

STATE OF WISCONSIN

Assembly Journal

Seventy-Ninth Regular Session

THURSDAY, July 10, 1969.

9:00 A.M.

The assembly met.

The speaker in the chair.

The prayer was offered by Rabbi Manfred Swarsensky, Beth El Temple, 3995 Plymouth Circle, Madison, Wisconsin 53701.

Assemblyman Baldus 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, 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—98.

Absent with leave—Conta—1.

JOURNAL OF THE ASSEMBLY [July 10, 1969]

AMENDMENTS OFFERED

Assembly amendment 1 to **Assembly Bill 715** offered by Assemblyman W. A. Johnson.

Assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 723** offered by Assemblyman Day.

INTRODUCTION AND REFERENCE OF BILLS

Read first time and referred:

Assembly Bill 997

By Assemblymen Barbee and Orlich.
To committee on Public Welfare.

Assembly Bill 998

By Assemblymen Barbee and Orlich.
To committee on Labor.

Assembly Bill 999

By Assemblyman Grover.
To committee on Elections.

Assembly Bill 1000

By Assemblymen Bock, Laper, Bradley and Byers.
To committee on Taxation.

Assembly Bill 999

Withdrawn from committee on Elections and referred to committee on Education.

PETITIONS

Assembly Petition 253

By Assemblymen Merkel and Klicka.
To committee on Education.

JOURNAL OF THE ASSEMBLY [July 10, 1969]

COMMUNICATIONS

The State of Wisconsin
Department of State
Madison 53702

June 24, 1969.

To the Honorable, the Assembly

Gentlemen: I have the honor to transmit to you, pursuant to Section 13.67 (2), a list of registered lobbyists for the period beginning June 17, 1969, and ending June 23, 1969.

Yours very truly,

ROBERT C. ZIMMERMAN,
Secretary of State.

Received and placed on file in the office of the chief clerk. Pursuant to Joint Rule 36, the list is printed in the senate journal only and appears there beginning on page 1180.

State of Wisconsin
Claims Board

June 25, 1969.

Mr. Wilmer Struebing
Assembly Chief Clerk
State Capitol
Madison, Wisconsin 53702

Dear Mr. Struebing:

The State Claims Board is submitting this report to you in accordance with the provisions of Section 15.94 of the statutes covering claims heard by it.

The amounts recommended for payment under \$500 on claims included in this report have, therefore, under the provisions of the statutes, been paid directly by the Board. The Board will prepare the bill covering the claim over \$500 recommended for payment and submit it to the Joint Finance Committee for legislative introduction. This report is for the information of the legislature.

The Claims Board will appreciate your acceptance of this report and the spreading of it upon the Journal to inform

JOURNAL OF THE ASSEMBLY [July 10, 1969]

the members of the Legislature as to the nature of the type of claims which come before the Board for its consideration.

Sincerely,

GLEN E. POMMERENING,
Secretary.

BEFORE THE CLAIMS BOARD OF WISCONSIN

Hearings were held at Madison, Wisconsin, on September 17, 1968, April 11, 1969 and May 19, 1969, upon the following claims:

<i>Name of Claimant</i>	<i>Amount of Claim</i>
1. Norman Mayer -----	\$ 350.00
2. American Family Insurance Group --	580.00
3. American Family Mutual Insurance Company -----	66.34
4. Edward Charles -----	234.80
5. City of Milwaukee -----	2,523.91
6. Gepner Semi Truck Leasing -----	3,569.00
7. Wisconsin Telephone Co. -----	542.97
8. A. M. Yankers -----	90.66
9. Heritage Mutual Insurance Co. -----	315.00
10. Veronica Pirolo -----	424.50
11. Robert G. Keyes -----	423.19
12. Louise E. Thompson Cooper -----	46,000.00
13. Tartan Machines, Inc. -----	204.75
14. Sigwald Olson -----	30.00
15. E. A. Dawdy and Glenn Palmer -----	20,000.00
16. Frank J. Balthazor -----	90.75
17. Leonard A. Cody -----	29.00
18. General Telephone Company -----	89.53
19. Sandra Url -----	26.95
20. Mrs. Annie Walton -----	154.50
21. Rural Mutual Insurance Co. -----	192.89
Sparta Area Schools -----	49.42
22. Joseph La Belle -----	3,000,000.00

THE BOARD FINDS

1. *Norman A. Mayer* heretofore claimed \$350.00 for loss of a heifer which became impaled upon a right of way stake set by survey crews of the Division of Highways. The matter was initially heard September 17, 1968 and disapproved.

JOURNAL OF THE ASSEMBLY [July 10, 1969]

Upon reconsideration on additional evidence it was determined that the Board erred in its finding that the State of Wisconsin had already acquired the land in question. The claim is, therefore, one which the State should assume and pay in the sum of \$300.00 which the Board finds to be a fair value for the animal lost.

2. *American Family Insurance Group* claims \$580.00 on behalf of their insured James Breitenfeldt for damages sustained to the automobile of said insured and to the automobile of another damaged in an accident July 14, 1968 one mile south of Langlade County line on State Highway 45. The collision was allegedly caused by a slick condition of the highway and resulting hazardous condition.

While it appears that the condition of the highway was not entirely satisfactory, the State Highway Department had made every effort to improve the condition of the highway and had posted warning signs in the area, one such warning sign having been posted within 600 feet of the location of the accident. There is no showing of negligence on the part of employes of the State of Wisconsin and the claim is not one which, upon equitable principles, the State should assume and pay.

3. *American Family Mutual Insurance Company* claims \$66.34 on behalf of their insured Walter Cronce for damages to his vehicle which occurred October 17, 1968 on Highway 187, 6 miles north of Shiocton, Wisconsin. At that point the insured had pulled off the roadway to permit a highway road painting vehicle to pass. The insured subsequently found yellow paint on the left side of his automobile which he reported to the Waupaca Highway Department.

While there is no showing of negligence on the part of the employes of the State of Wisconsin, the claim is one which, in good conscience, the State should assume and pay in the sum of \$66.34 inasmuch as the insured had taken all steps to protect his own property.

4. *Edward Charles* claims \$234.80 for the loss of a cow on August 6, 1968. The State of Wisconsin had previously constructed an underpass under State Trunk Highway 57 to permit Mr. Charles to move his animals across the road. The ramp by which the cattle entered said underpass had

a grade of approximately 45° and became slippery when wet. Such conditions caused the claimant's cow to fall and break its leg requiring the destruction of the animal. It appears that the loss of the animal was directly related to the inadequacy of the underpass and the State should assume and pay to the claimant the sum of \$184.80, which the Board finds is the fair value of the animal.

5. *City of Milwaukee* claims \$2,523.91 for damages to its police and fire communication cable in the area of South Fourth Street and West Burnham Street in the City of Milwaukee. The cable was damaged by a highway commission subsoil boring crew which was taking soil samples in that area pursuant to agreement with the Milwaukee County Expressway Commission.

Inasmuch as the boring crew knew or should have known that there were underground cables in the area, the damage must be attributed to negligence of employes of the State of Wisconsin and the State should therefore assume and pay the sum of \$2,523.91.

