

JOURNAL OF THE ASSEMBLY [March 19, 1969]

STATE OF WISCONSIN

# Assembly Journal

## Seventy-Ninth Regular Session

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WEDNESDAY, March 19, 1969.

10:00 A.M.

The assembly met.

The speaker in the chair.

The prayer was offered by Father Dennis Domack, St. James Catholic Church, 1134 St. James Court, Madison, Wis. 53701

Assemblyman Lewison 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, 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, 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, Peloquin, Quinn, Radcliffe, Rogers, Sana-sarian, Schneeberg, Schowalter, Schroeder, Schwefel, Sensenbrenner, Shabaz, Sricula, Stack, Stalbaum, Steinhilber, Sweda, Tamms, Thompson, Tobiasz, Tregoning, Uehling, Vanderperren, Van Hollen, Wackett, Warren, Weisensel, Wilcox, Wilger, Wing, York and Mr. Speaker—98.

Absent—None.

Absent with leave—Azim and Lipscomb—2.

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AMENDMENTS OFFERED

Assembly amendment 1 to assembly amendment 2 to **Assembly Bill 262** offered by Assemblyman Froehlich.

Assembly substitute amendment 1 to **Assembly Bill 142** offered by Assemblyman Nitschke.

Assembly amendment 1 to **Assembly Bill 425** offered by Assemblyman Schroeder.

Assembly amendment 3 to **Assembly Bill 20** offered by Assemblyman Sensenbrenner.

Assembly amendment 4 to **Assembly Bill 20** offered by Assemblyman LaFave.

Assembly amendment 1 to assembly amendment 6 to **Assembly Bill 4** offered by Assemblyman York.

Assembly amendment 2 to **Assembly Bill 158** offered by Assemblyman W. A. Johnson.

Assembly amendment 1 to **Assembly Bill 229** offered by Assemblyman Weisensel.

Assembly amendment 2 to **Assembly Bill 297** offered by Assemblyman York.

Assembly amendment 1 to **Assembly Bill 331** offered by Assemblyman Radcliffe.

Assembly amendment 1 to **Assembly Bill 417** offered by Assemblyman York, by request of Minnesota-Wisconsin Boundary Commission.

Assembly amendment 1 to **Assembly Bill 463** offered by Assemblyman Radcliffe.

Assembly amendment 2 to **Senate Joint Resolution 31** offered by Assemblymen York and Tregoning.

Assembly amendment 3 to **Assembly Bill 239** offered by Assemblyman Froehlich.

Assembly amendment 2 to **Assembly Bill 239** offered by Assemblyman Froehlich.

Assembly amendment 1 to **Assembly Resolution 11** offered by Assemblyman Froehlich.

Assembly amendment 1 to **Assembly Joint Resolution 20** offered by Assemblyman Froehlich.

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Assembly substitute amendment 1 to **Assembly Bill 161** offered by Assemblymen Steinhilber, Jones, McCormick, Pabst and Sensenbrenner.

Assembly amendment 1 to **Assembly Bill 289** offered by Assemblyman McCormick, by request of Milwaukee County.

Assembly substitute amendment 1 to **Assembly Bill 236** offered by Assemblyman McCormick, by request of Milwaukee County.

Assembly amendment 1 to **Assembly Bill 179** offered by Assemblyman Conradt.

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### SPECIAL GUESTS

Introduced by the Speaker of the Assembly and escorted to the Speaker's rostrum by the Speaker pro tempore, Assemblyman Nitschke, was the recently appointed Director of Athletics, Elroy Hirsch. Mr. Hirsch addressed the members on the subject of reorganization of the athletic program at the University of Wisconsin, particularly the scouting system and athletic scholarships. Interesting blue chip athletes in Wisconsin and in other states to attend the state university will be the object of intensive recruiting programs, in which the new Director will personally participate. An ovation of applause greeted Mr. Hirsch on introduction and greater enthusiasm from the members was manifested at the end of his remarks.

Assemblyman Hutnik, temporarily occupying the chair, advised the assembly of the presence of some distinguished persons, special guests of himself and Assemblyman Grover but, generally as guests of the assembly, Miss Leila Hagen, "National Maple Queen," now attending Whitewater State University, from Washington Island, Wis., and Miss Joyce Jipson, "State Maple Queen," now attending Northland College, Ashland, Wis., from Glen Flora, Wis., accompanied by Mr. and Mrs. Henry Manula from Glen Flora, Wis. Mr. Manula is president of Wisconsin Maple Syrup Council.

Assemblyman L. H. Johnson escorted the visitors to the rostrum where both young ladies thanked the membership for the honor to be presented to the assembly and both added a few well chosen words pertaining to their positions of honor.

