

JOURNAL OF THE SENATE [October 20, 1971]

STATE OF WISCONSIN

Senate Journal

Eightieth Session

WEDNESDAY, October 20, 1971.

10:00 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 Warren Heckmann, Pastor of Madison Gospel Tabernacle Church.

LEAVE OF ABSENCE

By request of Senator Keppler, with unanimous consent, Senator Roseleip was granted a leave of absence for the balance of the day's session.

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, LaFave, Lorge, Lotto, Lourigan, McKenna, Martin, Murphy, Parys, Peloquin, Risser, Schuele, Soik, Steinhilber, Swan, Thompson and Whittow—30.

Absent—Senator Lipscomb—1.

Absent with leave—Senators Johnson and Roseleip—2.

AMENDMENTS OFFERED

Senate amendment 1 to senate substitute amendment 2 to Senate Bill 525 by Senators Steinhilber and LaFave.

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BILLS INTRODUCED

Read first time and referred:

Senate Bill 829

Relating to showing of spouse's income in family business.
By Senator Lipscomb, by request of Mr. and Mrs. Herbert
Dobbe.
To joint committee on Finance.

Senate Bill 830

Relating to certain vehicles required to stop at railroad
crossings.
By Senator LaFave.
To committee on Transportation.

PETITIONS AND COMMUNICATIONS

Senate Petition 232

A petition by 35 residents of the State of Wisconsin oppos-
ing **Senate Bill 656**, relating to animal welfare.
Introduced by Senator Chilsen.
Read and referred to committee on Agriculture.

Senate Petition 233

A petition by 2,600 residents of the State of Wisconsin
opposing **Senate Bill 656**, relating to animal welfare.
Introduced by Senator Chilsen.
Read and referred to committee on Agriculture.

Senate Petition 234

A petition signed by 56 members of the Greater Milwau-
kee Chapter of the Experimental Aircraft Assoc. in support
of senate amendment 1 to **Senate Bill 719** relating to air-
craft registration.
Introduced by Senator Lipscomb.
Read and referred to committee on Transportation.

MESSAGE FROM THE ASSEMBLY

By Thomas P. Fox, chief clerk.

Mr. President:

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

**Assembly Bill 742,
Assembly Bill 922 and
Assembly Bill 1348.**

MESSAGE FROM THE ASSEMBLY CONSIDERED

Assembly Bill 742

Relating to establishing recycling collection centers for metal and glass containers.

By Representatives Duren, Wahner, Schneider, Hanson, Huber, Swoboda, Lynn, Berger, Roberts, Dorff, Mittness, Bultman, Otte, Brown, Tobiasz, R. M. Thompson, Bolle, Vanderperren, O'Malley, Korpela, Mielke, Jackamonis, Rutkowski, Kleczka, G. K. Johnson, Sanasarian, Ferrall, Oestreicher, Everson, Barbee, Rogers, Mato, Robertson, LaFave, Byers, Bradley and Sensenbrenner; co-sponsored by Senators Hollander, McKenna, Devitt, Roseleip, Heinzen, Thompson and Lourigan.

Read first time.

Referred to committee on Natural Resources.

Assembly Bill 922

Relating to requiring that abortions be performed by doctors in licensed maternity hospitals, and creating a penalty.

By Representatives Bultman, Kleczka, Rogers, Mato, Duren, Hephner, LaFave, Helgeson, Klicka and Merkel; co-sponsored by Senator Devitt.

Read first time.

Referred to committee on Judiciary.

Assembly Bill 1348

Relating to requiring nonprofit service plans and group accident and sickness policies to provide for the hospital treatment of alcoholism.

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By Representatives Schricker, Willkom, Early, Byers, Kafka, Bradley, Schneider, Giese, Oberle, Mohn, Stack, Hanson, Dueholm, Roberts, Mato, Quackenbush and Baldus.

Read first time.

Referred to committee on Health and Social Services.

MOTIONS

By request of Senator Busby, with unanimous consent, Senate Bills 273 and 274 were taken from the table and rereferred to committee on Judiciary.

Senator McKenna asked unanimous consent that Assembly Bill 1407 be withdrawn from committee on Judiciary and considered for action at this time.

Senator Keppler objected.

Senator McKenna moved that Assembly Bill 1407 be withdrawn from committee on Judiciary and considered for action at this time.