6. *Gepner Semi Truck Leasing* claims \$3,569.00 for damage to their trailer on October 12, 1967. Damage was sustained when the vehicle of the claimant struck an overhead angle brace on the Clinton Street Bridge in the City of La Crosse, Wisconsin.

While the semi trailer was well within the limitations as to maximum vehicle height, Sec. 348.06, Wis. Stats., provides that limitations on total height are not to be construed as requiring a clearance of such height on the part of the State. The claim is not one which, upon equitable principles, the State should assume and pay.

7. *Wisconsin Telephone Company* claims \$542.97 as damages to telephone cables caused by employes of the State Highway Commission while digging holes for the concrete bases for stop and go light standards. The damage occurred October 3, 1968 at the intersection of Elm Grove Road and Bluemound Road, Elm Grove, Wisconsin.

The highway crew was aware of the location of the telephone company's conduit but failed to take precautions to avoid striking same. Inasmuch as the damage was apparently due to the negligence of the employes of the State of

JOURNAL OF THE ASSEMBLY [July 10, 1969]

Wisconsin, the claim is one which, upon equitable principles, the State should assume and pay in the amount of \$499.50.

8. *A. M. Yankers* claims \$90.66 for damages to a wheel and tire of his automobile as a result of striking a concrete block in the roadway of State Highway 35 in Bay City, Wisconsin. There is nothing to indicate that employes of the State of Wisconsin had notice of the object in the roadway nor that the object might have been on the roadway for such a length of time that such employes should have known of its existence. There is no showing of negligence on the part of employes of the State and the claim is not one which, upon equitable principles, the State should assume and pay.

9. *Heritage Mutual Insurance Company* claims \$315.00 for damages to the vehicle of its insured sustained in an accident with a Wisconsin National Guard vehicle on February 3, 1967. At the time of the accident the insured's vehicle was stopped in traffic and was struck from behind by the National Guard vehicle.

The damage was apparently the result of negligence of the employes of the State of Wisconsin and the State should assume and pay the sum of \$315.00.

10. *Veronica Pirolo* claims \$424.50 for personal injuries and costs sustained when her vehicle was struck from behind by a State of Wisconsin National Guard vehicle. (see claim No. 9 above) The injuries to the claimant having been caused by negligence of the State of Wisconsin, the State should in good conscience assume and pay the sum of \$50.00 representing medical costs incurred by the claimant as a result of the accident.

11. *Robert G. Keyes* claims \$423.19 for damage to his automobile while it was parked in the compound of the National Guard Armory at Elkhorn, Wisconsin. The claimant had parked his vehicle in the Armory compound while he attended summer camp during July, 1967. During the period of the claimant's absence the Armory compound was entered by vandals who damaged a number of vehicles in the compound including the claimant's from which the front wheels, tires and transmission were stolen.

The claimant was permitted to park his car in the compound as a convenience to him and there was no assumption

of liability on the part of the National Guard for the safety of such vehicle. There is, further, no showing of negligence on the employes part of the State of Wisconsin and the claim is therefore not one the State should, in good conscience, assume and pay.

12. *Louise E. Thompson Cooper* claims \$46,000.00 for work performed in assisting her husband during the period 1946 to 1961 in the area of Rice Lake, Wisconsin. Claimant's husband was, at that time, engaged in the occupation of professional engineering in Rice Lake, which occupation included designing and supervising the construction of facilities in the Rice Lake area in conformity with state and local building codes.

It must be presumed that claimant's husband was adequately compensated for the work performed at the time of construction and was responsible for the compensation of his employes. The claim is therefore not one which the State should, upon equitable principles, assume and pay.

13. *Tartan Machines, Inc.* claims \$204.75 for the loss of a Stenorette dictating machine on loan to the University of Wisconsin. The dictating machine had been loaned to the University of Wisconsin on a trial basis and was stolen during a break-in at the University on September 23, 1968.

While there is no showing of negligence on the part of employes of the University which contributed to the loss of the dictating equipment, inasmuch as the University had accepted care and custody of the machine, the claim is one which, in good conscience, the State should assume and pay.

14. *Sigwald Olson* claims \$30.00 for injuries to his person caused by a slip and fall on ice which had accumulated at the entrance of the state office building at Eau Claire, Wisconsin. There is no showing of negligence on the part of the employes of the State of Wisconsin and the claim is not one which, upon equitable principles, the State should assume and pay.

15. *E. A. Dawdy and Glenn Palmer* claim \$20,000.00 as damages for the loss of a registered Holstein bull named "Tidy Burke Mainspoke." In February 1967 the claimants entered into a contract with American Breeders Service,

JOURNAL OF THE ASSEMBLY [July 10, 1969]

Inc. for the sale of said registered Holstein bull for a maximum sum of \$20,000.00. The animal was subsequently shipped from the ranch of the claimants in the State of Kansas to American Breeders Service, Inc. in Wisconsin. Upon arrival at the American Breeders Service, Inc. premises the bull was subjected to tests for tuberculosis, which tests showed the bull to be a tuberculin reactor. Officials of the American Breeders Service, Inc. advised the claimants of the fact that the bull had proven a reactor and requested instructions as to disposition of the animal since the bull did not come up to the requirements specified in the contract between American Breeders Service, Inc. and claimants. The claimants apparently took no action after having been advised of these facts and on June 14, 1967 "Tidy Burke Mainspoke" was slaughtered at the Oscar Mayer and Company facilities at the request of the Wisconsin State Department of Agriculture, Animal Health Division. In view of the fact that sec. 94.30, Wis. Stats., requires the slaughter of cattle found to be afflicted with tuberculosis the State Department of Agriculture had no alternative but to order the disposal of the animal. The claim is therefore not one which, upon equitable principles, the State should assume and pay.

16. *Frank J. Balthazor* claims \$90.75 for damages occasioned by the residence of a former Mendota State Hospital patient who resided in the home of the claimant. Since the claimant has been reimbursed by his former tenant, the claim is not one which the State should assume and pay.

17. *Leonard A. Cody* claims \$29.00 for injury sustained to his person as a result of a slip and fall on snow packed steps at the Winnebago State Hospital December 28, 1968. There is no showing of negligence on the part of employees of the State of Wisconsin and the claim is therefore not one which the State should assume and pay.

18. *General Telephone Company* claims \$89.53 for damage to its property caused by Cindy Krogman, a foster child of Dr. and Mrs. Lyle F. Schilling of Minocqua, Wisconsin. At the time of the accident the foster child who was 13 years of age drove an automobile owned by another against certain properties owned by the claimant, General Telephone Company.

JOURNAL OF THE ASSEMBLY [July 10, 1969]

There is no showing that negligence of employes of the State or of the foster parents contributed to the action of the State's ward and the claim is not one which, upon equitable principles, the State should assume and pay.

19. *Sandra Uri* claims \$26.95 for damages to certain clothing which became stained by ink which the claimant was transporting in her personal automobile for the Department of Health and Social Services. The claimant had been requested to transport several boxes of mimeograph ink from the Ashland office of Health and Social Services to Madison and while enroute some of the ink leaked through the package and on to the clothes of the claimant. At the time the damage was sustained the claimant was acting for the State of Wisconsin and the claim is therefore one which the State should assume and pay in the sum of \$26.95.

