

JOURNAL OF THE ASSEMBLY [March 4, 1969]

STATE OF WISCONSIN

# Assembly Journal

Seventy-Ninth Regular Session

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TUESDAY, March 4, 1969.

11:00 A.M.

The assembly met.

The speaker in the chair.

The prayer was offered by Rev. Edward E. Beatty, First Congregational Church, 1609 University Ave., Madison, Wis.

Assemblyman Nikolay led the membership in reciting the pledge of allegiance to the flag of the United States.

The roll was taken.

The result follows:

Present—Alberts, Alfonsi, Anderson, Atkinson, Azim, Baldus, Barbee, Belting, Blanchard, Boche, Bock, Boeckmann, Bolle, Bradley, Brown, Byers, Conradt, Conta, Czerwinski, Day, Dueholm, Gee, Greider, Groshek, Grover, Hanna, Helgeson, Hephner, Huber, Hutnik, Jackson, Johnson L. H., Johnson W. A., Jones, Kafka, Kenyon, Kessler, Kleczka, Klicka, Korpela, LaFave, Laper, Lewison, Lipscomb, Looby, Luckhardt, Lynn, McCormick, McDougal, McEssy, Martin, Mathews, Mato, Merkel, Mittness, Molinaro, Nager, Nikolay, Nitschke, Nuttelman, Obey, Olson, O'Malley, Orlich, Otte, Pabst, Packard, Parkin, Parys, Pelouquin, Quinn, Radcliffe, Rogers, Sanasarian, Schneeberg, Schowalter, Schroeder, Schwefel, Sensenbrenner, Shabaz, Sricula, Stack, Stalbaum, Steinhilber, Tamms, Thompson, Tobiasz, Tregoning, Uehling, Vanderperren, Van Hollen, Wackett, Warren, Weisensel, Wilcox, Wilger, Wing, York and Mr. Speaker—99.

Absent with leave—Sweda—1.

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AMENDMENTS OFFERED

Assembly amendment 1 to **Assembly Bill 95** by Assemblyman W. A. Johnson.

Assembly amendment 2 to **Assembly Bill 95** by Assemblyman W. A. Johnson.

Assembly amendment 1 to **Assembly Bill 138** by Assemblyman Klicka.

Assembly amendment 4 to **Assembly Bill 42** by Assemblyman Klicka.

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INTRODUCTION AND REFERENCE OF  
JOINT RESOLUTIONS

Read first time and referred:

**Assembly Joint Resolution 30**

By Assemblyman Anderson.

To committee on Elections.

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INTRODUCTION AND REFERENCE OF BILLS

Read first time and referred:

**Assembly Bill 422**

By Assemblyman Grover, by request of Mr. Frank Joswick.

To committee on Public Welfare.

**Assembly Bill 423**

By Assembly York.

To committee on Elections.

**Assembly Bill 424**

By Assemblymen Kessler, W. A. Johnson, Barbee, Parys, Czerwinski, Jackson, McCormick, Orlich, Sanasarian, Tamms, Hanna, Tobiasz, Conta, Lipscomb, Jones and Pabst.

To committee on Education.

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**Assembly Bill 425**

By Assemblyman Schroeder; co-sponsored by Senator Heinzen.

To committee on Education.

**Assembly Bill 426**

By Assemblymen Hutnik and Alfonsi; co-sponsored by Senators Cirilli and Krueger.

To committee on Conservation.

**Assembly Bill 427**

By Assemblymen Hutnik, L. H. Johnson, Blanchard and Alfonsi; co-sponsored by Senators Cirilli and Krueger.

To committee on Education.

**Assembly Bill 428**

By Assemblymen Sweda, Tobiasz, Kafka, LaFave and Sicula; co-sponsored by Senators Soik, Terry, Roseleip, Rasmusen, Lorge, LaFave, Knutson and Devitt, by request of Wisconsin Towing Service Operators Association, Inc.

To committee on Transportation.

**Assembly Bill 429**

By Assemblymen Anderson and Korpela.

To committee on Conservation.

**Assembly Bill 430**

By Assemblymen Lipscomb, Sensenbrenner, McCormick, Sicula, Sanasarian, Shabaz, Huber, Hanna, Jackson, Barbee, Orlich, W. A. Johnson, Tobiasz, Jones, Parys, Pabst, Czerwinski, Conta, Kleczka, Lynn and Atkinson; co-sponsored by Senators Schreiber, Devitt and Busby.

To committee on Judiciary.

**Assembly Bill 431**

By Assemblyman Anderson.

To joint committee on Finance.

**Assembly Bill 432**

By Assemblyman Nikolay.

To committee on Judiciary.

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**Assembly Bill 433**

By Assemblymen Blanchard, Conradt, Schwefel, Kafka, Stalbaum and Vanderperren.

To committee on State Affairs.

**Assembly Bill 434**

By Assemblymen York, Stack, Dueholm, Boche, Kenyon, Nuttelman and Lewison; co-sponsored by Senators Schuele, Knutson, Knowles and Cirilli, by request of Minnesota-Wisconsin Boundry Area Commission.

To committee on Municipalities.

**Assembly Bill 435**

By Assemblymen York, Dueholm, Stack, Boche, Nuttelman, Lewison and Kenyon; co-sponsored by Senators Schuele, Knowles and Cirilli, by request of Minnesota-Wisconsin Boundry Area Commission.

To joint Survey committee on Retirement Systems.

**Assembly Bill 436**

By Assemblyman Merkel, by request of Civic Awareness and Reverence for Life.

To committee on Public Welfare.

**Assembly Bill 437**

By Assemblymen W. A. Johnson, Hanna, O'Malley, Kleczka, Sanasarian and Orlich.

To committee on Judiciary.

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**PETITIONS**

**Assembly Petition 16**

By Assemblyman McDougal.

To joint committee on Finance.