Senator Swan asked unanimous consent that Assembly Bill 1407 be withdrawn from committee on Judiciary and made a special order of business at 12:00 Noon.

Senator Risser objected.

Senator Risser brought the chair's attention to the special order of business.

Assembly Bill 198

Relating to municipal employe relations.

Read a second time.

The question was: Adoption of senate amendment 1 to senate substitute amendment 1 to Assembly Bill 198?

Senator LaFave moved rejection.

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

Ayes—Senators Busby, Cirilli, Devitt, Dorman, Frank, Johnson, Kendziorski, Keppler, Krueger, LaFave, Lorge,

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Lotto, Lourigan, McKenna, Martin, Parys, Peloquin, Risser, Schuele, Thompson and Whittow—21.

Noes—Senators Bidwell, Chilsen, Heinzen, Hollander, Knowles, Knutson, Murphy, Soik, Steinhilber and Swan—10.

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

The motion prevailed.

Senator Kendziorski in the chair.

10:25 A.M.

President of the senate in the chair.

10:30 A.M.

Senator Knutson asked unanimous consent that senate rule No. 1 pertaining to the wearing of coats be suspended for the balance of the day.

Senator Kendziorski objected.

LEAVE OF ABSENCE

By request of Senator Risser, with unanimous consent, Senator Lipscomb was granted a leave of absence for the balance of the day's session.

The question was: Adoption of senate amendment 2 to senate substitute amendment 1 to **Assembly Bill 1987**

Senator LaFave moved that senate amendment 2 to senate substitute amendment 1 be laid on the table.

The ayes and noes were demanded and the vote was: ayes, 24; noes, 7; absent or not voting, 2; as follows:

Ayes—Senators Busby, Chilsen, Cirilli, Devitt, Dorman, Frank, Hollander, Johnson, Kendziorski, Keppler, Knowles, Krueger, LaFave, Lorge, Lotto, Lourigan, McKenna, Martin, Parys, Peloquin, Risser, Schuele, Thompson and Whittow—24.

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Noes—Senators Bidwell, Heinzen, Knutson, Murphy, Soik, Steinhilber and Swan—7.

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

The motion prevailed.

The question was: Adoption of senate amendment 3 to senate substitute amendment 1 to **Assembly Bill 198**?

Senator LaFave moved that senate amendment 3 to senate substitute amendment 1 be laid on the table.

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

Ayes—Senators Busby, Chilsen, Cirilli, Devitt, Dorman, Frank, Hollander, Johnson, Kendziorski, Keppler, Krueger, LaFave, Lorge, Lotto, Lourigan, McKenna, Martin, Parys, Peloquin, Risser, Schuele, Thompson and Whittow—23.

Noes—Senators Bidwell, Heinzen, Knowles, Knutson, Murphy, Soik, Steinhilber and Swan—8.

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

The motion prevailed.

By request of Senator LaFave, with unanimous consent, senate amendment 4 to senate substitute amendment 1 to **Assembly Bill 198** was returned to the author.

By request of Senator Cirilli, with unanimous consent, senate amendment 5 to senate substitute amendment 1 to **Assembly Bill 198** was laid aside.

Senate amendment 6 to senate substitute amendment 1 to **Assembly Bill 198** offered by Senators Parys, Soik and Schuele.

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

Ayes—Senators Bidwell, Devitt, Heinzen, Hollander, Kendziorski, Knowles, Knutson, Lourigan, Murphy, Parys, Schuele, Soik, Steinhilber and Swan—14.

Noes—Senators Busby, Chilsen, Cirilli, Dorman, Frank, Johnson, Keppler, Krueger, LaFave, Lorge, Lotto, McKenna,

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Martin, Peloquin, Risser, Thompson and Whittow—17.

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

So the amendment was not adopted.

President pro tempore of the senate in the chair.
11:15 A.M.

Senate amendment 7 to senate substitute amendment 1
to Assembly Bill 198 offered by Senator Whittow.

Senator LaFave moved rejection.

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

Ayes—Senators Busby, Chilsen, Cirilli, Devitt, Dorman,
Frank, Johnson, Kendziorski, Keppler, Krueger, LaFave,
Lorge, Lotto, Lourigan, McKenna, Martin, Parys, Peloquin,
Risser, Schuele and Thompson—21.