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INTRODUCTION AND REFERENCE OF BILLS

Read first time and referred:

**Assembly Bill 554**

By Assemblymen Gee, Brown, Blanchard, Vanderperren, Conta, Rogers, Jones and Parkin, by request of Wisconsin State Dental Society.

To committee on Insurance and Banking.

**Assembly Bill 555**

By joint committee on Finance.

To committee on State Affairs.

**Assembly Bill 556**

By Assemblymen Nikolay and Nager.

To committee on Judiciary.

**Assembly Bill 557**

By Assemblymen Pabst, Barbee, Tobiasz, Czerwinski, Jackson, Kleczka and Hanna.

To committee on Education.

**Assembly Bill 558**

By Assemblyman Froehlich.

To committee on Insurance and Banking.

Assemblyman Hutnik in the chair.

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PETITIONS

**Assembly Petition 37**

By Assemblyman L. H. Johnson.

To committee on Education.

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COMMITTEE REPORTS

The committee on Commerce and Manufactures reports and recommends:

**Assembly Bill 1**

Relating to deceptive trade practices and to make uniform the law relating thereto.

Assembly amendment 1, adoption; Ayes, 11; Noes, 0. Indefinite postponement; Ayes, 8; Noes, 3.

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**Assembly Bill 58**

Relating to prohibiting granting credit cards without a request being made therefor and providing for a penalty.

Assembly amendment 3, introduction and adoption; Ayes, 10; Noes, 1. Passage; Ayes, 9; Noes, 2.

FREDERICK C. SCHROEDER,  
Chairman.

The committee on Taxation reports and recommends:

**Assembly Joint Resolution 20**

To prohibit any state property tax.

Rejection; Ayes, 11; Noes, 0.

**Assembly Bill 147**

Relating to the satisfaction of tax liens.

Assembly amendment 1, adoption; Ayes, 11; Noes, 0. Passage; Ayes, 11; Noes, 0.

**Assembly Bill 174**

Relating to a county income tax.

Indefinite postponement; Ayes, 9; Noes, 1.

**Assembly Bill 177**

Relating to timely filing of property tax relief claims.

Passage; Ayes, 11; Noes, 0.

**Assembly Bill 213**

Relating to the filing of fiduciary returns under the income tax law.

Passage; Ayes, 11; Noes, 0.

**Assembly Bill 217**

Relating to refund claims on income tax office audit assessments.

Assembly amendment 1, adoption; Ayes, 11; Noes, 0. Passage; Ayes, 11; Noes, 0.

**Assembly Bill 225**

Relating to declaration of inactivity by corporations for income tax purposes.

Passage; Ayes, 9; Noes, 2.

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**Assembly Bill 302**

Relating to Department of Revenue's review of home-  
stead tax relief exemption.

Indefinite postponement; Ayes, 7; Noes, 3.

**Assembly Bill 343**

Relating to real estate transfer fees, granting rule-mak-  
ing authority and providing a penalty.

Assembly substitute amendment 1, adoption; Ayes, 7;  
Noes, 3. Without recommendation; (Assembly Rule 30)

**ROBERT O. UEHLING,**  
Chairman.

The committee on Enrolled Bills reports:

**Assembly Bill 77**

**Assembly Bill 248**

Correctly enrolled.

**LAWRENCE J. KAFKA,**  
Chairman.

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**MESSAGE FROM THE SENATE**

By William P. Nugent, chief clerk.

**Mr. Speaker:**

I am directed to inform you that the Senate has concurred  
in:

**Assembly Joint Resolution 34**

The speaker in the chair.

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**MOTIONS**

**LEAVES OF ABSENCE**

Assemblyman Alfonsi asked unanimous consent for leave  
of absence for today's session for the following: Assembly-  
man Azim. Granted.

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Assemblyman Huber asked unanimous consent for leave of absence for today's session for the following: Assemblyman Lipscomb. Granted.

Assemblyman Tamms asked unanimous consent that he be listed as co-author to **Assembly Bill 208**. Granted.

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CALENDAR OF MARCH 14, 1969  
SECOND READING AND AMENDMENT OF  
ASSEMBLY BILLS

**Assembly Bill 290**

Relating to notice of cancellation of fire insurance in town mutual insurance companies.

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

Motion carried.

Assemblyman Alfonsi asked unanimous consent that the rules be suspended and that **Assembly Bill 290** be given a third reading. Granted.

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

Motion carried.

Ordered immediately messaged to the senate.