**Assembly Petition 17**

By Assemblyman Sensenbrenner.

To committee on Judiciary.

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**Assembly Petition 18**

By Assemblymen Otte and Boeckmann.  
To committee on Education.

**Assembly Petition 19**

By Assemblyman Warren.  
To committee on Commerce and Manufactures.

**Assembly Petition 20**

By Assemblyman Atkinson.  
To joint committee on Finance.

**Assembly Petition 21**

By Assemblyman Stalbaum.  
To committee on Highways.

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ANNOUNCEMENT RELATING TO DRAFTING  
OF LEGISLATION

The State of Wisconsin  
Legislative Reference Bureau  
State Capitol  
Madison, Wis. 53702

March 4, 1969.

Honorable Wilmer H. Struebing  
Chief Clerk of the Assembly  
State Capitol  
Madison, Wisconsin

Dear Mr. Struebing:

Pursuant to Joint Rule 18 the deadline for the filing of drafting instructions—for measures which individual members may as a matter of right introduce at any time during the session—is “4:30 p.m. on the *51st calendar day after the convening of the legislature.*” Because the current session commenced on January 21, 1969, this 52nd-day deadline for drafting instructions occurs on *Thursday, March 13, 1969.*

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“Filing of drafting instructions” means that the Legislative Reference Bureau must have:

(1) The name of a legislator authorizing the draft. After the expiration of the deadline, this legislator must be one of the sponsors of the measure if it is to be introduced by individual members.

(2) Instructions in sufficient detail to permit the legislative attorneys in the bureau to prepare a first draft.

Any drafting request received by the Legislative Reference Bureau prior to the March 13 deadline with instructions in sufficient detail so that the bureau can go ahead and prepare a first draft is “privileged”, in the sense that the individual member or standing committee authorizing the draft may introduce the measure resulting from such request at any time during the session. The deadline does not apply to measures requested by the Joint Committee on Finance, the Joint Committee on Revisions, Repeals and Uniform Laws, the Senate Committee on Legislative Procedure or the Assembly Committee on Rules. The deadline also does not apply to measures requested by the Legislative Council, to Revisor’s correction bills, or to measures introduced by any special, select or interim committee authorized to introduce measures.

Shortly after the March 13, 1969 deadline the Legislative Reference Bureau will inform the Chief Clerk of each house of the highest LRB number for the 1969 Session “privileged” for unlimited introduction under Joint Rule 18.

So that a measure requested before the deadline may after March 13, 1969, be introduced as a matter of right, the member or standing committee authorizing the draft must be one of the authors of the measure. In other words, the privilege of introducing such a measure after the 52nd day is specifically tied to the name of the member or standing committee authorizing the draft, and that name will be shown by the Legislative Reference Bureau in the upper right-hand corner of the jacket (bill, joint resolution or resolution) together with the drafting number. Other legislators may be coauthors or cosponsors, but the requester must be listed as one of the authors of the measure.

It should be emphasized that March 13, 1969, is *NOT* the deadline for introduction of bills. Nor is it a deadline requiring that all drafts already requested be ready for introduction by that date. Any requester who has filed his drafting instructions prior to that date may introduce his pro-

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posal at any date he wishes—or *he may decide not to introduce it at all.*

All drafting requests to the Legislative Reference Bureau must be authorized by a legislator. The bureau drafts for others *ONLY* at the request of a legislator. Each request is entered by the name of the legislator who authorized it and, as a routine matter, a copy of each draft is submitted to the legislator in whose name it was requested.

If a legislator receives a draft for a measure which he did not authorize, he should inform the Legislative Reference Bureau as soon as possible. Perhaps the problem results from a simple misunderstanding which can be straightened out at that point. On the other hand, if it should turn out that a person asked the Legislative Reference Bureau to prepare a draft and that he used a legislator's name without that legislator's express consent, that person will for the balance of the 1969 Session be prohibited from using the services of the bill drafting staff unless he provides, for each request, the specific authorization from a member.

Sincerely yours,

H. RUPERT THEOBALD,  
Chief.

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REPORT OF STANDING COMMITTEE

The committee on Enrolling reports:

**Assembly Joint Resolution 17**

Correctly enrolled.

LAWRENCE J. KAFKA,  
Chairman.

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COMMUNICATION

The State of Wisconsin  
Judicial Council  
State Capitol  
Madison

March 4, 1969.

Mr. Wilmer H. Struebing  
Chief Clerk, Assembly

Dear Mr. Struebing:

This is the 1969 Biennial Report of the Judicial Council which is filed with you pursuant to s. 251.181 (3) (f) of the

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statutes. The report covers the activities of the Judicial Council during the 1967-69 biennium and contains the recommendations of the council to the 1969 legislature.

Copies of the report have been delivered to the sergeant for distribution to the assemblymen.

Yours very truly,

JUDICIAL COUNCIL  
JAMES E. HOUGH,  
Secretary.

The report was filed in the office of the chief clerk.

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### MOTIONS

Assemblyman Uehling asked unanimous consent that Assembly Bill 178 be withdrawn from committee on Taxation and be referred to joint Survey committee on Tax Exemptions. Granted.

Assemblyman Belting asked unanimous consent that Assembly Bill 185 be withdrawn from committee on Judiciary and be referred to joint Survey committee on Tax Exemptions. Granted.

Assemblyman Belting asked unanimous consent that Assembly Bill 244 be withdrawn from committee on Judiciary and referred to committee on Agriculture. Granted.

Assemblyman Alfonsi asked unanimous consent that Assembly Bill 410 be withdrawn from committee on Highways and be referred to committee on Conservation. Granted.

Assemblyman York asked unanimous consent that Assembly Bill 435 be withdrawn from committee on Labor and be referred to joint Survey committee on Retirement Systems. Granted.

