

STATE OF WISCONSIN

Assembly Journal

Seventy-Ninth Regular Session

THURSDAY, June 26, 1969.

9:00 A.M.

The assembly met.

The speaker in the chair.

The prayer was offered by Rev. Vernon T. Smith, Christ United Presbyterian Church, 944 East Gorham St., Madison, Wis. 53703.

Assemblyman Parys 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, Olson, O'Malley, Orlich, Otte, Pabst, Packard, Parkin, Parys, Peloquin, Quinn, Radcliffe, Rogers, Sanasarian, Schneeberg, Schowalter, Schroeder, Schwefel, Sensenbrenner, Shabaz, Sicula, Stack, Stalbaum, Steinhilber, Sweda, Tamms, Thompson, Tobiasz, Tregoning, Uehling, Vanderperren, Van Hollen, Wackett, Warren, Weisensel, Wilcox, Wilger, Wing, York and Mr. Speaker—99.

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AMENDMENTS OFFERED

Assembly amendment 1 to **Senate Bill 221** offered by Assemblyman Wilger.

Assembly amendment 1 to **Assembly Bill 241** offered by Assemblyman Tobiasz.

Assembly amendment 2 to assembly substitute amendment 1 to **Assembly Joint Resolution 15** offered by Assemblyman York.

Assembly amendment 1 to **Assembly Bill 393** offered by Assemblymen Sweda and Nikolay.

Assembly substitute amendment 3 to **Assembly Bill 428** offered by Assemblyman Nitschke.

INTRODUCTION AND REFERENCE OF BILLS

Read first time and referred :

Assembly Bill 979

By Assemblyman Orlich.
To committee on Highways.

Assembly Bill 980

By Assemblyman Klicka.
To committee on Highways.

Assembly Bill 981

By Assemblyman Klicka.
To committee on State Affairs.

PETITIONS

Assembly Petition 204

By Assemblyman Anderson.
To committee on Agriculture.

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Assembly Petition 205

By Assemblyman Korpela.
To committee on Agriculture.

Assembly Petition 206

By Assemblyman Mittness.
To joint committee on Finance.

Assembly Petition 207

By Assemblyman Merkel.
To committee on Education.

Assembly Petition 208

By Assemblyman Nuttelman.
To committee on Veterans' and Military Affairs.

Assembly Petition 209

By Assemblyman Thompson.
To committee on Education.

Assembly Petition 210

By Assemblyman Sensenbrenner.
To committee on Agriculture.

Assembly Petition 211

By Assemblyman Mittness.
To joint committee on Finance.

Assembly Petition 212

By Assemblyman Schowalter.
To committee on Judiciary.

Assembly Petition 213

By Assemblyman Kafka.
To committee on Agriculture.

Assembly Petition 214

By Assemblyman Brown.
To committee on Agriculture.

Assembly Petition 215

By Assemblyman Brown.
To committee on Veterans' and Military Affairs.

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Assembly Petition 216

By Assemblyman Molinaro.
To committee on Agriculture.

Assembly Petition 217

By Assemblyman Atkinson.
To committee on Education.

Assembly Petition 218

By Assemblyman Nitschke.
To committee on Taxation.

Assembly Petition 219

By Assemblyman Merkel.
To committee on Agriculture.

Assembly Petition 220

By Assemblyman Packard.
To committee on Agriculture.

Assembly Petition 221

By Assemblyman York.
To committee on Highways.

Assembly Petition 222

By Assemblyman Mittness.
To joint committee on Finance

Assembly Petition 223

By Assemblyman Mittness.
To joint committee on Finance.

Assembly Petition 224

By Assemblyman Mittness.
To joint committee on Finance.

Assembly Petition 225

By Assemblyman Schroeder.
To joint committee on Finance.

Assembly Petition 226

By Assemblyman Mittness.
To joint committee on Finance.

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Assembly Petition 227

By Assemblyman Mittness.
To joint committee on Finance.

Assembly Petition 228

By Assemblyman Mittness.
To joint committee on Finance.

Assembly Petition 229

By Assemblyman Mittness.
To joint committee on Finance.

COMMUNICATION

June 26, 1969.