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CALENDAR OF MARCH 18, 1969  
CONSIDERATION OF MOTIONS FOR  
RECONSIDERATION

**Assembly Bill 149**

Relating to county-wide fire departments in populous counties.

The question was: Shall the vote by which **Assembly Bill 149** was indefinitely postponed be reconsidered?

The roll was taken.

The vote follows:

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Ayes—Anderson, Barbee, Brown, Conta, Czerwinski, Dueholm, Grover, Hephner, Jackson, Johnson W. A., Jones, Kessler, Korpela, Looby, McEssy, Mathews, Nager, Nikolay, Obey, Rogers, Sweda, Tobiasz and Warren—23.

Noes—Alberts, Alfonsi, Atkinson, Belting, Blanchard, Boche, Bock, Boeckmann, Bolle, Bradley, Byers, Conradt, Day, Gee, Greider, Groshek, Helgeson, Huber, Hutnik, Johnson L. H., Kafka, Kenyon, Kleczka, Klicka, LaFave, Laper, Lewison, Luckhardt, Lynn, McCormick, McDougal, Martin, Merkel, Mittness, Molinaro, Nitschke, Nuttelman, Olson, O'Malley, Orlich, Otte, Pabst, Packard, Parkin, Parys, Peloquin, Quinn, Radcliffe, Sanasarian, Schneeberg, Schowalter, Schroeder, Schwefel, Sensenbrenner, Shabaz, Sicula, Stack, Stalbaum, Steinhilber, Tamms, Thompson, Tregoning, Uehling, Vanderperren, Van Hollen, Wackett, Weisensel, Wilcox, Wilger, Wing, York and Mr. Speaker—72.

Absent or not voting—Azim, Baldus, Hanna, Lipscomb and Mato—5.

Motion failed.

Assemblyman Hanna requested that he be recorded as voting, "Aye." Granted.

### Assembly Bill 173

Relating to purchase of museums by counties having a population of 500,000 or more.

The question was: Shall the vote by which Assembly Bill 173 was indefinitely postponed, be reconsidered?

The roll was taken.

The vote follows:

Ayes—Anderson, Baldus, Barbee, Boeckmann, Brown, Conta, Czerwinski, Day, Dueholm, Groshek, Grover, Hephner, Jackson, Johnson W. A., Jones, Kessler, Kleczka, Korpela, Looby, McCormick, McDougal, Mathews, Mato, Mittness, Molinaro, Nager, Nikolay, Obey, O'Malley, Orlich, Otte, Pabst, Parys, Peloquin, Radcliffe, Rogers, Sanasarian, Sicula, Stack, Sweda, Tamms, Tobiasz, Vanderperren and Warren—44.

Noes—Alberts, Alfonsi, Atkinson, Belting, Blanchard, Boche, Bock, Bolle, Bradley, Byers, Conradt, Gee, Greider, Helgeson, Huber, Hutnik, Johnson L. H., Kafka, Kenyon, Klicka, LaFave, Lewison, Luckhardt, Lynn, McEssy, Martin, Merkel, Nitschke, Nuttelman, Olson, Packard, Parkin,

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Quinn, Schneeberg, Schowalter, Schroeder, Schwefel, Sensenbrenner, Shabaz, Steinhilber, Thompson, Tregoning, Uehling, Van Hollen, Wackett, Weisensel, Wilcox, Wilger, Wing, York and Mr. Speaker—51.

Absent or not voting—Azim, Hanna, Laper, Lipscomb and Stalbaum—5.

Motion failed.

Assemblyman Hanna requested that he be recorded as voting, "Aye." Granted.

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**SECOND READING AND AMENDMENT OF  
ASSEMBLY BILLS**

**Assembly Bill 4**

Relating to the uniform anatomical gift act.

The question was: Shall assembly amendment 3 be adopted?

Assemblyman Alfonsi asked unanimous consent that Assembly Bill 9 be withdrawn from the table and taken up at this time. Granted.

**Assembly Bill 9**

Relating to revamping jurisdiction of municipal courts.

The question was: Shall assembly amendment 1 be adopted?

Motion carried.

The question was: Shall assembly amendment 2 be adopted?

Assemblyman Anderson asked unanimous consent that Assembly Bill 9 be laid on the table. Granted.

The assembly returned to the 10th order of business.

Assemblyman Lynn asked unanimous consent that he be listed as co-author to Assembly Bill 208. Granted.

Assemblyman Alfonsi asked unanimous consent that the assembly stand recessed for one half hour. Granted.

10:50 A.M.

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RECESS

11:45 A.M.

The assembly reconvened.

**Assembly Bill 4**

Relating to the uniform anatomical gift act.

The question was: Shall assembly amendment 3 be adopted?