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### CALENDAR OF FEBRUARY 28, 1969

#### CONSIDERATION OF RESOLUTIONS

##### Senate Joint Resolution 26

Relating to the life and public service of George B. Skogmo.

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The question was: Concurrence?  
Motion carried by unanimous rising vote.  
Ordered immediately messaged to the senate.

### **Assembly Bill 34**

Relating to town board or town referendum approval of vacation of towns.

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

Assemblyman Belting asked unanimous consent that **Assembly Bill 34** be referred to committee on Judiciary. Granted.

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## SECOND READING AND AMENDMENT OF ASSEMBLY BILLS

### **Assembly Bill 42**

Relating to providing an additional penalty for committing or attempting to commit a felony while armed with a dangerous weapon.

The question was: Shall assembly amendment 1 be adopted?

Assemblyman LaFave asked unanimous consent that assembly amendment 1 be returned to the author. Granted.

The question was: Shall assembly amendment 2 be adopted?

Assemblyman Kessler asked unanimous consent that assembly amendment 2 be laid aside. Granted.

The question was: Shall assembly amendment 3 be adopted?

Assemblyman Nager asked unanimous consent that assembly amendment 3 be laid aside.

Assemblyman Alfonsi objected.

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## POINT OF ORDER

Assemblyman Nager rose to point of order that amendment 3 was not germane to **Assembly Bill 42**.

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RULING OF THE CHAIR ON POINT OF ORDER

The chair ruled that the point of order was well taken and assembly amendment 3 was not germane to Assembly Bill 42.

The question was: Shall assembly amendment 4 be adopted?

Assemblyman Klicka asked unanimous consent that assembly amendment 4 be returned to the author. Granted.

Assemblyman Kessler offered an amendment. Entered.

The question was: Shall assembly amendment 5 be adopted?

Assemblyman Hutnik in the chair.

Assemblyman Merkel moved rejection.

The question was: Shall assembly amendment 5 be rejected?

Assemblyman Sicula asked unanimous consent that Assembly Bill 42 be referred to joint committee on Finance.

Assemblyman Alfonsi objected.

Assemblyman Sicula moved that Assembly Bill 42 be referred to joint committee on Finance.

The roll was taken.

The vote follows:

Ayes—Anderson, Baldus, Barbee, Bolle, Brown, Conta, Czerwinski, Dueholm, Groshek, Hanna, Huber, Jones, Korpela, Looby, Mathews, Mittness, Molinaro, Nager, Nikolay, Obey, O'Malley, Orlich, Otte, Pabst, Sanasarian, Sicula, Stack, Tobiasz and Vanderperren—29.

Noes—Alberts, Alfonsi, Atkinson, Azim, Belting, Blanchard, Boche, Bock, Boeckmann, Bradley, Byers, Conradt, Day, Gee, Greider, Grover, Helgeson, Hephner, Hutnik, Jackson, Johnson L. H., Johnson W. A., Kafka, Kenyon, Kessler, Kleczka, Klicka, LaFave, Laper, Lewison, Luckhardt, Lynn, McCormick, McDougal, McEssy, Martin, Mato, Merkel, Nitschke, Nuttelman, Olson, Packard, Parkin, Parys, Peloquin, Quinn, Radcliffe, Rogers, Schneeberg, Schowalter, Schroeder, Schwefel, Sensenbrenner, Shabaz,

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Stalbaum, Steinhilber, Tamms, Thompson, Tregoning, Uehling, Van Hollen, Wackett, Warren, Weisensel, Wilcox, Wilger, Wing, York and Mr. Speaker—69.

Absent or not voting—Lipscomb and Sweda—2.

Motion failed.

The question was: Shall assembly amendment 5 be rejected?

The roll was taken.

The vote follows:

Ayes—Alberts, Alfonsi, Atkinson, Belting, Blanchard, Boche, Bock, Boeckmann, Bolle, Bradley, Byers, Conradt, Gee, Greider, Grover, Hephner, Hutnik, Jackson, Johnson L. H., Johnson W. A., Kafka, Kenyon, Kleczka, Klicka, Korpela, Laper, Lewison, Luckhardt, McDougal, McEssy, Martin, Merkel, Mittness, Nitschke, Nuttelman, Olson, Packard, Parkin, Parys, Peloquin, Quinn, Radcliffe, Schneeberg, Schowalter, Schroeder, Schwefel, Shabaz, Stalbaum, Thompson, Tregoning, Van Hollen, Wackett, Warren, Weisensel, Wilcox, Wilger, Wing, York and Mr. Speaker—59.

Noes—Anderson, Azim, Baldus, Barbee, Brown, Conta, Czerwinski, Day, Dueholm, Groshek, Hanna, Helgeson, Huber, Jones, Kessler, LaFave, Lipscomb, Looby, Lynn, McCormick, Mathews, Mato, Molinaro, Nager, Nikolay, Obey, O'Malley, Orlich, Otte, Pabst, Rogers, Sanasarian, Sensenbrenner, Sicula, Steinhilber, Tamms, Tobiasz and Uehling—38.

Absent or not voting—Stack, Sweda and Vanderperren—3.

Motion carried.

Assemblyman Brown offered an amendment. Entered.

The speaker in the chair.

The question was: Shall assembly amendment 6 be adopted?

Assemblyman Uehling requested that he be recorded as voting, "Aye" instead of "Noe" on rejection of amendment 5. Granted.

Assemblyman Radcliffe requested that he be recorded as voting, "Aye" on rejection of amendment 5. Granted.

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Assemblyman Alfonsi asked unanimous consent that the assembly stand recessed until 4:00 P.M. Granted.

12:30 P.M.

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RECESS

4:00 P.M.

The assembly reconvened.

**Assembly Bill 42**

Assemblyman Olson in the chair.

The question was: Shall assembly amendment 6 be adopted?

Assemblyman Lewison moved rejection.

The question was: Shall assembly amendment 6 be rejected?

