

STATE OF WISCONSIN

Senate Journal

Seventy-Seventh Session

THURSDAY, April 22, 1965.

9:00 o'clock A.M.

The senate met.

The president in the chair.

Prayer was offered by the Reverend David A. Giles.

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

Senators Benson, Bice, Busby, Carr, Christopherson, Dempsey, Dorman, Draheim, Hansen, Hollander, Kendziorski, Keppler, Knowles, Krueger, LaFave, Leonard, Leverich, Lorge, Lourigan, McParland, Meunier, Panzer, Rasmusen, Risser, Roseleip, Schreiber, Schuele, Smith, Sussman, Thompson, Warren and Zaborski—32.

Absent—Senator Miller—1.

INTRODUCTION OF AMENDMENTS

Amendment No. 3, S. to Senate Bill 51 was offered by Senator Keppler.

Substitute amendment No. 1, S. to Senate Bill 220 was offered by Senators Rasmusen, Carr, Bice, Hansen and Thompson.

Amendment No. 1, S. to Senate Bill 402 was offered by Senator Draheim.

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Senator Schreiber secured unanimous consent to introduce a bill.

BILLS INTRODUCED

Senate Bill 432

Relating to an interim study of river flood control and prevention and making an appropriation.

By Senators Schreiber, Lourigan, Dorman, Hansen, Benson, Thompson, Christopherson, Sussman, Zaboriski, Schuele, Bice and Leverich.

Read first time.

The bill was referred to committee on Interstate Cooperation, upon motion of Senator Knowles, with unanimous consent.

Senate Bill 433

Relating to the creation of a Wisconsin flood disaster fund financed by a 2-year surtax on personal income taxes, to permit state loans for home reconstruction following flood disasters, granting rule-making authority and making an appropriation.

By Senators Bice, Leverich, Schreiber, Sussman, Schuele, Roseleip and Miller; co-sponsored by Assemblymen Wartinbee, Lewison and Nuttelman.

Read first time.

To committee on Governmental and Veterans' Affairs.

Senate Bill 434

Relating to installers of certain water system connected appliances, equipment and fixtures in rural areas and granting rule-making authority.

By Senators Leverich, Christopherson, Krueger, Rasmussen and Hansen.

Read first time.

To committee on Labor, Taxation, Insurance and Banking.

Senate Bill 435

Relating to placards posted where gasoline or other petroleum products are sold, prohibiting fraudulent practices in their sale, and providing a penalty.

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By Senators Schreiber, Panzer and Lorge; co-sponsored by Assemblymen Nitschke, Kessler and Assemblywoman Doughty, by request of Retail Gasoline Dealers Association of Wisconsin, Incorporated.

Read first time.

To committee on Highways.

COMMITTEE REPORT

The committee on Highways reports and recommends:

The appointment by the Governor of Burdette O. Binney, of Oconomowoc Lake, a member of the State Highway Commission, to succeed Harvey Grasse, for the term ending March 1, 1971.

Confirmation; Ayes, 5; Noes, 0.

Senate Bill 380

Passage; Ayes, 4; Noes, 0.

Senate Bill 381

Passage; Ayes, 4; Noes, 0.

Senate Bill 382

Passage; Ayes, 4; Noes, 0.

REUBEN LaFAVE,
Vice Chairman.

MESSAGE FROM THE ASSEMBLY

By James P. Buckley, chief clerk thereof.

Mr. President:

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

Assembly Bill 178 and

Concurred in

Senate Bill 175.

ASSEMBLY MESSAGE CONSIDERED

Read first time and referred:

Assembly Bill 178

To committee on Governmental and Veterans' Affairs.

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CALENDAR OF MONDAY, APRIL 19th
ASSEMBLY MESSAGE CONSIDERED

Senate Bill 68

Relating to the time of first board of review meetings.
Amendment No. 1, A. was concurred in.

SECOND READING AND AMENDMENT OF
SENATE BILLS

Senate Bill 112

Read a second time.

Amendment No. 1, S. was adopted.