20. *Mrs. Annie Walton* claims \$154.50 for property allegedly stolen by a foster child in the home of the claimant. The claimant and her husband were licensed foster home parents and during the month of October 1968 certain property of the claimant was found to be missing. While claimant alleges such property was taken by a foster child resident in their home at the time, there is no proof that such is the case and the child has consistently denied having taken the property. The claim is therefore not one which the State should assume and pay.

21. *Rural Mutual Insurance Company* claims \$192.89 by way of subrogation for their insured Sparta Area Schools for damage to a vehicle of the insured. *Sparta Area Schools* claims \$49.42 for damages to school property. Both claims were occasioned by boys on elopement from Wisconsin Child Center at Sparta. The boys broke into the Sparta Area Junior High School building by smashing a window. After gaining access, money was stolen and a motor vehicle driven from the building with subsequent damage to the engine of said vehicle. While the boys from the Child Center are generally regarded as wards of the State, the State is not responsible for actions of those wards while outside its control as in the case of a child on elopement. The claims are therefore not ones which the State should, in good conscience, assume and pay.

JOURNAL OF THE ASSEMBLY [July 10, 1969]

22. *Joseph La Belle* claims 3 million dollars for injuries sustained while an inmate of Milwaukee County Hospital. Since Milwaukee County Hospital is not an agency of the State of Wisconsin and its employes are hired by Milwaukee County, the claim is not one which the State, in good conscience, should assume and pay.

THE BOARD CONCLUDES:

1. The claims of the following named claimants should be denied:

American Family Insurance Group
Gepner Semi Truck Leasing
A. M. Yankers
Robert G. Keyes
Louise E. Thompson Cooper
E. A. Dawdy and Glenn Palmer
Frank J. Balthazor
Leonard A. Cody
General Telephone Company
Mrs. Annie Walton
Rural Mutual Insurance Company
Sparta Area Schools
Sigwald Olson
Joseph La Belle

2. That payment to the following claimants in the following amounts is justified under provisions of section 15.94, Wis. Stats.:

Norman Mayer	\$ 300.00
American Family Mutual Insurance Co.	66.34
Edward Charles	184.80
City of Milwaukee	2,523.91
Wisconsin Telephone Company	499.50
Heritage Mutual Insurance Company	315.00
Veronica Pirolo	50.00
Tartan Machines, Inc.	204.75
Sandra Url	26.95

Dated at Madison, Wisconsin this 23rd day of June, 1969.

WALTER G. HOLLANDER,
Chairman, Senate Committee
on Finance.

JOURNAL OF THE ASSEMBLY [July 10, 1969]

BYRON WACKETT,
Chairman, Assembly Committee
on Finance.

DONALD J. STERLINSKE,
Representative of Commissioner
of Administration.

RICHARD L. MALMGREN,
Representative of Governor.

DAVID G. McMILLAN,
Representative of Attorney General.

COMMITTEE REPORTS

The committee on Third Reading reports:

Assembly Bill 244

Correct.

CAROLYN J. BLANCHARD,
Chairman.

The committee on Rules reports and recommends for introduction:

Assembly Bill —

Relating to funding for the construction of intrastate bridges and interstate bridges.

Introduction; Ayes, 7; Noes, 0.

GREGOR J. BOCK,
Chairman.

Assemblyman Hutnik asked unanimous consent that this assembly bill be referred to committee on Highways. Granted.

The committee on Rules reports and recommends for introduction:

Assembly Bill —

Relating to creating a disability board filling temporary vacancies in elective offices, and making an appropriation.

Introduction; Ayes, 6; Noes, 1.

JOURNAL OF THE ASSEMBLY [July 10, 1969]

Assembly Bill —

Eliminating the distribution of portions of certain town income from forest lands to school districts.

Introduction; Ayes, 5; Noes, 2.

GREGOR J. BOCK,
Chairman.

MESSAGE FROM THE SENATE

By William P. Nugent, chief clerk.

Mr. Speaker:

I am directed to inform you that the senate has non-concurred in:

Assembly Bill 201 and
Assembly amendment 1 to **Senate Bill 188**.

Refused to order to a third reading:

Assembly Joint Resolution 9 and

Senate adheres to its position on:

Senate amendments 1 and 2 to **Assembly Bill 58**.

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 Bill 19,	Assembly Bill 220,
Assembly Bill 35,	Assembly Bill 301,
Assembly Bill 84,	Assembly Bill 339,
Assembly Bill 90,	Assembly Bill 381,
Assembly Bill 146,	Assembly Bill 385,
Assembly Bill 200,	Assembly Bill 515,
	Assembly Bill 542 and

Assembly amendment 1 to **Senate Bill 104**.

Assemblyman Hutnik in the chair.

MOTIONS

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, Czerwinski, Day, Dueholm, Groshek, 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, Tobiasz, Vanderperren and Warren—43.

Noes—Alberts, Alfonsi, Azim, Belting, Blanchard, Boche, Bock, Bradley, Byers, Conradt, Gee, Greider, Helgeson, Hutnik, Johnson L. H., Kafka, Kenyon, Klicka, Laper, Lewison, Luckhardt, McDougal, McEssy, Martin, 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—51.

Absent or not voting—Conta, Grover, LaFave, McCormick and Sweda—5.

Motion failed.

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

Assemblyman Dueholm asked unanimous consent that **Assembly Bill 75** be withdrawn from calendar of July 7th and referred to the calendar of June 20th. Granted.

JOURNAL OF THE ASSEMBLY [July 10, 1969]

Assemblyman Alfonsi asked unanimous consent that **Senate Bill 436** be withdrawn from the calendar of July 7th and be placed on the calendar of June 20th, foot of 14th order.

Assemblyman Kessler objected.

Assemblyman Mittness asked unanimous consent that **Assembly Bill 352** be withdrawn from committee on Tourism and referred to the calendar.

Assemblyman Packard objected.

Assemblyman Mittness moved that **Assembly Bill 352** be withdrawn from committee on Tourism and referred to the calendar.

The roll was taken.

The vote follows:

Ayes—Anderson, Atkinson, Baldus, Barbee, Boeckmann, Bolle, Brown, 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 and Warren—44.

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, Thompson, Tregoning, Uehling, Van Hollen, Wackett, Weisensel, Wilcox, Wilger, Wing, York and Mr. Speaker—52.

Absent or not voting—Conta, McCormick and Vanderperren—3.

Motion failed.

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

Assemblyman Grover asked unanimous consent that **Senate Bill 97** be withdrawn from committee on Judiciary and referred to the calendar.

Assemblyman Steinhilber objected.

JOURNAL OF THE ASSEMBLY [July 10, 1969]

Assemblyman Grover moved that **Senate Bill 97** be withdrawn from committee on Judiciary and referred to the calendar.

The roll was taken.

The vote follows:

Ayes—Anderson, Atkinson, Baldus, Barbee, Boeckmann, Bolle, Brown, Czerwinski, Day, Dueholm, Groshek, Grover, Hanna, Hephner, Huber, Jackson, Johnson W. A., Jones, Kessler, Kleczka, Korpela, Lewison, Lipscomb, Looby, Lynn, Mathews, Mato, Mittness, Molinaro, Nager, Nikolay, Nuttelman, O'Malley, Orlich, Otte, Pabst, Parys, Peloquin, Radcliffe, Rogers, Sanasarian, Sicula, Stack, Sweda, Tobiasz, Vanderperren and Warren—47.