Motion carried.

Assemblyman Nikolay offered an amendment. Entered.

The question was: Shall assembly amendment 7 be adopted?

Assemblyman Shabaz moved rejection.

The question was: Shall assembly amendment 7 be rejected?

Assemblyman Obey offered an amendment. Entered.

The question was: Shall assembly amendment 1 to assembly amendment 7 be adopted?

Motion carried.

The question was: Shall assembly amendment 7 be adopted?

Assemblyman Shabaz moved rejection.

The question was: Shall assembly amendment 7 be rejected?

The roll was taken.

The vote follows:

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Ayes—Alberts, Alfonsi, Azim, Belting, Blanchard, Boche, Bock, Bradley, Byers, Conradt, Gee, Greider, Helgeson, Hephner, Hutnik, Johnson L. H., Johnson W. A., Kafka, Kleczka, Klicka, Laper, Lewison, Luckhardt, McDougal, McEssy, Martin, Merkel, Nitschke, Nuttelman, Olson, Packard, Parkin, Parys, Peloquin, Quinn, Sanasarian, Schneeberg, Schowalter, Schroeder, Sensenbrenner, Shabaz, Stalbaum, Tamms, Thompson, Tregoning, Uehling, Van Hollen, Wackett, Warren, Weisensel, Wilcox, Wilger, Wing, York and Mr. Speaker—55.

Noes—Anderson, Atkinson, Baldus, Barbee, Boeckmann, Bolle, Brown, Conta, Czerwinski, Day, Dueholm, Groshek, Grover, Hanna, Huber, Jackson, Jones, Kenyon, Kessler, Korpela, LaFave, Lipscomb, Looby, Lynn, McCormick, Mathews, Mato, Mittness, Molinaro, Nager, Nikolay, Obey, O'Malley, Orlich, Otte, Pabst, Radcliffe, Rogers, Sicula, Stack, Steinhilber, Tobiasz and Vanderperren—43.

Absent or not voting—Schwefel and Sweda—2.

Motion carried.

Assemblyman Nager offered an amendment. Entered.

The question was: Shall assembly amendment 8 be adopted?

Assemblyman Shabaz moved rejection.

The question was: Shall assembly amendment 8 be rejected?

The roll was taken.

The vote follows:

Ayes—Alberts, Alfonsi, Atkinson, Azim, Belting, Blanchard, Boche, Bock, Boeckmann, Bradley, Byers, Conradt, Day, Gee, Greider, Groshek, Grover, Hanna, Helgeson, Hephner, Huber, Hutnik, Jackson, Johnson L. H., Johnson W. A., Kafka, Kenyon, Kleczka, Klicka, Korpela, LaFave, Laper, Lewison, Luckhardt, Lynn, McDougal, McEssy, Martin, Mathews, Mato, Merkel, Mittness, Nitschke, Nuttelman, Olson, O'Malley, Otte, Pabst, Packard, Parkin, Parys, Peloquin, Quinn, Rogers, Schneeberg, Schowalter, Schroeder, Schwefel, Sensenbrenner, Shabaz, Stack, Stalbaum, Steinhilber, Tamms, Thompson, Tregoning, Uehling, Van Hollen, Wackett, Warren, Wilcox, Wilger, Wing, York and Mr. Speaker—75.

Noes—Anderson, Baldus, Barbee, Bolle, Brown, Conta, Czerwinski, Dueholm, Jones, Kessler, Lipscomb, Looby,

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McCormick, Molinaro, Nager, Nikolay, Obey, Orlich, Radcliffe, Sanasarian, Sicula, Tobiasz and Vanderperren—23.

Absent or not voting—Sweda and Weisensel—2.

Motion carried.

Assemblyman Kessler asked unanimous consent that assembly amendment 2 be taken up at this time. Granted.

The question was: Shall assembly amendment 2 be adopted?

Assemblyman Shabaz moved rejection.

The question was: Shall assembly amendment 2 be rejected?

Assemblyman Weisensel requested that he be recorded as voting, "Aye" on rejection of assembly amendment 8. Granted.

The question was: Shall assembly amendment 2 be rejected?

Assemblyman Kessler asked unanimous consent that assembly amendment 2 be laid aside. Granted.

Assemblyman Alfonsi offered an amendment. Entered.

The question was: Shall assembly amendment 9 be adopted?

Assemblyman Kessler moved rejection.

The question was: Shall assembly amendment 9 be rejected?

Assemblyman Kessler asked unanimous consent that assembly amendment 9 be laid aside. Granted.

Assembly amendment 2 was taken up.

The question was: Shall assembly amendment 2 be rejected?

The roll was taken.

The vote follows:

Ayes—Alberts, Alfonsi, Azim, Belting, Blanchard, Boche, Bock, Boeckmann, Bradley, Byers, Conradt, Day, Gee, Greider, Helgeson, Hephner, Hutnik, Jackson, Johnson L. H., Johnson W. A., Kafka, Kenyon, Kleczka, Klicka, Laper, Lewison, Luckhardt, McDougal, Martin, Mato, Merkel, Nitschke, Nuttelman, Olson, Packard, Parkin, Parys, Quinn, Schneeberg, Schowalter, Schroeder, Sensenbrenner, Shabaz, Stalbaum, Steinhilber, Thompson, Tregoning, Uehl-

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ing, Van Hollen, Wackett, Weisensel, Wilcox, Wilger, Wing, York and Mr. Speaker—56.

Noes—Anderson, Atkinson, Baldus, Barbee, Bolle, Brown, Conta, Czerwinski, Dueholm, Groshek, Grover, Hanna, Huber, Jones, Kessler, Korpela, LaFave, Lipscomb, Looby, Lynn, McCormick, McEssy, Mathews, Mittness, Molinaro, Nager, Nikolay, Obey, O'Malley, Orlich, Otte, Pabst, Peloquin, Radcliffe, Rogers, Sanasarian, Schwefel, Sicula, Stack, Tamms, Tobiasz and Vanderperren—42.