Amendment No. 2, S. was offered by Senator Hollander.

Amendment No. 2, S. was adopted.

The bill was ordered engrossed and read a third time.

Upon motion of Senator Knowles, with unanimous consent, the bill was considered for final action at this time.

Senate Bill 112

Relating to the cigarette tax law and local licensing provisions (Revisor's Bill).

Was read a third time.

The question was: Shall the bill pass?

The ayes and noes were required and the vote was: ayes, 27; noes, 5; absent or not voting, 1; as follows:

Ayes—Senators Benson, Bice, Busby, Carr, Christopher-son, Dempsey, Dorman, Draheim, Hansen, Hollander, Keppler, Knowles, Krueger, LaFave, Leonard, Leverich, Lorge, Lourigan, Meunier, Panzer, Rasmusen, Roseleip, Smith, Sussman, Thompson, Warren and Zaborski—27.

Noes—Senators Kendziorski, McParland, Risser, Schreiber and Schuele—5.

Absent or not voting—Senator Miller—1.

So the bill passed.

Senate Bill 218

Relating to procurement, processing, distribution and use of blood, blood products and other tissues.

Read a second time.

The bill was ordered engrossed and read a third time.

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Upon motion of Senator Knowles, with unanimous consent, the bill was considered for final action at this time.

Senate Bill 218

Was read a third time and passed.

Senate Bill 234

Relating to certification by the state department of public welfare that an appropriate vacancy exists for a mentally deficient person.

Read a second time.

The bill was indefinitely postponed.

Senate Bill 235

Relating to discharge of patients from county mental hospitals.

Read a second time.

The bill was ordered engrossed and read a third time.

Upon motion of Senator Knowles, with unanimous consent, the bill was considered for final action at this time.

Senate Bill 235

Was read a third time and passed.

Senate Bill 279

Relating to the Wisconsin hospital survey and construction act.

And

Senate Bill 285

Relating to readers for pupils with sight and hearing defects.

Were read a second time.

The bills were referred to the joint committee on Finance, upon motion of Senator Knowles, with unanimous consent.

SECOND READING AND AMENDMENT OF ASSEMBLY BILLS AND RESOLUTIONS

Assembly Bill 167

An act relating to maintenance assessments of certain corporations against the property under their jurisdiction.

Read a second time.

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The bill was ordered to a third reading.

Upon motion of Senator Knowles, with unanimous consent, the bill was considered for final action at this time.

Assembly Bill 167

Was read a third time and concurred in.

CALENDAR OF TUESDAY, APRIL 20TH EXECUTIVE COMMUNICATIONS

The question was: Shall the appointment by the Governor of Arthur R. MacArthur, of Janesville, a member of the State Conservation Commission, to succeed Paul J. Olson, for the term ending July 27, 1971, be confirmed?

Senator Knowles 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:

Ayes—Senators Benson, Busby, Carr, Christopherson, Dempsey, Dorman, Draheim, Hansen, Hollander, Kendziorski, Keppler, Knowles, Krueger, LaFave, Leonard, Leverich, Lorge, Lourigan, McParland, Meunier, Panzer, Rasmussen, Risser, Roseleip, Schreiber, Schuele, Smith, Sussman, Thompson, Warren and Zaborski—31.

Noes—None.

Absent or not voting—Senators Bice and Miller—2.

The question was: Shall the appointment by the Governor of Daniel K. Tyler, of Phillips, a member of the State Conservation Commission, to succeed John R. Lynch, for the term ending July 27, 1971, be confirmed?

The ayes and noes were required and the vote was: ayes, 20; noes, 11; absent or not voting, 2; as follows:

Ayes—Senators Busby, Carr, Dempsey, Draheim, Hollander, Keppler, Knowles, Krueger, LaFave, Leonard, Leverich, Lorge, Lourigan, Meunier, Panzer, Rasmussen, Roseleip, Schuele, Smith and Warren—20.

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Noes—Senators Benson, Christopherson, Dorman, Hansen, Kendziorski, McParland, Risser, Schreiber, Sussman, Thompson and Zaborski—11.