To Whom It May Concern:

Dear Sir: Acts, joint resolutions and resolutions, deposited in this office, have been numbered and published as follows:

Bill, Jt. Res. or Res.	Chapter No.	Publication Date
Senate Bill 70 -----	78-----	June 24, 1969
Senate Bill 65 -----	79-----	June 24, 1969
Senate Bill 76 -----	80-----	June 24, 1969
Senate Bill 134 -----	81-----	June 24, 1969
Senate Bill 144 -----	82-----	June 24, 1969
Senate Bill 186 -----	83-----	June 24, 1969
Senate Bill 192 -----	84-----	June 25, 1969
Senate Bill 256 -----	85-----	June 25, 1969
Senate Bill 257 -----	86-----	June 26, 1969
Assembly Bill 147 -----	88-----	June 26, 1969
Assembly Bill 269 -----	89-----	June 26, 1969
Senate Bill 420 -----	92-----	June 25, 1969

Very truly yours,

ROBERT C. ZIMMERMAN,
Secretary of State.

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REPORT OF JOINT STANDING COMMITTEE

The State of Wisconsin
Joint Survey Committee on Retirement Systems
State Capitol—Room 107 North
Madison 53702

June 25, 1969.

Mr. Wilmer H. Struebing
Chief Clerk
Assembly Chambers
State Capitol
Madison, Wisconsin

Dear Mr. Struebing:

We are submitting herewith the reports of the Joint Survey Committee on Retirement Systems on the following bills:

Assembly Bill 142,
Assembly Bill 425,
Assembly Bill 445 and
Assembly Bill 475.

Respectfully submitted,

JOINT SURVEY COMMITTEE
ON RETIREMENT SYSTEMS

REUBEN LaFAVE,

Chairman.

MILTON McDOUGAL,

Vice-Chairman.

COMMITTEE RECOMMENDATIONS

Assembly Bill 142, Unfavorable.
Assembly Bill 425, Unfavorable.
Assembly Bill 445, Unfavorable.
Assembly Bill 475, Favorable.

Referred to committee on Labor.

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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:

Motion Under Joint Rule 26:

A joint certificate of Commendation by Assemblyman Alfonsi, co-sponsored by Senator Krueger for Dr. J. D. Farrington on the development of his emergency care setup; and

A joint certificate of Congratulations by Assemblyman Mittness, co-sponsored by Senator Swan for Miss Cynthia Anne Morgan on her selection as Miss Wisconsin of 1969.

MESSAGE FROM THE SENATE

By William P. Nugent, chief clerk.

Mr. Speaker:

I am directed to inform you that the senate has adopted and asks concurrence in:

Motion Under Joint Rule 26:

A joint certificate of Congratulations by Senator Swan, co-sponsored by Assemblyman Mittness to Miss Cynthia Anne Morgan of Janesville on being chosen Miss Wisconsin of 1969.

ACTION ON SENATE MESSAGE

Rules suspended and taken up.

The question was: Concurrence?

Motion carried.

Ordered immediately messaged to the senate.

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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 as amended :

Assembly Bill 321 (Senate substitute a m e n d m e n t 1 adopted, and senate amendment 1 to senate substitute amendment 1, adopted)

ACTION ON SENATE MESSAGE

Assembly Bill 321

Senate substitute amendment 1.

Referred to calendar.

MESSAGE FROM THE SENATE

By William P. Nugent, chief clerk.

Mr. Speaker :

I am directed to inform you that the senate has adopted and asks concurrence in :

**Senate Joint Resolution 12 and
Senate Joint Resolution 17;**

Passed and asks concurrence in :

**Senate Bill 245,
Senate Bill 353,
Senate Bill 394,
Senate Bill 435,
Senate Bill 437,
Senate Bill 476 and
Senate Bill 529.**

Concurred in :

**Assembly Bill 103,
Assembly Bill 281,
Assembly Bill 374 and
Assembly Bill 633.**

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ACTION ON SENATE MESSAGE

Read and referred:

Senate Joint Resolution 12

To committee on Judiciary.

Senate Joint Resolution 17

To committee on Judiciary.

Read first time and referred:

Senate Bill 245

To committee on Transportation.

Senate Bill 353

To joint committee on Finance.

Senate Bill 394

To committee on Agriculture.

Senate Bill 435

To committee on Municipalities.

Senate Bill 437

To committee on Municipalities.

Senate Bill 476

To joint committee on Finance.

Senate Bill 529

To committee on Agriculture.