Noes—Senators Bidwell, Heinzen, Hollander, Knowles,
Knutson, Murphy, Soik, Steinhilber, Swan and Whittow
—10.

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

The motion prevailed.

President of the senate in the chair.
11:20 A.M.

Senate amendment 8 to senate substitute amendment 1 to
Assembly Bill 198 offered by Senator Knutson.

Senator LaFave moved that senate amendment 8 to senate
substitute amendment 1 be laid on the table.

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

Ayes—Senators Busby, Chilsen, Cirilli, Devitt, Dorman,
Frank, Johnson, Kendziorski, Keppler, Krueger, LaFave,
Lorge, Lotto, Lourigan, McKenna, Martin, Parys, Peloquin,
Risser, Schuele and Thompson—21.

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Noes—Senators Bidwell, Heinzen, Hollander, Knowles, Knutson, Murphy, Soik, Steinhilber, Swan and Whittow—10.

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

The motion prevailed.

Senate amendment 9 to senate substitute amendment 1 to **Assembly Bill 198** offered by Senator Knutson.

Senator LaFave moved rejection.

The motion prevailed.

Senate amendment 10 to senate substitute amendment 1 to **Assembly Bill 198** offered by Senator Knutson.

Senator LaFave moved rejection.

The ayes and noes were demanded and the vote was: ayes, 26; noes, 4; absent or not voting, 3; as follows:

Ayes—Senators Busby, Chilsen, Cirilli, Devitt, Dorman, Frank, Heinzen, Hollander, Johnson, Kendziorski, Keppler, Knowles, Krueger, LaFave, Lorge, Lotto, Lourigan, McKenna, Martin, Murphy, Parys, Peloquin, Risser, Schuele, Thompson and Whittow—26.

Noes—Senators Bidwell, Knutson, Soik and Swan—4.

Absent or not voting—Senators Lipscomb, Roseleip and Steinhilber—3.

The motion prevailed.

Senate amendment 11 to senate substitute amendment 1 to **Assembly Bill 198** offered by Senator Knutson.

By request of Senator Knutson, with unanimous consent, senate amendment 11 was returned to the author.

Senate amendment 12 to senate substitute amendment 1 to **Assembly Bill 198** offered by Senator Knutson.

Senator LaFave moved rejection.

The motion prevailed.

Senate amendment 13 to senate substitute amendment 1 to **Assembly Bill 198** offered by Senator Knutson.

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Senator LaFave moved rejection.

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

Ayes—Senators Busby, Chilsen, Cirilli, Devitt, Dorman, Frank, Heinzen, Johnson, Kendziorski, Keppler, Krueger, LaFave, Lorge, Lotto, Lourigan, McKenna, Martin, Parys, Peloquin, Risser, Schuele, Thompson and Whittow—23.

Noes—Senators Bidwell, Hollander, Knowles, Knutson, Murphy, Soik, Steinhilber and Swan—8.

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

The motion prevailed.

By request of Senator LaFave, with unanimous consent, senate amendment 5 to senate substitute amendment 1 to Assembly Bill 198 was considered for action at this time.

Senate amendment 5 adopted.

Senate amendment 14 to senate substitute amendment 1 to Assembly Bill 198 offered by Senator Swan.

Senator LaFave moved rejection.

The ayes and noes were demanded and the vote was: ayes, 22; noes, 9; absent or not voting, 2; as follows:

Ayes—Senators Busby, Chilsen, Cirilli, Devitt, Dorman, Frank, Johnson, Kendziorski, Keppler, Krueger, LaFave, Lorge, Lotto, Lourigan, McKenna, Martin, Parys, Peloquin, Risser, Schuele, Thompson and Whittow—22.

Noes—Senators Bidwell, Heinzen, Hollander, Knowles, Knutson, Murphy, Soik, Steinhilber and Swan—9.

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

The motion prevailed.

Senator Keppler moved that the senate recess until 2:00 P.M.

The ayes and noes were demanded and the vote was: ayes, 19; noes, 12; absent or not voting, 2; as follows:

Ayes—Senators Bidwell, Busby, Chilsen, Cirilli, Devitt,

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Heinzen, Hollander, Johnson, Keppler, Knowles, Knutson, Krueger, Lorge, Lotto, Murphy, Parys, Soik, Steinhilber and Swan—19.