Absent or not voting—Sweda and Warren—2.

Motion carried.

Assembly amendment 9 was taken up.

The question was: Shall assembly amendment 9 be adopted?

The roll was taken.

The vote follows:

Ayes—Alberts, Alfonsi, Anderson, Atkinson, Azim, Baldus, Barbee, Belting, Blanchard, Boche, Bock, Boeckmann, Bolle, Bradley, Brown, Byers, Conradt, Czerwinski, Day, Dueholm, Gee, Greider, Groshek, Grover, Hanna, Helgeson, Hephner, Huber, Hutnik, Jackson, Johnson L. H., Jones, Kafka, Kenyon, Kessler, Kleczka, Korpela, LaFave, Laper, Lewison, Lipscomb, Looby, Luckhardt, Lynn, McCormick, McDougal, McEssy, Martin, Mathews, Mato, Mittness, Nager, Nikolay, Nitschke, Obey, Olson, O'Malley, Orlich, Otte, Pabst, Packard, Parkin, Parys, Peloquin, Quinn, Radcliffe, Rogers, Sanasarian, Schneeb erg, Schowalter, Schroeder, Schwefel, Sensenbrenner, Shabaz, Sicula, Stack, Stalbaum, Steinhilber, Tamms, Thompson, Tobiasz, Tregoning, Uehling, Vanderperren, Van Hollen, Warren, Weisensel, Wilcox, Wilger, Wing and York—91.

Noes—Conta, Johnson W. A., Klicka, Merkel, Molinaro, Nuttelman, Wackett and Mr. Speaker—8.

Absent or not voting—Sweda—1.

Motion carried.

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

The roll was taken.

The vote follows:

Ayes—Alberts, Alfonsi, Atkinson, Azim, Baldus, Belting, Blanchard, Boche, Bock, Boeckmann, Bolle, Bradley, Brown,

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Byers, Conradt, Czerwinski, Day, Gee, Greider, Groshek, Grover, Hanna, Helgeson, Hephner, Huber, Hutnik, Jackson, Johnson L. H., Johnson W. A., Jones, Kafka, Kenyon, Kleczka, Klicka, Korpela, LaFave, Laper, Lewison, Looby, Luckardt, Lynn, McCormick, McDougal, McEssy, Martin, Mathews, Mato, Merkel, Mittness, Nitschke, Nuttelman, Obey, Olson, O'Malley, Orlich, Otte, Pabst, Packard, Parkin, Parys, Peloquin, Quinn, Radcliffe, Rogers, Schneeberg, Schowalter, Schroeder, Schwefel, Sensenbrenner, Shabaz, Stack, Stalbaum, Steinhilber, Tamms, Thompson, Tobiasz, Tregoning, Uehling, Vanderperren, Van Hollen, Wackett, Warren, Weisensel, Wilcox, Wilger, Wing, York and Mr. Speaker—88.

Noes—Anderson, Barbee, Conta, Dueholm, Kessler, Lipscomb, Molinaro, Nager, Nikolay, Sanasarian and Sicula—11.

Absent or not voting—Sweda—1.

Motion carried.

Assemblyman Alfonsi asked unanimous consent that the rules be suspended and that Assembly Bill 42 be given a third reading. Granted.

**Assembly Bill 42**

The question was: This bill having been read three times, shall the bill pass?

Assemblyman Nager moved indefinite postponement.

The question was: Shall the bill be indefinitely postponed?

The roll was taken.

The vote follows:

Ayes—Anderson, Barbee, Brown, Conta, Czerwinski, Lipscomb, McCormick, Molinaro, Nager, Nikolay, Sanasarian and Sicula—12.

Noes—Alberts, Alfonsi, Atkinson, Azim, Baldus, Belting, Blanchard, Boche, Bock, Boeckmbann, Bolle, Bradley, Byers, Conradt, Day, Dueholm, Gee, Greider, Groshek, Grover, Hanna, Helgeson, Hephner, Huber, Hutnik, Jackson, Johnson L. H., Johnson W. A., Kafka, Kenyon, Kessler, Kleczka, Klicka, Korpela, LaFave, Laper, Lewison, Looby, Luckardt, Lynn, McDougal, McEssy, Martin, Mathews, Merkel, Mittness, Nitschke, Nuttelman, Obey, O'Malley, Orlich, Otte, Pabst, Packard, Parkin, Parys, Peloquin, Quinn, Rogers, Schneeberg, Schowalter, Schroeder, Schwefel, Sensenbrenner, Shabaz, Stack, Stalbaum, Steinhilber, Tamms, Thomp-

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son, Tregoning, Uehling, Vanderperren, Van Hollen, Wackett, Warren, Weisensel, Wilcox, Wilger, Wing, York and Mr. Speaker—82.

Absent or not voting—Jones, Mato, Olson, Radcliffe, Sweda and Tobiasz—6.

Motion failed.

Assemblyman Huber asked unanimous consent for leave of absence for Assemblyman Nikolay for the balance of today's session. Granted.

The question was: This bill having been read three times, shall the bill pass?

The roll was taken.

The vote follows:

Ayes—Alberts, Alfonsi, Atkinson, Azim, Baldus, Belting, Blanchard, Boche, Bock, Boeckmann, Bolle, Bradley, Brown, Byers, Conradt, Czerwinski, Day, Dueholm, Gee, Greider, Groshek, Grover, Hanna, Helgeson, Hephner, Huber, Hutnik, Jackson, Johnson L. H., Johnson W. A., Jones, Kafka, Kenyon, Kessler, Kleczka, Klicka, Korpela, LaFave, Laper, Lewison, Looby, Luckhardt, Lynn, McCormick, McDougal, McEssy, Martin, Mathews, Mato, Merkel, Mittness, Nitschke, Nuttelman, Obey, Olson, Orlich, Otte, Pabst, Packard, Parkin, Parys, Peloquin, Quinn, Radcliffe, Rogers, Schneeberg, Schowalter, Schroeder, Schwefel, Sensenbrenner, Shabaz, Stack, Stalbaum, Steinhilber, Tamms, Thompson, Tobiasz, Tregoning, Uehling, Vanderperren, Van Hollen, Wackett, Warren, Weisensel, Wilcox, Wilger, Wing, York and Mr. Speaker—89.