MOTION UNDER JOINT RULE 26

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Earl Warren, the 14th Chief Justice of the United States Supreme Court retired Monday, June 21, 1969; and

Whereas, during his 16 years as Chief Justice he has

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helped keep America on the path of continuity and change which is so essential for our progress; and

Whereas, his fairness, integrity and dignity guided the Supreme Court during the time in which it made landmark decisions which have brought us continuity with change; and

Whereas, these decisions placed constitutional liberties first and thereby remedied many of the ills of our society and judicial system; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Assemblymen Nikolay and Lipscomb, under Joint Rule 26, commend Earl Warren on his public service to the people of Wisconsin and our nation and extend their sincere appreciation to him for his leadership in these crucial changing times.

The question was: Adoption?

Assemblyman Shabaz moved that the motion under Joint Rule 26 be referred to committee on Judiciary.

The question was: Shall the motion under Joint Rule 26 be referred to committee on Judiciary?

Assemblyman Nikolay asked unanimous consent that the entire membership of the assembly be made co-authors to the motion under Joint Rule 26.

Assemblyman Alfonsi objected.

Assemblyman Shabaz withdrew his motion.

The question was: Adoption?

The roll was taken.

The vote follows:

Ayes—Anderson, Atkinson, Azim, Baldus, Barbee, Bolle, Brown, Conta, Czerwinski, Day, Dueholm, Groshek, Grover, Hanna, Helgeson, Huber, Jackson, Johnson L. H., Johnson W. A., Jones, Kenyon, Kessler, Kleczka, Korpela, Laper, Lipscomb, Looby, McEssy, Martin, Mathews, Mato, Mittness, Molinaro, Nager, Nikolay, O'Malley, Orlich, Otte, Pabst, Packard, Peloquin, Radcliffe, Rogers, Sanasarian, Sicala, Stack, Stalbaum, Sweda, Tobiasz, Vanderperren, Wackett, Warren and York—53.

Noes—Alberts, Alfonsi, Belting, Blanchard, Boche, Bock, Boeckmann, Bradley, Byers, Conradt, Gee, Greider, Hephner, Hutnik, Kafka, Klicka, LaFave, Lewison, Luckhardt,

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Lynn, McDougal, Merkel, Nitschke, Nuttelman, Olson, Parkin, Parys, Schneeberg, Schowalter, Schroeder, Schwefel, Sensenbrenner, Shabaz, Steinhilber, Tamms, Thompson, Tregoning, Uehling, Van Hollen, Weisensel, Wilcox, Wilger, Wing and Mr. Speaker—44.

Absent or not voting—McCormick and Quinn—2.

Motion carried.

Assemblyman McCormick asked unanimous consent to be recorded as voting "Aye". Granted.

Assemblyman Alfonsi asked unanimous consent that the assembly's action under Joint Rule 26 be immediately messaged to the senate. Granted.

MOTIONS

Assemblyman Hephner asked unanimous consent that **Assembly Bill 779** be withdrawn from committee on Education and referred to the calendar.

Assemblyman Alfonsi objected.

Assemblyman Hephner moved that **Assembly Bill 779** be withdrawn from committee on Education and referred to the calendar.

Assemblyman Hephner asked unanimous consent to speak a second time.

Assemblyman Alfonsi objected.

The question was: Shall **Assembly Bill 779** be withdrawn from committee on Education and referred to the calendar?

The roll was taken.

The vote follows:

Ayes—Anderson, Atkinson, Baldus, Barbee, Boeckmann, Bolle, Conta, Czerwinski, Day, Dueholm, Groshek, Grover, Hanna, Hephner, Huber, Jackson, Johnson W. A., Jones, Kessler, Kleczka, Korpela, Lipscomb, Mato, Mitness, Molinaro, Nikolay, O'Malley, Orlich, Otte, Pabst, Parys, Pelouquin, Radcliffe, Rogers, Sanasarian, Sicula, Stack, Sweda, Tobiasz, Vanderperren and Warren—41.