Noes—Senators Dorman, Frank, Kendziorski, LaFave, Lourigan, McKenna, Martin, Peloquin, Risser, Schuele, Thompson and Whittow—12.

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

The motion prevailed.

12:05 P.M.

RECESS

2:00 P.M.

The senate reconvened.

The question was: Adoption of senate substitute amendment 1 to Assembly Bill 198?

Senator Soik 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 Busby, Chilsen, Cirilli, Dorman, Frank, Heinzen, Johnson, Kendziorski, Keppler, Knowles, Krueger, LaFave, Lorge, Lourigan, Martin, Murphy, Parys, Peloquin, Risser, Roseleip, Soik, Swan and Whittow—23.

Absent—Senators Bidwell, Devitt, Hollander, Knutson, Lotto, McKenna, Schuele, Steinhilber and Thompson—9.

Absent with leave—Senator Lipscomb—1.

Senator Risser asked unanimous consent that Senate Bill 805 be taken from the table and considered for action at this time.

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Senator Keppler objected.

Senator Risser moved that **Senate Bill 805** be taken from the table and considered for action at this time.

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, Knowles, Knutson, Krueger, LaFave, Lipscomb, Lorge, Lotto, Lourigan, McKenna, Martin, Murphy, Parys, Peloquin, Risser, Roseleip, Soik, Steinhilber, Swan, Thompson and Whittow—32.

Absent—Senator Schuele—1.

All members now being present the question was: Adoption of senate substitute amendment 1 to **Assembly Bill 198**?

The ayes and noes were demanded and the vote was: ayes, 28; noes, 5; absent or not voting, 0; as follows:

Ayes—Senators Bidwell, Busby, Chilsen, Cirilli, Devitt, Dorman, Frank, Heinzen, Johnson, Kendziorski, Keppler, Knowles, Krueger, LaFave, Lipscomb, Lorge, Lotto, McKenna, Martin, Murphy, Parys, Peloquin, Risser, Schuele, Soik, Steinhilber, Thompson and Whittow—28.

Noes—Senators Hollander, Knutson, Lourigan, Roseleip and Swan—5.

Absent or not voting—None.

Senate substitute amendment 1 adopted.

Assembly Bill 198

Ordered to a third reading.

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

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Assembly Bill 198

Read a third time.

The ayes and noes were demanded and the vote was: ayes, 26; noes, 7; absent or not voting, 0; as follows:

Ayes—Senators Bidwell, Busby, Chilsen, Cirilli, Devitt, Dorman, Frank, Heinzen, Johnson, Kendziorski, Keppler, Knowles, Krueger, LaFave, Lipscomb, Lorge, Lotto, McKenna, Martin, Murphy, Parys, Peloquin, Risser, Schuele, Thompson and Whittow—26.

Noes—Senators Hollander, Knutson, Lourigan, Roseleip, Soik, Steinhilber and Swan—7.

Absent or not voting—None.

So the bill was concurred in as amended.

Ordered immediately messaged.

By request of Senator McKenna, with unanimous consent, his motion to withdraw **Assembly Bill 1407** from the committee on Judiciary was withdrawn.

By request of Senator Peloquin, with unanimous consent, the call of the senate was raised.

Upon motion of Senator Keppler the senate recessed until 4:00 P.M.

3:05 P.M.

RECESS

4:00 P.M.

The senate reconvened.

By request of Senator Keppler, with unanimous consent, **Senate Bill 805** was made a special order of business for 9:01 A.M. Thursday, October 21.

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AMENDMENTS OFFERED

Senate amendment 1 to Assembly Bill 646 by Senator Parys.

Senate substitute amendment 2 to Senate Bill 561 by Senators McKenna, Roseleip, Thompson, Peloquin, Lotto and Cirilli.

Upon motion of Senator Keppler the senate adjourned until 9:00 A.M. Thursday, October 21.

4:01 P.M.

INTRODUCTION OF GUESTS

Senator LaFave introduced Mr. and Mrs. Edward J. Matuszewski, Jr., Antigo, Wisconsin.

Senator Parys introduced John and Joan Pellman and Mrs. Schuele, wife of Senator Schuele, Milwaukee, Wisconsin.