Assemblyman York offered an amendment. Entered.

The question was: Shall assembly amendment 1 to assembly amendment 3 be adopted?

Motion carried.

The question was: Shall assembly amendment 3 be adopted?

Motion carried.

The question was: Shall assembly amendment 6 be adopted?

Assemblyman York offered an amendment. Entered.

The question was: Shall assembly amendment 1 to assembly amendment 6 be adopted?

Assemblyman Sensenbrenner moved rejection.

The question was: Shall assembly amendment 1 to assembly amendment 6 be rejected?

The roll was taken.

The vote follows:

Ayes—Barbee, Boeckmann, Jackson, Kenyon, Mittness, Nikolay, Rogers, Sensenbrenner, Sweda, Tobiasz and Wilcox—11.

Noes—Alberts, Alfonsi, Anderson, Atkinson, Baldus, Belting, Blanchard, Boche, Bock, Bolle, Bradley, Brown, Conradt, Conta, Czerwinski, Day, Dueholm, Gee, Greider, Groshek, Grover, Hanna, Helgeson, Hephner, Huber, Hutnik, Johnson L. H., Johnson W. A., Jones, Kafka, Kessler, Kleczka, Klicka, Korpela, LaFave, Lewison, Looby, Luckhardt, Lynn, McCormick, McDougal, McEssy, Martin, Mathews, Mato, Merkel, Molinaro, Nager, Nitschke, Nuttelman, Obey, Olson, O'Malley, Orlich, Otte, Pabst, Packard, Parkin, Parys, Peloquin, Quinn, Radcliffe, Sanasarian,

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Schneeberg, Schowalter, Schroeder, Schwefel, Shabaz, Sicula, Stack, Steinhilber, Tamms, Thompson, Tregoning, Uehling, Vanderperren, Van Hollen, Wackett, Warren, Weisensel, Wilger, Wing, York and Mr. Speaker—84.

Absent or not voting—Azim, Byers, Laper, Lipscomb and Stalbaum—5.

Motion failed.

The question was: Shall assembly amendment 1 to assembly amendment 6 be adopted?

Motion carried.

Assemblyman Olson offered an amendment. Entered.

The question was: Shall assembly amendment 2 to assembly amendment 6 be adopted?

The roll was taken.

The vote follows:

Ayes—Alberts, Alfonsi, Anderson, Atkinson, Baldus, Barbee, Belting, Blanchard, Boche, Bock, Boeckmann, Bolle, Brown, Byers, Conradt, Conta, Day, Gee, Greider, Groshek, Grover, Helgeson, Hephner, Huber, Hutnik, Jackson, Johnson L. H., Johnson W. A., Kafka, Kleczka, Klicka, Korpela, Laper, Lewison, Looby, Luckhardt, Lynn, McCormick, McDougal, McEssy, Mato, Merkel, Mittness, Molinaro, Nager, Nitschke, Nuttelman, Obey, Olson, O'Malley, Otte, Pabst, Packard, Parkin, Parys, Peloquin, Quinn, Radcliffe, Rogers, Sanasarian, Schneeberg, Schroeder, Schwefel, Senzenbrenner, Shabaz, Stack, Stalbaum, Sweda, Thompson, Vanderperren, Van Hollen, Wackett, Warren, Wilcox, Wilger, Wing, York and Mr. Speaker—78.

Noes—Bradley, Czerwinski, Hanna, Jones, Kenyon, Kessler, LaFave, Martin, Mathews, Nikolay, Orlich, Schowalter, Sicula, Steinhilber, Tamms, Tobiasz, Tregoning, Uehling and—Weisensel—19.

Absent or not voting—Azim, Dueholm and Lipscomb—3.

Motion carried.

The question was: Shall assembly amendment 6 be adopted?

Motion carried.

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

Motion carried.

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Assemblyman Alfonsi asked unanimous consent, that the rules be suspended and that **Assembly Bill 4** be given a third reading. 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, Anderson, Atkinson, Baldus, Barbee, Belting, Blanchard, Boche, Bock, Boeckmann, 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, Looby, Luckhardt, Lynn, McCormick, McDougal, McEssy, Martin, Mathews, Mato, Merkel, Mittness, Molinaro, Nager, Nikolay, Nitschke, Nuttelman, Obey, Olson, O'Malley, Otte, Pabst, Packard, Parkin, Parys, Peloquin, Quinn, Radcliffe, Rogers, Sanasarian, Schneeberg, Schroeder, Schwefel, Sensenbrenner, Shabaz, Sicula, Stack, Steinhilber, Sweda, Tamms, Thompson, Tobiasz, Tregoning, Uehling, Vanderperren, Van Hollen, Wackett, Warren, Weisensel, Wilcox, Wilger, York and Mr. Speaker—93.