Noes—Alberts, Alfonsi, Azim, Belting, Blanchard, Boche, Bock, Bradley, Byers, Gee, Greider, Helgeson, Hutnik, Johnson L. H., Kafka, Kenyon, Klicka, LaFave, Laper, Luckhardt, McDougal, McEssy, Martin, Merkel, Nitschke, 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—49.

Absent or not voting—Conradt, Conta and McCormick—3.

Motion failed.

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

Assemblyman Wackett moved reconsideration of the vote by which **Assembly Bill 244** was ordered engrossed and read a third time. Entered.

Assemblyman Wackett moved reconsideration of the vote by which substitute amendment 1 to **Assembly Bill 244** was adopted. Entered.

Assemblyman Merkel moved reconsideration of the vote by which amendment 1 to substitute amendment 1 to **Assembly Bill 244** failed of adoption. Entered.

Assemblyman Merkel moved reconsideration of the vote by which amendment 4 to substitute amendment 1 to **Assembly Bill 244** was rejected. Entered.

JOURNAL OF THE ASSEMBLY [July 10, 1969]

Assemblyman Merkel moved reconsideration of the vote by which amendment 6 to substitute amendment 1 to Assembly Bill 244 was rejected. Entered.

Assemblyman W. A. Johnson asked unanimous consent that Assembly Bill 729 be withdrawn from committee on Labor and referred to the calendar.

Assemblyman Azim objected.

Assemblyman W. A. Johnson moved that Assembly Bill 729 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, 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—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, McDougal, McEssy, Martin, 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—Conta and McCormick—2.

Motion failed.

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

The speaker in the chair.

CALENDAR OF JUNE 20, 1969

Assembly Bill 641

Relating to the amount of inheritance tax retained by a county.

JOURNAL OF THE ASSEMBLY [July 10, 1969]

Assemblyman Nikolay asked unanimous consent that the rules be suspended and that reconsideration of the vote by which **Assembly Bill 244** was ordered engrossed and read a third time be taken up at this time.

POINT OF ORDER

Assemblyman Kenyon rose to point of order that this request was not timely at present.

RULING OF CHAIR ON POINT OF ORDER

The chair ruled that for an ensuing motion to accomplish the desired purpose the assembly was not at present on the pertinent order and point of order therefore well taken.

LEAVE OF ABSENCE

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

CONSIDERATION OF MOTIONS FOR RECONSIDERATION

Assembly Bill 641

Relating to the amount of inheritance tax retained by a county.

The question was: Shall the vote by which **Assembly Bill 641** was indefinitely postponed be reconsidered?

The roll was taken.

The vote follows:

Ayes—Anderson, Atkinson, Baldus, Barbee, Boeckmann, Bolle, Brown, Czerwinski, Dueholm, Grover, Hanna, Hephner, Huber, Jackson, Johnson W. A., Jones, Kessler, Kleczka, Korpela, Lipscomb, Looby, Lynn, Mato, Mittness, Molinaro,

JOURNAL OF THE ASSEMBLY [July 10, 1969]

Nager, Nikolay, O'Malley, Orlich, Otte, Pabst, Parys, Pelouquin, Radcliffe, Rogers, Sanasarian, Sicula, Stack, Sweda, Tobiasz and Warren—41.

Noes—Alberts, Alfonsi, Azim, Belting, Blanchard, Boche, Bock, Bradley, Byers, Conradt, Day, Gee, Greider, Groshek, 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, Van Hollen, Wackett, Weisenel, Wilcox, Wilger, Wing, York and Mr. Speaker—54.

Absent or not voting—McCormick and Vanderperren—2.

Paired—Conta, for the bill; Uehling, against the bill—2.

Motion failed.

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

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

SECOND READING AND AMENDMENT OF
ASSEMBLY BILLS

Assembly Bill 216

Relating to the rate and computation of interest on taxes and on tax refund, and granting rule-making power.

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

Motion carried.

Rules suspended.

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, 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., Johnson

JOURNAL OF THE ASSEMBLY [July 10, 1969]

W. A., Jones, Kafka, Kenyon, Kessler, Kleczka, Klicka, Korpela, LaFave, Laper, Lewison, Lipscomb, Looby, Luckhardt, Lynn, 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, Sricula, Stack, Stalbaum, Steinhilber, Sweda, Tamms, Thompson, Tobiasz, Tregoning, Uehling, Vanderperren, Van Hollen, Wackett, Warren, Weisensel, Wilcox, Wilger, Wing, York and Mr. Speaker—97.

Noes—None.

Absent or not voting—Conta and McCormick—2.

Motion carried.

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

Ordered immediately messaged to the senate.

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

10:10 A.M.

RECESS

11:05 A.M.

The assembly reconvened.

Assemblyman Alfonsi asked unanimous consent that Assembly Bill 445 be withdrawn from committee on Labor and referred to the calendar. Granted.

Assemblyman Huber asked unanimous consent that Assembly Bill 859 be withdrawn from the calendar of July 9th and be placed on the calendar of July 15th, special order at 11:00 A.M. Granted.

Assemblyman Huber asked unanimous consent that Assembly Bill 860 be withdrawn from the calendar of July 9th and be placed on the calendar of July 15th, special order at 11:01 A.M. Granted.

JOURNAL OF THE ASSEMBLY [July 10, 1969]

Assemblyman Alfonsi asked unanimous consent that the assembly stand recessed until 1:30 P.M. Granted.

11:55 A.M.

RECESS

1:30 P.M.

The assembly reconvened.

Assemblyman Nitschke asked unanimous consent that the assembly return to the 6th order of business. Granted.

COMMITTEE REPORTS

The joint committee on Finance reports:

Senate Bill 352

Relating to the statutory implementation of changes made by the 1967 reorganization act in statutes dealing with retirement plans.

Assembly amendment 1, adoption; Ayes, 11; Noes, 1 and concurrence; Ayes, 12; Noes, 1.

BYRON F. WACKETT,
Chairman.

The joint committee on Finance reports:

Senate Bill 95

Relating to state finances and appropriations constituting the executive budget bill of the 1969 legislature, and making appropriations.

Assembly substitute amendment 1, adoption; Ayes, 10; Noes, 3 and concurrence; Ayes, 10; Noes, 3.

BYRON F. WACKETT,
Chairman.

The joint committee on Finance reports:

Assembly Bill 419

Relating to nonresident hunting license fees.

Emergency statement, adoption; Ayes, 12; Noes, 0 and passage; Ayes, 12; Noes, 0.

BYRON F. WACKETT,
Chairman.

JOURNAL OF THE ASSEMBLY [July 10, 1969]

The committee on Labor reports and recommends:

Assembly Bill 680

Relating to apprenticeship indentures of minors.

Passage; Ayes, 10; Noes, 1.

Assembly Bill 681

Relating to the definition of a migrant labor camp site.

Passage; Ayes, 11; Noes, 0.

Assembly Bill 686

Relating to the power of the industrial commission to advise the attorney general on violations of the mattresses and upholstering act.