Noes—Anderson, Barbee, Conta, Lipscomb, Molinaro, Nager, Sanasarian and Sicula—8.

Absent or not voting—Nikolay, O'Malley and Sweda,—3.

Motion carried.

Assemblyman Alfonsi asked unanimous consent that the assembly's action on Assembly Bill 42 be immediately messaged to the senate. Granted.

### Assembly Bill 138

Relating to providing an additional penalty for committing or attempting to commit a felony while armed with a dangerous weapon.

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

Assemblyman Alfonsi asked unanimous consent that Assembly Bill 138 be laid on the table. Granted.

Assemblyman O'Malley requested that he be recorded as voting, "Aye" on passage of Assembly Bill 42. Granted.

The assembly returned to the 10th order of business.

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MOTIONS

Assemblyman Orlich asked unanimous consent that Assembly Bill 409 be withdrawn from committee on Judiciary and returned to the author. Granted.

Assemblyman York asked unanimous consent that Assembly Bill 70 be withdrawn from the calendar of March 5th and be referred to committee on State Affairs. Granted.

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MOTION UNDER JOINT RULE 26

The State of Wisconsin \* \* \* Citation by the Legislature  
Know you by these presents:

Whereas, under the direction of Coach Charles "Rut" Walter, the members of the University of Wisconsin Indoor Track team compiled 65 points in the Big Ten Indoor Track Meet on Saturday, March 1, 1969, thereby winning their 3rd consecutive Indoor Track Championship in the Big Ten; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Assemblymen Tregoning, Wackett and Merkel; co-sponsored by Senator Hollander, under Joint Rule 26, do hereby congratulate Coach Walter and the members of the 1969 Indoor Track Team upon this most significant accomplishment and wishes them continued success during the Outdoor Season.

The question was: Adoption?

Motion carried.

Ordered immediately messaged to the senate.

## JOURNAL OF THE ASSEMBLY [March 4, 1969]

### LEAVES OF ABSENCE

Assemblyman Huber asked unanimous consent for leave of absence for the following:

Assemblyman Sweda for the entire session today.  
Granted.

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### ADDITIONAL AMENDMENTS OFFERED

Assembly amendment 2 to Assembly Bill 70 by Assemblyman Lewison.

Assembly amendment 1 to Assembly Bill 132 by Assemblyman Hephner.

Assembly amendment 1 to Assembly Bill 217 by Assemblyman Uehling.

Assembly substitute amendment 1 to Assembly Bill 56 by Assemblyman Uehling at the request of League of Wisconsin Municipalities.

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### VISITORS

During today's session, the following visitors honored the assembly by their presence, and were welcomed by the presiding officer and the members:

The Gentlemen of the Old Order of AMISH, from various parts of the state, guests of Assemblymen Tregoning, Groshek, Radcliffe and Lewison.

Barbara Nordin from Madison, Wis., and John Nordin from Manhattan, Kansas, guests of Assemblyman Conte.

Gordon Engebretson, 1410 Oakland Ave., Janesville, Wis., guest of Assemblyman Mittness.

Martin Ponzio and Melvin Sandrin from Niagara, Wis., Herb Eggert from Appleton and Donald Verbust from Kimberly, guests of Assemblyman LaFave.

**JOURNAL OF THE ASSEMBLY [March 4, 1969]**

George Schnieder, President of Local 438, U.A.W., 10576 So. Austin St., Oak Creek, Wis., guest of Assemblyman Hanna.

Richard R. Sicchio from Hurley, Wis., guest of Assemblyman Alfonsi.

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**CHIEF CLERK'S CORRECTION**

**Assembly Bill 192**

In line 16, insert a comma after "of".

**Assembly Substitute Amendment 2, to Assembly Bill 71**

On page 6, line 7, substitute "statutes" for "statures".

**Assembly Bill 196**

On page 1, line 3 and page 12, lines 15 & 16, substitute "944.31 (1) (c)" for "947.15 (1) (c)".

**Assembly amendment 3 to Assembly Bill 42**

In line 4, substitute "of" for "for".

Assemblyman Huber asked unanimous consent that the assembly adjourn today in honor of the birthday of Assemblyman Vanderperren, born March 4, 1912 in the Town of Pittsfield, Brown County, Wisconsin. Granted.

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Assemblyman Alfonsi moved that, pursuant to the request of Assemblyman Huber, the assembly adjourn.

Motion carried.

5:45 P.M.

## JOURNAL OF THE ASSEMBLY

### ERRATA AND ADDENDA

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Note is made of the following amendments and addenda which bring the text into conformity with the official records of the assembly and senate, correcting major clerical and printer's omissions.

Matters NOT pertaining to a bill, resolution or petition.

Certification of members elected to the assembly on November 5, 1968 (page 14), "Robert C. Zimmermann" should be "Robert C. Zimmerman".

Speaker's ruling on Point of Order (page 34), last full line, "Committee" should be "Committee".

Attendance roll call (page 89), 5th line from bottom in names of those present: "Hogers" should be "Rogers".

Visitors, top of page 149: "La Croesse" should be "La Crosse".

Communication on page 174, next to last word, 2nd line, "indecas" should be "indices".

Attorney General's opinion (commencing on page 186) 4th word, 4th line, last paragraph, page 188, "publis" should be "public".