Absent or not voting—Senators Bice and Miller—2.
So the appointment by the Governor was confirmed.

ASSEMBLY MESSAGE CONSIDERED

Senate Bill 333

Relating to classified service employes of legislative service agencies.

Amendment No. 1, A. was concurred in.

SECOND READING OF SENATE BILLS

Senate Bill 196

Relating to private detectives.

Read a second time.

The question was: Shall the bill be ordered engrossed and read a third time?

The ayes and noes were demanded and the vote was: ayes, 27; noes, 5; absent or not voting, 1; as follows:

Ayes—Senators Benson, Bice, Busby, Carr, Christopherson, Dempsey, Dorman, Draheim, Hansen, Hollander, Keppler, Knowles, Krueger, LaFave, Leonard, Leverich, Lorge, McParland, Meunier, Panzer, Rasmusen, Risser, Roseleip, Schuele, Smith, Sussman and Warren—27.

Noes—Senators Kendziorski, L o u r i g a n , Schreiber, Thompson and Zaborski—5.

Absent or not voting—Senator Miller—1.

So the bill was ordered engrossed and read a third time.

Senate Bill 196

Relating to private detectives.

Upon motion of Senator Knowles, with unanimous consent, the bill was considered for final action at this time.

Senate Bill 196

Was read a third time and passed.

Upon motion of Senator Knowles, with unanimous consent, further proceedings under the call presently in effect were dispensed with.

EXECUTIVE COMMUNICATIONS

The question was: Shall the appointment by the Governor of Arthur R. MacArthur of Janesville, a member of the State Conservation Commission, to succeed Paul J. Olson, for the term ending July 27, 1971, be confirmed?

The ayes and noes were required and the vote was: ayes, 18; noes, 13; paired, 2; absent or not voting, 0; as follows:

Ayes—Senators Bice, Busby, Carr, Dempsey, Draheim, Hollander, Knowles, Krueger, Leonard, Leverich, Lorge, Lourigan, Meunier, Panzer, Rasmusen, Roseleip, Smith and Warren—18.

Noes—Senators Benson, Christopherson, Dorman, Hansen, Kendziorski, Keppler, McParland, Risser, Schreiber, Schuele, Sussman, Thompson and Zaborski—13.

Absent or not voting—None.

Paired—Senator Miller for confirming; Senator LaFave against—2.

So the appointment by the Governor was confirmed.

CALENDAR OF TUESDAY, APRIL 20TH, CONTINUED
SECOND READING OF SENATE BILLS

Senate Bill 409

Relating to implementing the recent constitutional change by redefining consideration as an element of a lottery.

Read a second time.

Was ordered engrossed and read a third time.

Upon motion of Senator Knowles, with unanimous consent, the bill was considered for final action at this time.

Senate Bill 409

Was read a third time and passed.

CALENDAR OF WEDNESDAY, APRIL 21st
SECOND READING AND AMENDMENT OF
SENATE BILLS

Senate Bill 221

Relating to the licensing and regulation of water softener contractors, installers and servicemen.

Read a second time.

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The bill was referred to the joint committee on Finance, upon motion of Senator Hollander, with unanimous consent.

Assembly Joint Resolution 6

Relating to the reorganization of administrative agencies.

Read a second time.

Amendment No. 1, S. was adopted.

The question was: Shall the joint resolution be non-concurred in?

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

Ayes—Senators Bice, Busby, Carr, Dempsey, Draheim, Hollander, Keppler, Knowles, Krueger, LaFave, Leverich, Lorge, Meunier, Panzer, Rasmusen, Roseleip, Smith and Warren—18.

Noes—Senators Benson, Christopherson, Dorman, Hansen, Kendziorski, Leonard, Lourigan, McParland, Risser, Schreiber, Schuele, Sussman, Thompson and Zaborski—14.

Absent or not voting—Senator Miller—1.

So the joint resolution was non-concurred in.