Noes—Alberts, Alfonsi, Azim, Belting, Blanchard, Boche, Bock, Bradley, Brown, Byers, Conradt, Gee, Greider, Helge-

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son, Hutnik, Johnson L. H., Kafka, Kenyon, Klicka, LaFave, Laper, Lewison, Looby, Luckhardt, Lynn, McDougal, McEssy, Martin, Mathews, Merkel, Nager, Nitschke, Nuttelman, Olson, Packard, Parkin, Quinn, Schneeberg, Schowalter, Schroeder, Schwefel, Sensenbrenner, Shabaz, Stalbaum, Steinhilber, Tamms, Thompson, Tregoning, Uehling, Van Hollen, Wackett, Weisensel, Wilcox, Wilger, Wing, York and Mr. Speaker—57.

Absent or not voting—McCormick—1.

Motion failed.

Assemblyman McCormick asked unanimous consent to be recorded as voting "Aye". Granted.

Assemblyman Brown asked unanimous consent that **Assembly Bill 239** be withdrawn from committee on Labor and referred to the calendar.

Assemblyman Azim objected.

Assemblyman Brown moved that **Assembly Bill 239** be withdrawn from committee on Labor and referred to the calendar.

The roll was taken.

The vote follows:

Ayes—Anderson, Atkinson, Baldus, Barbee, Boeckmann, Bolle, Brown, Conta, Czerwinski, Day, Dueholm, Groshek, Grover, Hanna, Hephner, Huber, Jackson, Johnson W. A., Jones, Kessler, Kleczka, Korpela, Lipscomb, Looby, Mathews, Mato, Mittness, Molinaro, Nager, Nikolay, O'Malley, Orlich, Otte, Pabst, Parys, Peloquin, Radcliffe, Rogers, Sanasarian, Sicula, Stack, Sweda, Tobiasz, Vanderperren and Warren—45.

Noes—Alberts, Alfonsi, Azim, Belting, Blanchard, Boche, Bock, Bradley, Byers, Conradt, Gee, Greider, Helgeson, Hutnik, Johnson L. H., Kafka, Kenyon, Klicka, LaFave, Laper, Lewison, Luckhardt, Lynn, McDougal, McEssy, Martin, Merkel, Nitschke, Nuttelman, Olson, Packard, Parkin, Quinn, Schneeberg, Schowalter, Schroeder, Schwefel, Sensenbrenner, Shabaz, Steinhilber, Tamms, Thompson, Tregoning, Uehling, Van Hollen, Wackett, Weisensel, Wilcox, Wilger, Wing, York and Mr. Speaker—52.

Absent or not voting—McCormick and Stalbaum—2.

Motion failed.

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Assemblyman McCormick asked unanimous consent to be recorded as voting, "Aye." Granted.

Assemblyman Lynn asked unanimous consent to be recorded as voting, "Aye." Granted.

Assemblyman Mittness asked unanimous consent that **Assembly Bill 163** be withdrawn from the committee report and made a special order at 10:30 A.M. on July 1st.

Assemblyman Tregoning objected.

Assemblyman Mittness moved that **Assembly Bill 163** be withdrawn from the committee report and made a special order at 10:30 A.M. on July 1st.

The question was: Shall **Assembly Bill 163** be withdrawn from the committee report and made a special order at 10:30 A.M. on July 1st?

Assemblyman Alfonsi asked unanimous consent that **Assembly Bill 163** be withdrawn from the committee report and referred to the calendar. Granted.

Assemblyman W. A. Johnson asked unanimous consent that the assembly return to the 3rd order of business. Granted.

INTRODUCTION AND REFERENCE OF RESOLUTIONS

Assemblyman W. A. Johnson asked unanimous consent that the rules be suspended to introduce a joint resolution. Granted.

Read and referred:

Assembly Joint Resolution 71

Memorializing the Congress of the United States and the Federal Communications Commission to prohibit the establishment of pay television.

By Assemblyman W. A. Johnson.
To committee on State Affairs.

Assemblyman Kenyon asked unanimous consent that the rules be suspended to introduce a joint resolution. Granted.

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Read and referred:

Assembly Joint Resolution 72

Relating to a study of standards for medical and hospitalization insurance policies.

By Assemblyman Kenyon.

To joint committee on Finance.

The assembly returned to the 10th order of business.

MOTIONS

Assemblyman Nager asked unanimous consent that **Assembly Bill 161** be withdrawn from committee on Taxation and referred to the calendar.

Assemblyman Uehling objected.

Assemblyman Nager moved that **Assembly Bill 161** be withdrawn from committee on Taxation and referred to the calendar.

