Lorge, Lotto, Martin, Murphy, Peloquin, Roseleip, Soik, Steinhilber, Swan and Thompson—21.

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

The motion did not prevail.

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

The question was: Reconsideration of the vote by which Senate Bill 713 was nonconcurrent in?

JOURNAL OF THE SENATE [September 22, 1971]

The ayes and noes were demanded and the vote was: ayes, 12; noes, 17; absent or not voting, 0; paired, 4; as follows:

Ayes—Senators Dorman, Frank, Heinzen, Kendziorski, Lipscomb, Lourigan, McKenna, Parys, Risser, Schuele, Thompson and Whittow—12.

Noes—Senators Bidwell, Busby, Cirilli, Devitt, Hollander, Johnson, Keppler, Knutson, Krueger, Lorge, Lotto, Martin, Murphy, Peloquin, Roseleip, Steinhilber and Swan—17.

Absent or not voting—None.

Paired—Senators Knowles and Soik for reconsideration; Senators Chilsen and LaFave against reconsideration—4.

The motion did not prevail.

Senator Johnson moved reconsideration of the vote by which a committee of Conference on Senate Bill 713 was appointed.

The motion did not prevail.

Senator Johnson asked unanimous consent that Senate Bill 713 be ordered immediately messaged.

Senator Peloquin objected.

Senator Johnson moved that Senate Bill 713 be ordered immediately messaged.

Senator Risser amended the motion to include Senate Bill 213.

Senator Keppler asked for a division of the question.

Senator Peloquin asked unanimous consent that the question on Senate Bill 213 be put before the question on Senate Bill 713.

Senator Keppler objected.

Senator Johnson raised the point of order that Senator Peloquin's motion was out of order.

The chair ruled the point of order not well taken.

Senator Johnson asked unanimous consent that Senator Peloquin's motion, to change the orders in which the questions were put on Senate Bills 213 and 713, be laid on the table.

Senator Peloquin objected.

JOURNAL OF THE SENATE [September 22, 1971]

Senator Johnson moved that Senator Peloquin's motion, to change the orders in which the questions were put on Senate Bills 213 and 713, be laid on the table.

Senator Peloquin 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, Kruger, Lipscomb, Lorge, Lotto, Lourigan, McKenna, Martin, Murphy, Parys, Peloquin, Risser, Roseleip, Schuele, Soik, Steinhilber, Swan, Thompson and Whittow—31.

Absent with leave—Senators Knowles and LaFave—2.

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

Ayes—Senators Bidwell, Busby, Chilsen, Cirilli, Devitt, Heinzen, Hollander, Johnson, Keppler, Knutson, Lorge, Lotto, Lourigan, Murphy, Roseleip, Soik and Steinhilber—17

Noes—Senators Dorman, Frank, Kendziorski, Krueger, Lipscomb, McKenna, Martin, Parys, Peloquin, Risser, Schuele, Swan, Thompson and Whittow—14.

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

The motion prevailed.

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

Senator Cirilli asked unanimous consent that Senate Bills 713 and 213 be ordered immediately messaged.

Senator Lourigan objected.

The question was: Shall Senate Bill 713 be ordered immediately messaged?

JOURNAL OF THE SENATE [September 22, 1971]

The ayes and noes were required and the vote was: ayes, 29; noes, 2; absent or not voting, 2; as follows:

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

Noes—Senators Lipscomb and Lourigan—2.

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

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

The question was: Shall Senate Bill 213 be ordered immediately messaged?

The ayes and noes were required and the vote was: ayes, 25; noes, 6; absent or not voting, 2; as follows:

Ayes—Senators Bidwell, Busby, Cirilli, Dorman, Frank, Heinzen, Hollander, Johnson, Kendziorski, Keppler, Knutson, Krueger, Lipscomb, Lorge, McKenna, Martin, Parys, Peloquin, Risser, Schuele, Soik, Steinhilber, Swan, Thompson and Whittow—25.

Noes—Senators Chilsen, Devitt, Lotto, Lourigan, Murphy and Roseleip—6.

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

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

Senator Keppler called the chair's attention that the hour of 3:30 having arrived the consent calendar was a special order and was properly before us.

Assembly Bill 238

Relating to assignment of mother's wages for child support.

Read a second time.

Ordered to a third reading.

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

JOURNAL OF THE SENATE [September 22, 1971]

Assembly Bill 238

Read a third time and concurred in.

Assembly Bill 433

Relating to grounds for denying, suspending or revoking motor vehicle manufacturers licenses and providing a civil penalty.

Read a second time.

Ordered to a third reading.

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

Assembly Bill 433

Read a third time and concurred in.

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.

Read a second time.

By request of Senator Hollander, with unanimous consent, **Senate Bills 334 and 488** were referred to joint committee on Finance.

Senate Bill 399

Relating to retention of public documents by the Legislative Reference Bureau.

Read a second time.

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 399

Read a third time and passed.

Senate Bill 524

Relating to penalties for principals failing to file lobbying expense statements.

JOURNAL OF THE SENATE [September 22, 1971]

Read a second time.

Senate amendment 1 adopted.

Senate amendment 2 offered by Senator Swan.

Senator Chilsen moved rejection.

The ayes and noes were demanded and the vote was: ayes, 15; noes, 16; absent or not voting, 2; as follows:

Ayes—Senators Chilsen, Devitt, Dorman, Frank, Heinzen, Hollander, Kendziorski, Keppler, Lipscomb, Peloquin, Risser, Roseleip, Schuele, Soik and Steinhilber—15.

Noes—Senators Bidwell, Busby, Cirilli, Johnson, Knutson, Krueger, Lorge, Lotto, Lourigan, McKenna, Martin, Murphy, Parys, Swan, Thompson and Whittow—16.

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

The motion did not prevail.

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

Upon motion of Senator Keppler, with unanimous consent, the senate adjourned until 9:00 A.M. Thursday, September 23.

6:00 P.M.

INTRODUCTION OF GUESTS

Senator Roseleip introduced Rachael Eicklekrant, U. W. freshman, New Glaris, Wisconsin.

JOURNAL OF THE SENATE [September 22, 1971]

CHIEF CLERK'S REPORT

The chief clerk records:

**Senate Joint Resolution 89 and
Senate Joint Resolution 92.**

Correctly enrolled and filed in the office of the Secretary of State on Wednesday, September 22, 1971.

The chief clerk records:

Senate Bill 213

Correctly engrossed and ordered printed, on Wednesday, September 22, 1971.