Indefinite postponement; Ayes, 11; Noes, 0.

Assembly Bill 762

Relating to wage payment.

Assembly amendment 1, adoption; Ayes, 10; Noes, 1 and indefinite postponement; Ayes, 11; Noes, 0.

JAMES N. AZIM, JR.,
Chairman.

The committee on Labor reports and recommends:

Assembly Bill 116

Relating to complaints against police and firemen in cities of the first class.

Assembly amendment 1, adoption; Ayes, 9; Noes, 2; assembly amendment 2, adoption; Ayes, 7; Noes, 4 and passage; Ayes, 9; Noes, 2.

Assembly Bill 688

Relating to child labor and street trade permits.

Assembly amendment 2, adoption; Ayes, 10; Noes, 1 and indefinite postponement; Ayes, 8; Noes, 3.

Assembly Bill 705

Relating to minors presenting musical entertainment at certain dances.

Passage; Ayes, 7; Noes, 4.

Assembly Bill 760

Relating to required meal periods.

Indefinite postponement; Ayes, 10; Noes, 1.

JAMES N. AZIM, JR.,
Chairman.

JOURNAL OF THE ASSEMBLY [July 10, 1969]

The committee on Labor reports and recommends:

Assembly Bill 659

Relating to the recruitment of strikebreakers for employment, and providing for a penalty.

Assembly amendment 1, adoption; Ayes, 10; Noes, 1 and indefinite postponement; Ayes, 6; Noes, 5.

Assembly Bill 732

Relating to state office working hours Monday through Friday.

Indefinite postponement; Ayes, 10; Noes, 1.

JAMES N. AZIM, JR.,
Chairman.

The committee on Highways reports and recommends:

Assembly Bill 1001

Relating to funding for the construction of intrastate bridges and interstate bridges.

Passage; Ayes, 13; Noes, 0.

WILLIS J. HUTNIK,
Chairman.

Assemblyman Shabaz asked unanimous consent that the assembly return to the 9th order of business. Granted.

MESSAGE FROM THE SENATE

By William P. Nugent, Chief Clerk.

Mr. Speaker:

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

Senate Bill 253,

Senate Bill 285,

Senate Bill 292,

Senate Bill 341,

Senate Bill 370,

Senate Bill 372,

Senate Bill 389,

Senate Bill 430,

Senate Bill 461,

Senate Bill 467,

Senate Bill 468,

Senate Bill 495,

Senate Bill 498,

Senate Bill 502,

Senate Bill 504,

Senate Bill 505,

Senate Bill 516,

Senate Bill 517,

JOURNAL OF THE ASSEMBLY [July 10, 1969]

Senate Bill 518,
Senate Bill 519,

Senate Bill 526 and
Senate Bill 528.

ACTION ON SENATE MESSAGE

Read first time and referred:

Senate Bill 253

To committee on Insurance and Banking.

Senate Bill 285

To committee on Education.

Senate Bill 292

To committee on Education.

Senate Bill 341

To committee on Education.

Senate Bill 370

To committee on Education.

Senate Bill 372

To committee on Education.

Senate Bill 389

To committee on Transportation.

Senate Bill 430

To committee on Education.

Senate Bill 461

To committee on Insurance and Banking.

Senate Bill 467

To committee on Insurance and Banking.

Senate Bill 468

To committee on Insurance and Banking.

Senate Bill 495

To committee on Judiciary.

JOURNAL OF THE ASSEMBLY [July 10, 1969]

Senate Bill 498

To committee on Insurance and Banking.

Senate Bill 502

To committee on Judiciary.

Senate Bill 504

To calendar.

Senate Bill 505

To committee on Municipalities.

Senate Bill 516

To committee on Insurance and Banking.

Senate Bill 517

To committee on Judiciary.

Senate Bill 518

To committee on Insurance and Banking.

Senate Bill 519

To committee on State Affairs.

Senate Bill 526

To committee on Judiciary.

Senate Bill 528

To committee on Judiciary.

CALENDAR OF JUNE 20, 1969

SECOND READING AND AMENDMENT OF
ASSEMBLY BILLS

Assembly Bill 217

Relating to refund claims on income tax office audit assessments.

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

Motion carried.

JOURNAL OF THE ASSEMBLY [July 10, 1969]

Rules suspended.

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, 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., 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, Weisen-sel, Wilcox, Wilger, Wing, York and Mr. Speaker—98.

Noes—None.

Absent or not voting—Conta—1.

Motion carried.

Ordered immediately messaged to the senate.

Assembly Bill 218

Relating to penalties for failure to file certain tax returns and reports.

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

Motion carried.

Rules suspended.

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, Baldus, Barbee, Belting, Blanchard, Boche, Bock, Boeckmann, Bolle, Bradley, Brown, Byers, Conradt, Czerwinski, Day, Dueholm, Gee,

JOURNAL OF THE ASSEMBLY [July 10, 1969]

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—96.

Noes—None.

Absent or not voting—Atkinson, Azim and Conta—3.

Motion carried.

Ordered immediately messaged to the senate.

Assembly Bill 763

Relating to interest and discount rates on collateral and discount loans.

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

Assembly amendment 2 was offered by Assemblyman Kenyon. Entered.

The question was: Shall assembly amendment 2 be adopted?

Assemblyman Alfonsi asked unanimous consent that **Assembly Bill 763** be laid on the table. Granted.

Assemblyman Alfonsi asked unanimous consent that **Senate Bill 436** be withdrawn from the calendar of July 7th and taken up at this time. Granted.

Senate Bill 436

Relating to remedies of automobile dealers for violations of licensing laws and distribution of products liability for new automobiles.

The question was: Shall **Senate Bill 436** be ordered to a third reading?

JOURNAL OF THE ASSEMBLY [July 10, 1969]

Assembly amendment 1 offered by Assemblyman Sicula.

The question was: Shall assembly amendment 1 be adopted?

Assemblyman Alfonsi moved rejection.

The question was: Shall assembly amendment 1 be rejected?

Assemblyman Sicula asked unanimous consent that **Senate Bill 436** be placed at the foot of the calendar.

Assemblyman Alfonsi asked unanimous consent that **Senate Bill 436** be laid on the table. Granted.

Assembly Bill 379

Relating to the disposition of unclaimed property, making uniform the law with reference thereto, granting rule-making authority, providing penalties and making appropriations.

The question was: Shall assembly amendment 3 be adopted?

Assemblyman Alfonsi moved rejection.

The question was: Shall assembly amendment 3 be rejected?

Assemblyman Alfonsi asked unanimous consent that **Assembly Bill 379** be laid on the table. Granted.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill 29

Relating to required rest days for laborers.

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

Assemblyman W. A. Johnson moved indefinite postponement.

Assemblyman W. A. Johnson asked unanimous consent that **Assembly Bill 29** be referred to committee on Labor.

Assemblyman Alfonsi objected.

Assemblyman W. A. Johnson moved that **Assembly Bill 29** be referred to committee on Labor.

JOURNAL OF THE ASSEMBLY [July 10, 1969]

The roll was taken.