The roll was taken.

The vote follows:

Ayes—Anderson, Atkinson, Baldus, Barbee, Boeckmann, Bolle, Brown, Conta, Czerwinski, Day, Dueholm, Groshek, Grover, Hanna, Hephner, Huber, Jackson, Johnson W. A., Jones, Kessler, Kleczka, Korpela, Lipscomb, Looby, Lynn, Mathews, Mato, Mittness, Molinaro, Nager, Nikolay, O'Malley, Orlich, Otte, Pabst, Parys, Peloquin, Radcliffe, Rogers, Sanasarian, Sicula, Stack, Sweda, Tobiasz, Vanderperren and Warren—46.

Noes—Alberts, Alfonsi, Azim, Belting, Blanchard, Boche, Bock, Bradley, Byers, Conradt, Gee, Greider, Helgeson, Hutnik, Johnson L. H., Kafka, Kenyon, Klicka, LaFave, Laper, Lewison, Luckhardt, McDougal, McEssy, Martin, Merkel, Nitschke, Nuttelman, Olson, Packard, Parkin, Quinn, Schneeberg, Schowalter, Schroeder, Schwefel, Sensenbrenner, Shabaz, Stalbaum, Steinhilber, Tamms, Tregoning, Uehling, Van Hollen, Wackett, Weisensel, Wilcox, Wilger, Wing, York and Mr. Speaker—51.

Absent or not voting—McCormick and Thompson—2.

Motion failed.

Assemblyman Thompson requested to be recorded as voting "Noe." Granted.

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Assemblyman Nager asked unanimous consent that **Assembly Bill 697** be withdrawn from committee on Taxation and referred to the calendar.

Assemblyman Uehling objected.

Assemblyman Nager moved that **Assembly Bill 697** be withdrawn from committee on Taxation and referred to the calendar.

The roll was taken.

The vote follows:

Ayes—Anderson, Atkinson, Baldus, Barbee, Boche, Boeckmann, Bolle, Brown, Conta, Czerwinski, Day, Dueholm, Groshek, Grover, Hanna, Hephner, Huber, Jackson, Johnson W. A., Jones, Kessler, Kleczka, Korpela, Lipscomb, Looby, Lynn, Mato, Mittness, Molinaro, Nager, Nikolay, O'Malley, Orlich, Otte, Pabst, Parys, Peloquin, Radcliffe, Rogers, Sanasarian, Sicula, Stack, Sweda, Tobiasz, Vanderperren and Warren—46.

Noes—Alberts, Alfonsi, Azim, Belting, Blanchard, Bock, Bradley, Byers, Conradt, Gee, Greider, Helgeson, Hutnik, Johnson L. H., Kafka, Kenyon, Klicka, LaFave, Laper, Lewison, Luckhardt, McDougal, McEssy, Martin, Mathews, Merkel, Nitschke, Nuttelman, Olson, Packard, Parkin, Quinn, Schneeberg, Schowalter, Schroeder, Schwefel, Sensenbrenner, Shabaz, Stalbaum, Steinhilber, Tamms, Thompson, Tregoning, Uehling, Van Hollen, Wackett, Weisensel, Wilcox, Wilger, Wing, York and Mr. Speaker—52.

Absent or not voting—McCormick—1.

Motion failed.

Assemblyman Alfonsi asked unanimous consent that the assembly stand recessed until 11:30 A.M. Granted.

9:40 A.M.

RECESS

11:45 A.M.

The assembly reconvened.

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CHIEF CLERK'S CORRECTION

Assembly Bill 796

In lines 1, 12 and 13, substitute "(n)" for "(m)".

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. and Mrs. S. Triplette, Fresno, California, Mrs. Lew Mittness and 3 daughters, Sharon, Lori and Julie and friend, Lois Taylor from Janesville, Wis., guests of Assemblyman Mittness. The first named couple are the aunt and uncle of the assemblyman, and the next four constitute the members of his family.

Airman 1st Class Nathan Keen, from Brodhead, Wis., guest of Assemblyman Tregoning. This serviceman visited the assembly chamber while the members were absent in caucus; he will return to his station in Nebraska tomorrow, June 27th.

Assemblyman Alfonsi moved that the assembly adjourn to 9:00 A.M. Friday, June 27, 1969.

Motion carried.

11:50 A.M.