THIRD READING OF BILLS

Senate Bill 10

Relating to authorizing the use of electronic voting systems by cities, towns and villages in elections, and granting rule-making authority.

Senator Leonard asked unanimous consent that the bill be laid on the table.

Senator Draheim objected.

Senator Leonard moved that the bill be laid on the table.

The motion and the bill was made a Special Order for 10:00 o'clock Tuesday morning, April 27, upon motion of Senator Zaborski, with unanimous consent.

Upon motion of Senator Zaborski, with unanimous consent, the senate recessed until 11:00 o'clock this morning.

RECESS

11:00 o'clock A.M.

The senate was called to order by the president.

TODAY'S CALENDAR

Assembly Bill 2

Relating to membership of the state advisory council for home and family.

The senate receded from its position on amendment No. 1, S., upon motion of Senator Zaborski.

SECOND READING AND AMENDMENT OF
SENATE BILLS AND RESOLUTIONS

Senate Bill 40

Relating to exempting contributions to the City of Hope hospital from state income tax.

Read a second time.

The bill was referred to the joint committee on Finance, upon motion of Senator Knowles, with unanimous consent.

Senate Bill 51

Relating to license plates for automobiles containing citizens band radio sets.

Read a second time.

The bill was laid over until Thursday, April 29th, upon motion of Senator Knowles, with unanimous consent.

Senate Bill 111

An act to repeal, renumber, amend and create various provisions of the statutes and session laws for the purpose of correcting errors, supplying omissions, clarifying language, correcting titles of departments and officers, correcting and clarifying references, renumbering for better location and arrangement, eliminating duplications and unnecessary, obsolete and unconstitutional provisions, reconciling conflicts and repelling unintended repeals (Revisor's Correction Bill).

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The bill was laid over until Wednesday, April 28, upon motion of Senator Zaborski, with unanimous consent.

Senate Bill 108

Relating to a tax exemption for laundering, cleaning and dyeing services performed by coin-operated, self-service machines.

And

Senate Bill 323

Relating to an appropriation of \$300,000 to the state highway commission for an emergency highway work program in Menominee county.

The bills were referred to the joint committee on Finance, upon motion of Senator Knowles, with unanimous consent.



The senate returned to the 7th order of business, upon motion of Senator Panzer, with unanimous consent.



COMMITTEE REPORTS

The committee on Legislative Procedure reports and recommends:

Senate Bill —

Relating to bulkhead lines along the shore of navigable waters and fill and deposits beyond such lines.

Introduction; Ayes, 13; Noes, 0.

Senate Bill —

Relating to filling marshlands adjacent to a navigable watercourse.

Introduction; Ayes, 13; Noes, 0.

Senate Bill —

Relating to the extended use of voting machines in more populous municipalities.

Introduction; Ayes, 13; Noes, 0.

FRANK E. PANZER,
Chairman.

BILLS INTRODUCED

Senate Bill 436

Relating to bulkhead lines along the shore of navigable waters and fill and deposits beyond such lines.

By committee on Legislative Procedure, by request of Senators Hollander, Panzer, Benson, McParland, Krueger and Leverich.

Read first time.

To committee on Governmental and Veterans' Affairs.

Senate Bill 437

Relating to filling marshlands adjacent to a navigable watercourse.

By committee on Legislative Procedure, by request of the Conservation Alliance of Milwaukee County, by request of Senators Hollander, Panzer, Krueger, Benson, McParland and Leverich.

Read first time.

To committee on Conservation.

Senate Bill 438

Relating to the extended use of voting machines in more populous municipalities.

By committee on Legislative Procedure, by request of Senators Meunier, Carr, Rasmusen, Dempsey, Leverich, Panzer, Lorge, Bice and LaFave.

Read first time.

Senator Lorge asked unanimous consent that the bill be made a Special Order for 10:01 o'clock Tuesday morning, April 27th.

Senator Meunier objected.

Senator Meunier asked unanimous consent that the bill be made a Special Order for 9:59 o'clock Tuesday morning, April 27th.

Senator Zaborski objected.