The vote follows:

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

Noes—Alberts, Alfonsi, Azim, Belting, Blanchard, Boche, Bock, Boeckmann, Bradley, Byers, Conradt, Greider, Grover, Helgeson, Hutnik, Johnson L. H., Kafka, Kenyon, Klicka, LaFave, Laper, Lewison, Luckhardt, McEssy, Martin, Merkel, Nitschke, Nuttelman, Olson, Packard, Parkin, Quinn, Rogers, Schneeberg, Schowalter, Schroeder, Schwefel, Sensenbrenner, Shabaz, Steinhilber, Sweda, Tamms, Thompson, Tregoning, Uehling, Van Hollen, Wackett, Weisensel, Wilcox, Wilger, Wing, York and Mr. Speaker—53.

Absent or not voting—Conta—1.

Motion failed.

The question was: Shall the bill be indefinitely postponed?

The roll was taken.

The vote follows:

Ayes—Anderson, Atkinson, Barbee, Bolle, Czerwinski, Day, Dueholm, Gee, Groshek, Hanna, Hephner, Huber, Jackson, Johnson W. A., Jones, Kessler, Kleczka, Klicka, Korpela, Lipscomb, Looby, Lynn, McCormick, McDougal, Mato, Mittness, Molinaro, Nager, Nikolay, O'Malley, Orlich, Otte, Pabst, Parys, Peloquin, Radcliffe, Sanasarian, Schroeder, Sicula, Stack, Tamms, Tobiasz, Vanderperren and Warren—44.

Noes—Alberts, Alfonsi, Azim, Baldus, Belting, Blanchard, Boche, Bock, Boeckmann, Bradley, Brown, Byers, Conradt, Greider, Grover, Helgeson, Hutnik, Johnson L. H., Kafka, Kenyon, LaFave, Laper, Lewison, Luckhardt, McEssy, Martin, Mathews, Merkel, Nitschke, Nuttelman, Olson, Packard, Quinn, Rogers, Schneeberg, Schowalter, Schwefel, Sensenbrenner, Shabaz, Stalbaum, Steinhilber, Sweda, Thompson, Tregoning, Uehling, Van Hollen, Wack-

JOURNAL OF THE ASSEMBLY [July 10, 1969]

ett, Weisensel, Wilcox, Wilger, Wing, York and Mr. Speaker—53.

Absent or not voting—Conta and Parkin—2.

Motion failed.

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

The roll was taken.

The vote follows:

Ayes—Alberts, Alfonsi, Azim, Baldus, Belting, Blanchard, Boche, Bock, Boeckmann, Bradley, Byers, Conradt, Greider, Grover, Helgeson, Hutnik, Johnson L. H., Kafka, Kenyon, Klicka, LaFave, Laper, Lewison, Luckhardt, Martin, Mathews, Merkel, Nitschke, Nuttelman, Olson, Packard, Parkin, Quinn, Rogers, Schneeberg, Schowalter, Schroeder, Schwefel, Sensenbrenner, Shabaz, Steinhilber, T a m m s, Thompson, Uehling, Van Hollen, Wackett, Weisensel, Wilcox, Wilger, Wing, York and Mr. Speaker—52.

Noes—Anderson, Atkinson, Barbee, Bolle, Brown, Czerwinski, Day, Dueholm, Gee, Groshek, Hanna, Hephner, Huber, Jackson, Johnson W. A., Jones, Kessler, Kleczka, Korpela, Lipscomb, Looby, Lynn, McCormick, McDougal, McEssy, Mato, Mittness, Molinaro, Nager, Nikolay, O'Malley, Orlich, Otte, Pabst, Parys, Peloquin, Radcliffe, Sanasarian, Sicula, Stack, Stalbaum, Sweda, Tobiasz, Vanderperren and Warren—45.

Absent or not voting—Conta and Tregoning—2.

Motion carried.

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

Assemblyman Nitschke in the chair.

Assemblyman Alfonsi asked unanimous consent that the assembly's action on Assembly Bill 29 be immediately messaged to the senate.

Assemblyman W. A. Johnson objected.

Assemblyman Alfonsi asked unanimous consent that Assembly Bill 763 be withdrawn from the table and taken up. Granted.

JOURNAL OF THE ASSEMBLY [July 10, 1969]

Assembly Bill 763

Relating to interest and discount rates on collateral and discount loans.

The question was: Shall assembly amendment 2 be adopted?

Motion carried.

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

Assemblyman Lipscomb moved indefinite postponement.

The roll was taken.

The vote follows:

Ayes—Atkinson, Baldus, Barbee, Blanchard, Boeckmann, Brown, Czerwinski, Day, Dueholm, Gee, Groshek, Hanna, Hephner, Huber, Jackson, Johnson W. A., Jones, Kessler, Korpela, Lipscomb, Lynn, Mathews, Mato, Mittness, Nager, Orlich, Otte, Parkin, Peloquin, Rogers, Sanasarian, Sensenbrenner, Sicula, Stack, Tamms, Vanderperren, Warren, Wilcox and Wing—39.

Noes—Alberts, Alfonsi, Anderson, Azim, Belting, Boche, Bock, Bolle, Bradley, Byers, Conradt, Greider, Grover, Helgeson, Hutnik, Johnson L. H., Kenyon, Kleczka, Klicka, LaFave, Laper, Lewison, Looby, Luckhardt, McCormick, McDougal, McEssy, Martin, Merkel, Molinaro, Nikolay, Nitschke, Nuttelman, Olson, O'Malley, Pabst, Packard, Parys, Quinn, Radcliffe, Schneeberg, Schowalter, Schroeder, Schwefel, Shabaz, Stalbaum, Steinhilber, Sweda, Thompson, Tobiasz, Tregoning, Uehling, Van Hollen, Wackett, Wilger, York and Mr. Speaker—57.

Absent or not voting—Conta, Kafka and Weisensel—3.

Motion failed.

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

Assemblyman Kleczka asked unanimous consent that Assembly Bill 763 be referred to committee on Insurance and Banking.

Assemblyman Alfonsi objected.

Assemblyman Kleczka moved that Assembly Bill 763 be referred to committee on Insurance and Banking.

The roll was taken.

JOURNAL OF THE ASSEMBLY [July 10, 1969]

The vote follows:

Ayes—Atkinson, Baldus, Barbee, Boeckmann, Bolle, Brown, Czerwinski, Day, Dueholm, Groshek, Hanna, Hepner, Huber, Jackson, Johnson W. A., Jones, Kafka, Kessler, Korpela, Lipscomb, Lynn, Mathews, Mato, Mittness, Nager, O'Malley, Orlich, Otte, Parkin, Peloquin, Rogers, Sanasarian, Sicala, Stack, Tobiasz, Vanderperren, Wilcox and Wing—38.

Noes—Alberts, Alfonsi, Anderson, Azim, Belting, Blanchard, Boche, Bock, Bradley, Byers, Conradt, Gee, Greider, Grover, Helgeson, Hutnik, Johnson L. H., Kenyon, Kleczka, Klicka, LaFave, Laper, Lewison, Looby, Luckhardt, McCormick, McDougal, McEssy, Martin, Merkel, Nikolay, Nitschke, Nuttelman, Olson, Pabst, Packard, Parys, Quinn, Radcliffe, Schneeberg, Schowalter, Schroeder, Schwefel, Sensenbrenner, Shabaz, Stalbaum, Steinhilber, Sweda, Tamms, Thompson, Tregoning, Uehling, Van Hollen, Wackett, Warren, Weisensel, Wilger, York and Mr. Speaker—59.