Second item of Visitors, page 370, last word, 2nd line, "Conte" should be "Conta".

Continuation of Visitors, page 390, 8th item from top, "Boeckman" should be "Boeckmann". Same correction, page 503, 4th item from top, continuation of Visitors.

Page 631, in request for extension of recess to 45 minutes by the Minority Floor Leader, preceding "11:00 A.M.", "recesse" should be "recess".

In Motion under Joint Rule 26, commencing on page 742, 2nd line in continuation thereof, paragraph commencing on line 743, 8th word "ays" should be "days".

## JOURNAL OF THE ASSEMBLY

Report by committee on Commerce and Manufactures, bottom of page 823, first name of chairman should be changed from "Frederich" to "Frederick".

Motion under Joint Rule 26 (bottom of page 1093). On page 1094, not necessary to message to senate—no senator named therein.

Amendments offered, bottom of page 2039 shows one author as "Boeckman"—should be "Boeckmann".

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### Assembly Measures

#### Assembly Bill 5 (Page 927)

"enrolled" should follow "Correctly" in report by committee on Enrolled Bills.

#### Assembly Bill 7 (Page 2089)

Sixth entry—Insert under Amendments Offered: Assembly substitute amendment 1 to Assembly Bill 7 offered by Assemblyman York.

#### Assembly Bill 8 (Page 1309)

Insert under Amendments Offered: Assembly amendment 2 to Assembly Bill 8 offered by Assemblymen Belting and Nikolay.

#### Assembly Bill 9 (Page 515)

After relating clause insert: Assembly amendment 1 to assembly amendment 2 offered by Assemblymen Steinhilber and Anderson.

#### Assembly Bill 20 (Page 1644)

Following a unanimous consent request to refer bill to the foot of calendar of June 25th, the following entry should have been noted: "Assemblyman Kenyon objected".

#### Assembly Bill 42 (Page 237)

Insert under Amendments Offered: Assembly amendment 2 to Assembly Bill 42 offered by Assemblymen Kessler and

## JOURNAL OF THE ASSEMBLY

Same bill (Page 367)

(Roll call on indefinite postponement) 4th name, 2nd line of "Noes", "Boeckmbann" should be "Boeckmann".

Same bill (Page 1090)

Roll call on motion to adhere, "Aye" votes, 7th line, 6th name, "Schneeberg" should be "Schneeberg".

**Assembly Bill 58 (Page 544)**

Paragraph 5: Assemblyman Schowalter moved to committee on Commerce and Manufactures, not Assemblyman W. A. Johnson.

**Assembly Bill 71**

Roll call on engrossment (question at bottom of page 303); top of page 304, 2nd line, "Bolel" should be "Bolle".

**Assembly Bill 77 (Page 385)**

Roll call on passage, 5th line from bottom, next to last name, "Schroedeur" should be "Schroeder".

**Assembly Bill 115 (Page 1106)**

In report by committee on Labor, "adption" should be "adoption".

**Assembly Bill 129 (Page 2945)**

Roll call commencing on page 2944. First line, 2nd name in "Ayes", "Lyann" should be "Lynn".

Same bill, same roll call, 4th line from bottom of "No" votes, "Radcliff" should be "Radcliffe".

**Assembly Bill 132 (Page 1280)**

"Granted" should have appeared following a request by member to be recorded as voting "No".

**Assembly Bill 147 (Page 546)**

Roll call on passage, 2nd line of "Ayes" last name, "Boesk-mann" should be "Boeckmann"

## JOURNAL OF THE ASSEMBLY

### **Assembly Bill 224 (Page 796)**

"No" vote on indefinite postponement, 7th line, 4th name, "Sanasarina" should be "Sanasarian".

### **Assembly Bill 244 (Page 1286)**

Insert under Amendments Offered: Assembly amendment 5 to Assembly Bill 244 offered by Assemblymen Sweda, Nikolay, Day and Groshek.

### **Assembly Bill 254 (Page 757)**

Following "Assemblyman Wilcox objected" insert: Assemblyman Sicula asked unanimous consent that assembly amendment 2 be withdrawn and returned to author. Granted.

### **Assembly Bill 282 (Page 2730)**

Fourth name in "Noes" on suspension of rules for special order of business, shown as "Korpella", should be "Korpela".

### **Assembly Bill 300 (Page 868)**

"Noes" vote to lay on table, 2nd name, 3rd line, "Grider" should be "Greider".

### **Assembly Bill 321 (Page 510)**

In Highway Committee report, 6th word "a" should be "an".

### **Assembly Bill 324 (Page 629)**

Roll call on passage, 1st name of the "Ayes", "Alferts" should be "Alberts".

### **Assembly Bill 347 (Page 2953)**

On a reconsideration roll call, 3rd name, 2nd line of "Noes", "Boch" should be "Bock".

### **Assembly Bill 374 (Page 672)**

Roll call on rejection of amendment 3, 2nd name, 3rd line from bottom of "Ayes", "Stenhilber" should be "Steinhilber".

### **Assembly Bill 395 (Page 2076)**

Third entry should read: The question was: Shall assembly substitute amendment 1 be adopted?

## JOURNAL OF THE ASSEMBLY

### **Assembly Bill 418 (Page 1823)**

Insert under Amendments Offered: Assembly amendments 9 and 10 to Assembly Bill 418 offered by Assemblyman Groshek.

### **Assembly Bill 432 (Page 690)**

Motion by a member for "indefinite" postponement should be "indefinite" postponement.

### **Assembly Bill 476 (Page 815)**

In the "No" votes of a roll call, the 3rd and 4th lines from the bottom, each contain the name of "Schroeder". One must be stricken to make total come out to 51.

### **Assembly Bill 570 (Page 2946)**

Roll call on withdrawal and reference under the "Noes", shows the 3rd name 4th line, as "Markel"—should be "Merkel".