Noes—Orlich, Schowalter, Stalbaum and Wing—4.

Absent or not voting—Azim, Bolle and Lipscomb—3.

Motion carried.

Ordered immediately messaged to the senate.

Assemblyman Bolle requested that he be recored as voting, "Aye." Granted.

### **Assembly Bill 20**

Relating to the licensing of persons engaged in the practice of psychology, the creation of a psychology examining board in the department of regulation and licensing, making an appropriation, granting rule-making power and providing penalties.

The question was: Shall assembly amendment 1 be adopted?

Assemblyman Alfonsi asked unanimous consent that **Assembly Bill 20** be withdrawn from the calendar of March 18th and be placed on the calendar of March 21st. Granted.

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Assemblyman Hutnik in the chair.

**Assembly Bill 94**

Relating to master tumbler for jurors in counties where the total number of branches of circuit and county courts exceeds 10.

The question was: Shall the bill be indefinitely postponed?

The speaker in the chair.

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CHIEF CLERK'S CORRECTION

**Assembly Bill 84**

On page 2, line 6, substitute "He" for "he".

**Assembly Bill 481**

On page 2, line 8, substitute "as" for "is".

On page 2, delete lines 10 and 11.

On page 2, line 26, after "(1)" insert "(a) and (b)" and substitute "are" for "is".

On page 3, lines 1 and 2, delete "As used in this section, unless the context requires otherwise:".

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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:

Mr. Ralph Cooper and Mr. John Polich, both with the Wisconsin Department of Agriculture, Madison, and Jack Lindloff from the Wisconsin State University at Whitewater, Wis., guests of Assemblyman Hutnik.

Eighty-five students and two instructors, Mr. Nelson and Mr. Benton, from the High School Government Class, Brodhead, Wis., guests of Assemblyman Tregoning.

Daniel R. Paul and Susan Schmiechen from Madison, Wis., guests of Assemblyman York.

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The Lloyd Habelman family from Tomah, Wis., guests of Assemblyman Kenyon.

The sixth graders from Summit School with their teachers, Miss Smygelski and Mrs. Dokken from Oconomowoc, Wis., guests of Assemblyman Alberts.

Tarz Schultz, chairman of the Dodge County Republican Party, from Beaver Dam, guest of Assemblymen Luckhardt and Nitschke.

Richie Miesfeld, Sheboygan Falls, high school, last year's delegate to Badger Boys' State from Sheboygan Falls, Wis., guest of Assemblyman Boeckman.

Officers of the La Crosse County Republican Women from La Crosse County, guests of Assemblymen Nuttelman and Greider.

Birgittn Engqvist, exchange student from Sweden, attending school in La Crosse, Wis., was introduced as a special visitor and guest of Assemblymen Nuttelman and Greider.

Mr. and Mrs. Gordon Schlueter, Mr. and Mrs. Gerald Uebele, Mr. and Mrs. Wm. Holmes, Mr. and Mrs. Cyril Rohde and Mr. and Mrs. Donald Ehley from Hartford, Wis., guests of Assemblymen Schroeder.

Mrs. Donald Daugherty, Mrs. Halder Barnes, Mrs. Allen Wiseley, Mrs. Francis Forster, Mrs. Raymond Whitsitt, Mrs. Max Smith, Mrs. Robert Andrew, Mrs. G. W. Chesmore and Mrs. Rauda Keener, members of the State Medical Society Auxiliary from Madison, Monona, Shorewood and Maple Bluff, guests of Assemblymen Uehling, Weisensel, O'Malley, Nager, Anderson and all legislators.

Mr. and Mrs. Al Rouleau from West Allis, Wis., guests of Assemblymen O'Malley and Huber.

Mrs. D. P. Baumblatt and Mrs. William Smollen, members in the State Medical Society Auxiliary from Racine, Wis., guests of Assemblymen Brown and Stalbaum.

Mrs. Jack Edson, State Medical Society Auxiliary, guest of Assemblymen Mato and Looby.

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Mrs. James Haire, 4472 N. 25th St., Milwaukee, Wis., favoring the following proposals in State finance: "Hold or lower the income tax!; instead extend the sales tax first—cut the budget" guests of Assemblyman Jones.

Mrs. James Sargent from Whitefish Bay, Wis., guest of Assemblyman Sensenbrenner.

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Assemblyman Alfonsi moved that the assembly adjourn to 10:00 A.M. Thursday, March 20, 1969.

Motion carried.

12:15 P.M.