Absent or not voting—Conta and Molinaro—2.

Motion failed.

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

Assembly amendment 3 was offered by Assemblyman Lipscomb.

The question was: Shall assembly amendment 3 be adopted?

POINT OF ORDER

Assemblyman Kenyon rose to point of order that the amendment was not germane by reason of the language in the amendment not being in line with the substance of Assembly Bill 763.

The chair took the point of order under advisement.

Senate Bill 436

Relating to remedies of automobile dealers for violations of licensing laws and distribution of products liability for new automobiles.

Withdrawn from table.

The question was: Shall assembly amendment 1 be rejected?

JOURNAL OF THE ASSEMBLY [July 10, 1969]

Assemblyman Sicula withdrew this amendment.

Assembly amendment 2 was offered by Assemblyman Anderson.

The question was: Shall assembly amendment 2 be adopted?

Motion carried.

The question was: Shall Senate Bill 436 be ordered to a third reading?

Motion carried.

Rules suspended.

The question was: This bill having been read three times, shall the bill be concurred in?

The roll was taken.

The vote follows:

Ayes—Alberts, Alfonsi, Anderson, Atkinson, Azim, Bal-
dus, 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., Johnson
W. A., Jones, Kafka, Kenyon, Kessler, Kleczka, Klicka, Kor-
pela, LaFave, Laper, Lewison, Looby, Luckhardt, Lynn,
McCormick, McDougal, McEssy, Martin, Mathews, Mato,
Merkel, Mittness, Molinaro, Nager, Nikolay, Nitschke, Nut-
telman, O'Malley, Orlich, Otte, Pabst, Packard, Parkin,
Parys, Peloquin, Quinn, Radcliffe, Rogers, Sanasarian,
Schneeberg, Schowalter, Schroeder, S c h w e f e l, Shabaz,
Sicula, Stack, Stalbaum, Steinhilber, Sweda, Tamms, Thomp-
son, Tobiasz, Tregoning, Uehling, Vanderperren, Van Hol-
len, Wackett, Warren, Weisensel, Wilcox, Wilger, Wing,
York and Mr. Speaker—95.

Noes—Lipscomb and Sensenbrenner—2.

Absent or not voting—Conta and Olson—2.

Motion carried.

Ordered immediately messaged to the senate.

Assembly Bill 365

Relating to the appointment of receivers for certain properties which have been declared public nuisances.

The question was: Shall assembly amendment 2 to as-
sembly substitute amendment 1 be adopted?

Motion carried.

JOURNAL OF THE ASSEMBLY [July 10, 1969]

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

Assemblyman Alfonsi moved rejection.

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

The roll was taken.

The vote follows:

Ayes—Alberts, Alfonsi, Atkinson, Azim, Baldus, Belt-ing, Blanchard, Boche, Bock, Boeckmann, Bolle, Bradley, Brown, Byers, Conradt, Day, Gee, Greider, Groshek, Gro-ver, Hanna, Helgeson, Huber, Hutnik, Jackson, Johnson L. H., Jones, Kafka, Kenyon, Kleczka, Klicka, Korpela, LaFave, Laper, Lewison, Lipscomb, Looby, Luckhardt, Lynn, McCormick, McDougal, McEssy, Martin, Mathews, Mato, Merkel, Mittness, Molinaro, Nikolay, Nitschke, Nut-telman, Olson, O'Malley, Orlich, Otte, Pabst, Packard, Parkin, Parys, Quinn, Radcliffe, Rogers, S a n a s a r i a n , Schneeberg, Schowalter, Schroeder, Schwefel, Sensenbren-ner, Shabaz, Sricula, Stack, Stalbaum, Steinhilber, Sweda, Tamms, Thompson, Tobiasz, Tregoning, Uehling, Vander-perren, Van Hollen, Wackett, Warren, Weisensel, Wilcox, Wilger, Wing, York and Mr. Speaker—89.

Noes—Anderson, Barbee, Czerwinski, Dueholm, Hephner, Johnson W. A., Kessler, Nager and Peloquin—9.

Absent or not voting—Conta—1.

Motion carried.

The question was: Shall assembly amendment 4 to as-sembly substitute amendment 1 be adopted?

Assemblyman Parys moved rejection.

The roll was taken.

The vote follows:

Ayes—Alberts, Alfonsi, Anderson, Atkinson, Azim, Bal-dus, Barbee, Boche, Bock, Boeckmann, Bolle, Bradley, Brown, Byers, Conradt, Czerwinski, Day, Dueholm, Gee, Greider, Groshek, Grover, Hanna, Helgeson, Hephner, Hu-ber, Hutnik, Jackson, Johnson L. H., Johnson W. A., Jones, Kafka, Kenyon, Kessler, Kleczka, Korpela, LaFave, Laper, Lipscomb, Looby, Lynn, McCormick, McDougal, McEssy, Martin, Mathews, Mato, Mittness, Molinaro, Nager, Niko-lay, Nitschke, Nuttelman, O'Malley, Orlich, Otte, P a b s t ,

JOURNAL OF THE ASSEMBLY [July 10, 1969]

Packard, Parkin, Parys, Peloquin, Quinn, Radcliffe, Rogers, Sanasarian, Schneeberg, Schowalter, Schroeder, Schwefel, Sensenbrenner, Sicula, Stack, Steinhilber, Sweda, Tamms, Thompson, Tobiasz, Uehling, Vanderperren, Van Hollen, Warren, Weisensel, Wilcox, Wilger, Wing and York—86.

Noes—Belting, Blanchard, Klicka, Lewison, Luckhardt, Merkel, Olson, Shabaz, Stalbaum, Tregoning, Wackett and Mr. Speaker—12.

Absent or not voting—Conta—1.

Motion carried.

The question was: Shall assembly amendment 5 to assembly substitute amendment 1 be adopted?

Assemblyman Shabaz moved rejection.

The roll was taken.

The vote follows:

Ayes—Alberts, Alfonsi, Anderson, Atkinson, Azim, Baldu, 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, Mathews, Mato, Merkel, Nitschke, Nuttelman, Olson, Packard, Quinn, Schneeberg, Schowalter, Schroeder, Schwefel, Sensenbrenner, Shabaz, Sicula, Stalbaum, Steinhilber, Tamms, Thompson, Tregoning, Uehling, Van Hollen, Wackett, Weisensel, Wilcox, Wilger, Wing, York and Mr. Speaker—58.

Noes—Barbee, Boeckmann, Bolle, Brown, Czerwinski, Day, Dueholm, Groshek, Grover, Hanna, Hephner, Huber, Jackson, Johnson W. A., Jones, Kessler, Kleczka, Korpela, Lipscomb, Looby, McCormick, Mittness, Molinaro, Nager, Nikolay, O'Malley, Orlich, Otte, Pabst, Parkin, Parys, Peloquin, Radcliffe, Rogers, Sanasarian, Stack, Sweda, Tobiasz, Vanderperren and Warren—40.