### **Assembly Bill 628 (Page 2940)**

Roll call on withdrawal and reference, 1st name, 3rd line of "Noes", shown as "Greiger" should be "Greider".

### **Assembly Bill 637 (Page 2114)**

Adoption of assembly amendment 2 by voice vote was expunged at request of Assemblyman Nuttelman on Jan. 13, 1970 (page 3287). Record could not be changed because bond copies had already been printed when the unanimous consent was granted in January 1970, retroactive to October 23, 1969.

Same bill (Page 2129)

8th paragraph delete: Assemblyman Weisensel moved reconsideration of the vote by which assembly amendment 2 was adopted. Entered.

### **Assembly Bill 641 (Page 1393)**

First name in "No" votes by roll call, shown as Adnder-son"—should be "Anderson".

### **Assembly Bill 644 (Page 2973)**

Delete: 1st entry on page.

## JOURNAL OF THE ASSEMBLY

### **Assembly Bill 730 (Page 1309)**

In amendment offered (13th item), "Steinnhilber" should be "Steinhilber".

### **Assembly Bill 734 (Page 2032)**

Last line should read: Shall the bill be passed?

### **Assembly Bill 777 (Page 2574)**

"No" vote on adoption of assembly amendment 6 (4th line from bottom, 5th name) is "Pritchard"—should be "Packard".

### **Assembly Bill 894 (Page 2698)**

In roll call on rejection of assembly substitute amendment 2, 3rd name, 4th line of "Ayes", shown as "Klevka"—should be "Kleczka".

### **Assembly Bill 916 (Page 2154)**

After entry "Assemblyman Olson objected" insert: Motion to reconsider vote by which passed offered by Assemblyman Kenyon.

### **Assembly Bill 1001 (Page 2297)**

"No" vote on rejection of assembly amendment 3 to assembly substitute amendment 2 shows 2nd name, 6th line as "Molainro"—should be "Molinaro".

### **Assembly Bill 1059 (Page 2641)**

Roll call vote on indefinite postponement shows 5th "Aye" vote name as "Deuholm"—should be "Dueholm".

### **Assembly Bill 1137 (Page 2854)**

Insert: Opinion of Attorney General received pursuant to Assembly Resolution 52.

### **Assembly Bill 1168 (Page 3020)**

Roll call vote continued from preceding page shows last name, 2nd line of "Noes" as "Markel"—should be "Merkel".

### **Assembly Resolution 4 (Page 20)**

Roll call vote on adoption includes names of "Han Hol-

## JOURNAL OF THE ASSEMBLY

### **Assembly Resolution 24 (Page 276)**

Roll call vote on adoption, last name, 3rd line of the "Ayes", "Hber"—should be "Huber".

### **Assembly Resolution 48 (Page 1668)**

Under "Introduction and Reference of Resolutions" insert: By committee on Rules, by request of Assemblyman York.

### **Assembly Joint Resolution 7 (Page 86)**

Last paragraph should read: Assemblyman Kessler asked unanimous consent that the assembly's action on **Assembly Joint Resolution 7** be immediately messaged to the senate. Granted.

### **Assembly Joint Resolution 18 (Page 56)**

(Enrolled No. 49). On page 57, 3rd full line from bottom, "rcessed" should be "recessed"; top of page 58, same joint resolution—"Harold V. Froelich" should be "Harold V. Froehlich".

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## Senate Measures

### **Senate Bill 106 (Page 1399)**

Roll call vote on revival of an assembly substitute amendment, next to last name in "Aye" column, shown as "Vanrderperren"—should be "Vanderperren".

### **Senate Bill 113 (Page 2035)**

2nd entry should read: Assemblyman Shabaz asked unanimous consent that **Senate Bill 113** be referred to joint committee on Finance.

### **Senate Bill 175 (Page 2025)**

Roll call on rejection of assembly amendment 1, 3rd line of "Ayes" shows "Deuholm"—should be "Dueholm".

### **Senate Bill 222 (Page 3496)**

Roll call, last name, 3rd line from bottom of page, shown as "Paper"—should be "Laper".

## JOURNAL OF THE ASSEMBLY

### Senate Bill 242 (Page 2189)

Insert: Opinion of Attorney General received pursuant to Assembly Resolution 41.

### Senate Bill 253 (Page 1925)

On report from committee on Insurance and Banking delete: "Not Voting 1" and insert: Noes 0.

### Senate Bill 308 (Page 1095)

Insert: Withdrawn from committee on State Affairs and referred to committee on Judiciary.

Withdrawn from committee on Judiciary and re-referred to committee on State Affairs.

### Senate Bill 357 (Page 2792)

After entry "Ordered to a third reading. Motion carried" insert:

Rules suspended.

Read a third time.

### Senate Bill 374 (Page 2353)

Third word, third line, in request to withdraw from "committee" on Conservation, should be "committee".

### Senate Bill 417 (Page 3062)

Sixth name, last line, of roll call in the "No" votes, is "Lobby"—should be "Looby".

### Senate Bill 518 (Page 2867)

Delete: Passage. Insert: Concurrence.

### Senate Bill 544 (Page 1794)

After "Motion Carried"—2nd line from bottom, insert:  
Ordered to a third reading.

### Senate Bill 565 (Page 2774)

Roll call on non-concurrence, 4th name in 4th line of "Noes", shown as "Kefka"—should be "Kafka"

## JOURNAL OF THE ASSEMBLY

### Senate Bill 605 (Page 2987)

First name, 7th line, "Aye" roll call votes, shown as "Lobby"—should be "Looby".

### Senate Bill 714 (Page 3279)

Last name in roll call vote on this page, shown as "Mr. Stanley"—should be "Mr. Speaker".

### Senate Bill 766 (Page 2646)

Second "No" vote name on roll call to suspend the rules, shown as "Bockmann"—should be "Boeckmann".