The bill was made a Special Order for 10:01 o'clock Tuesday morning, April 27th, upon motion of Senator Zaborski, with unanimous consent.

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The committee on Labor, Taxation, Insurance and Banking reports and recommends:

Senate Bill —

Relating to apportionment of income for-hire carriers to Wisconsin.

Introduction; Ayes, 4; Noes, 0.

Senate Bill —

Abolishing the advisory board on the examination for life insurance agents, creating an insurance agents board, granting rule-making authority and making an appropriation.

Introduction; Ayes, 5; Noes, 0.

Senate Bill —

Relating to the incorporation of community credit unions.

Introduction; Ayes, 5; Noes, 0.

Senate Jt. Res. 56

Adoption; Ayes, 4; Noes, 0.

Senate Bill 362

Passage; Ayes, 5; Noes, 0.

Senate Bill 366

Adoption of amendment 1, S.; Ayes, 5; Noes, 0 and passage; Ayes, 5; Noes, 0.

Senate Bill 374

Passage; Ayes, 4; Noes, 0.

GERALD D. LORGE,
Chairman.

BILLS INTRODUCED

Senate Bill 439

Relating to apportionment of income of for-hire carriers to Wisconsin.

By committee on Labor, Taxation, Insurance and Banking.

Read first time.

To committee on Labor, Taxation, Insurance and Banking.

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Senate Bill 440

Abolishing the advisory board on the examination for life insurance agents, creating an insurance agents board, granting rule-making authority and making an appropriation.

By committee on Labor, Taxation, Insurance and Banking.

Read first time.

To committee on Labor, Taxation, Insurance and Banking.

Senate Bill 441

Relating to the incorporation of community credit unions.

By committee on Labor, Taxation, Insurance and Banking.

Read first time.

To committee on Labor, Taxation, Insurance and Banking.

TODAY'S CALENDAR, CONTINUED

Senate Bill 78

Relating to exempting from general property tax property used exclusively for providing elderly persons, on a nonprofit basis, with housing facilities and services.

Read a second time.

The bill was indefinitely postponed.

Senate Bill 80

Relating to the restrictions on the location of auto junk yards.

Read a second time.

Amendment No. 1, S. was adopted.

Was ordered engrossed and read a third time.

Upon motion of Senator Leonard, with unanimous consent, the bill was considered for final action at this time.

Senate Bill 80

Was read a third time and passed.

Senate Bill 117

An act to renumber Titles XXX and XXXI and chapters 325 to 336 of the statutes; and to amend various sections of the statutes to delete surplus words (Revisor's bill).

Read a second time.

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Was ordered engrossed and read a third time.

Upon motion of Senator Knowles, with unanimous consent, the bill was considered for final action at this time.

Senate Bill 117

Was read a third time and passed.

The president pro tempore in the chair.

Senate Bill 177

Relating to the liability of the person who signed the application for license for a person under the age of 18 years.

Read a second time.

Senator Risser moved that the bill be indefinitely postponed.

The motion prevailed.

Senate Bill 198

Relating to exempting from taxation homes of paraplegic and double leg amputee veterans.

Read a second time.

Was ordered engrossed and read a third time.

Upon motion of Senator Knowles, with unanimous consent, the bill was considered for final action at this time.

Senate Bill 198

The bill was referred to the joint committee on Finance, upon motion of Senator Hollander, with unanimous consent.

Senate Bill 249

Read a second time.

Amendment No. 1, S. was offered by Senator Hollander. Amendment No. 1, S. was adopted.

The bill was ordered engrossed and read a third time.

Upon motion of Senator Knowles, with unanimous consent, the bill was considered for final action at this time.

Senate Bill 249

Relating to workmen's compensation.

Was read a third time.

The question was: Shall the bill pass?

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

Ayes—Senators Benson, Bice, Busby, Carr, Christopher-son, Dempsey, Dorman, Draheim, Hansen, Hollander, Kendziorski, Keppler, Knowles, Krueger, LaFave, Leonard, Lev-

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erich, Lorge, Lourigan, McParland, Meunier, Panzer, Rasmusen, Risser, Roseleip, Schreiber, Schuele, Smith, Sussman, Thompson, Warren and Zaborski—32.

Noes—None.

Absent or not voting—Senator Miller—1.

So the bill passed.

Senate Bill 307

Relating to cancellation or nonrenewal of automobile liability insurance.

Read a second time.

Amendment No. 1, S. was adopted

The question was: Shall the bill be indefinitely postponed?

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

Ayes—Senators Bice, Carr, Draheim, Hollander, Keppler, Knowles, Krueger, LaFave, Leonard, Leverich, Lorge, Meunier, Panzer, Rasmusen, Roseleip, Smith and Warren—17.

Noes—Senators Benson, Busby, Christopherson, Dempsey, Dorman, Hansen, Kendziorski, Lourigan, McParland, Risser, Schreiber, Schuele, Sussman, Thompson and Zaborski—15.

Absent or not voting—Senator Miller—1.

So the bill was indefinitely postponed.

Senator Leonard asked unanimous consent to proceed to the consideration of tomorrow's calendar.

Senator LaFave objected.

MOTIONS

Senate Bill 102

The bill which was a Special Order for 10:00 o'clock Tuesday morning, April 27th was made a Special Order for 10:30 o'clock Thursday morning, April 29th, upon motion of Senator Leonard, with unanimous consent.

Senate Bill 153

The bill was recalled from the committee on Governmental and Veterans' Affairs and referred to the calendar of Wednesday, April 28, upon motion of Senator Draheim, with unanimous consent.

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Senate Bill 177

Senator LaFave moved that the vote by which the bill was indefinitely postponed be reconsidered.

The bill was laid over until Tuesday, April 27th, upon motion of Senator LaFave, with unanimous consent.

Senate Bill 100

Senate Bill 282

Senate Bill 287

And

Senate Bill 292

Which bills were on tomorrow's calendar, were referred to joint committee on Finance, upon motion of Senator Knowles, with unanimous consent.

Upon motion of Senator Busby, with unanimous consent, the senate returned to the 7th order of business.

COMMITTEE REPORTS

Upon motion of Senator Zaborski, with unanimous consent, the report of the committee on Judiciary was laid over until tomorrow.

GUESTS INTRODUCED

Senator Smith informed the senate that it was honored by the presence of Mr. and Mrs. Alex Ellenbecker from Route 1, Edger, Wisconsin and that Mr. Ellenbecker is the President of the Marathon County Town League.

Mr. and Mrs. Kenneth Boetcher and Mrs. L. Green all from Antigo, Wisconsin were introduced to the senate by Senator LaFave.

Messrs. Edward Fechner, Charles Huek and Fred Kauzrich were introduced to the senate by Senator Lourigan.

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Senator Knowles announced to the senate that it is honored by the presence of Mr. and Mrs. James Lundy from New Richmond, Wisconsin and Mr. and Mrs. Robert Smith from Hudson, Wisconsin.

Senator Dempsey informed the senate that it is honored by the presence of the largest High School YGOP group in the state and that the group was accompanied by Carole Mann, Chairman, Jerry Barnes, Adviser and Mr. and Mrs. Bill Mamblin all from the Menomonie Falls, Wisconsin area.

Messrs. Willard Savage and Elmer Mehnke, both from Racine, Wisconsin were introduced to the senate by Senator Dorman.

Senator Sussman announced to the senate that it is honored by the presence of his nephew Mr. Lawrence B. Sussman from Milwaukee, Wisconsin.

James Harwood and his two sons, Timothy and Thomas, all from Milwaukee, Wisconsin were introduced to the senate by Senator Leonard.

The president and the president pro tempore extended their welcome to all of the guests.

Upon motion of Senator Knowles, the senate adjourned until 9:00 o'clock Friday morning, April 23, 1965.

CHIEF CLERK REPORTS

The chief clerk records:

Senate Bill 62

Was correctly enrolled and presented to the Governor Thursday at 2:15 p.m., April 22, 1965.