Absent or not voting—Conta—1.

Motion carried.

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

Motion carried.

LEAVE OF ABSENCE

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

3:30 P.M.

Assemblyman Alfonsi asked unanimous consent that the rules be suspended and that Assembly Bill 365 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, 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, Lipscomb, Looby, Luckhardt, Lynn, McCormick, McDougal, McEssy, Martin, Mathews, Mato, Mittness, Molinaro, Nager, Nikolay, Nitschke, Nuttelman, 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, Warren, Weisensel, Wilcox, Wilger, York and Mr. Speaker—93.

Noes—Merkel, Olson, Wackett and Wing—4.

Absent or not voting—Azim and Conta—2.

Motion carried.

Ordered immediately messaged to the senate.

RULING OF CHAIR ON POINT OF ORDER
ON GERMANENESS OF AMENDMENT 3
TO ASSEMBLY BILL 763

The chair ruled that, while the bill deals with interest rates, discount rates and increases limits on discount loans, the amendment deals with power of attorney to execute

JOURNAL OF THE ASSEMBLY [July 10, 1969]

notes, deals with partly blank notes and with surface fees on notes together with increased license fees. The amendment would accomplish a different purpose, and would require a different title and would alter the nature of the original proposal. Therefore: Amendment 3 is not germane to Assembly Bill 763 and the point of order well taken.

Assembly Bill 763

Relating to interest and discount rates on collateral and discount loans.

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

The roll was taken.

The vote follows:

Ayes—Alberts, Alfonsi, Anderson, Belting, Bock, Bolle, Bradley, Brown, Byers, Conradt, Greider, Grover, Helgeson, Johnson L. H., Johnson W. A., Jones, Kafka, Kenyon, Kleczka, LaFave, Laper, Lewison, Looby, McCormick, McDougal, McEssy, Martin, Merkel, Molinaro, Nikolay, Nitschke, Nuttelman, Olson, Pabst, Packard, Quinn, Radcliffe, Schneeberg, Schroeder, Schwefel, Steinhilber, Sweda, Thompson, Tobiasz, Tregoning, Uehling, Van Hollen, Wackett, Weisensel, Wilcox, Wilger, York and Mr. Speaker—53.

Noes—Atkinson, Baldus, Barbee, Blanchard, Boche, Boeckmann, Czerwinski, Day, Dueholm, Gee, Groshek, Hanna, Hephner, Huber, Hutnik, Jackson, Kessler, Klicka, Korpela, Lipscomb, Luckhardt, Lynn, Mathews, Mato, Mittness, Nager, O'Malley, Orlich, Otte, Parkin, Parys, Peloquin, Rogers, Sanasarian, Schowalter, Sensenbrenner, Shabaz, Sicula, Stack, Stalbaum, Tamms, Vanderperren, Warren and Wing—44.

Absent or not voting—Azim and Conta—2.

Motion carried.

Assemblyman Alfonsi asked unanimous consent that the rules be suspended and that Assembly Bill 763 be given a third reading.

Assemblyman Nager objected.

Assemblyman Alfonsi moved that the rules be suspended and that Assembly Bill 763 be given a third reading.

The roll was taken.

The vote follows:

Ayes—Alberts, Alfonsi, Anderson, Belting, Blanchard, Boche, Bock, Bradley, Brown, Byers, Conradt, Gee, Greider, Grover, Helgeson, Hutnik, Johnson L. H., Johnson W. A., Jones, Kafka, Kenyon, Kleczka, Klicka, LaFave, Laper, Lewison, Looby, McCormick, McDougal, McEssy, Martin, Merkel, Molinaro, Nikolay, Nitschke, Nuttelman, Olson, Pabst, Packard, Parkin, Parys, Quinn, Radcliffe, Schneeberg, Schowalter, Schroeder, Schwefel, Sensenbrenner, Shabaz, Stalbaum, Steinhilber, Sweda, Tamms, Thompson, Tregoning, Uehling, Van Hollen, Wackett, Weisensel, Wilcox, Wilger, Wing, York and Mr. Speaker—64.

Noes—Atkinson, Baldus, Barbee, Boeckmann, Bolle, Czerwinski, Day, Dueholm, Groshek, Hanna, Hephner, Huber, Jackson, Kessler, Korpela, Lipscomb, Lynn, Mathews, Mato, Mittness, Nager, O'Malley, Orlich, Otte, Peloquin, Rogers, Sanasarian, Sricula, Stack, Tobiasz and Vanderperren—31.

Absent or not voting—Azim, Conta, Luckhardt and Warren—4.

Motion carried.

Assembly Bill 763

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, Belting, Bock, Bradley, Brown, Byers, Conradt, Greider, Grover, Helgeson, Hutnik, Johnson L. H., Johnson W. A., Jones, Kafka, Kenyon, Kleczka, Klicka, LaFave, Laper, Lewison, Looby, McCormick, McDougal, McEssy, Martin, Merkel, Molinaro, Nikolay, Nitschke, Nuttelman, Olson, Otte, Pabst, Packard, Quinn, Radcliffe, Schneeberg, Schowalter, Schroeder, Schwefel, Shabaz, Steinhilber, Sweda, Thompson, Tobiasz, Tregoning, Uehling, Van Hollen, Wackett, Weisensel, Wilcox, Wilger, York and Mr. Speaker—57.

Noes—Atkinson, Baldus, Barbee, Blanchard, Boche, Boeckmann, Bolle, Czerwinski, Day, Dueholm, Gee, Groshek, Hanna, Hephner, Huber, Jackson, Kessler, Korpela, Lipscomb, Luckhardt, Lynn, Mathews, Mato, Mittness, Nager, O'Malley, Orlich, Parkin, Parys, Peloquin, Rogers, Sana-

JOURNAL OF THE ASSEMBLY [July 10, 1969]

sarian, Sensenbrenner, Sicula, Stack, Stalbaum, Tamms, Vanderperren, Warren and Wing—40.

Absent or not voting—Azim and Conta—2.

Motion carried.

Ordered immediately messaged to the senate.

The assembly returned to the 10th order of business.

MOTIONS

Assemblyman Alfonsi asked unanimous consent that **Senate Bill 95** be withdrawn from the report of the joint committee on Finance and made a special order on Thursday, July 17th, 10:30 A.M. Granted.

Assemblyman Hutnik asked unanimous consent that the rules be suspended for the introduction of a bill. Granted.

INTRODUCTION AND REFERENCE OF BILLS

Read first time and referred:

Assembly Bill 1004

By Assemblymen Hutnik, Sweda, Parkin, Van Hollen, Groshek and Day.

To joint committee on Finance.

Assembly Bill 1005

By Assemblyman W. A. Johnson.

To committee on Judiciary.

Assemblyman Hutnik asked unanimous consent that **Assembly Bill 1001** be withdrawn from the calendar and referred to joint committee on Finance. Granted.

Assemblyman Shabaz asked unanimous consent that **Assembly Bill 475** be withdrawn from the calendar of June 20th and referred to committee on Municipalities. Granted.

Assemblyman Belting asked unanimous consent that **Assembly Bill 418** be withdrawn from committee on Conservation and referred to the calendar. Granted.

JOURNAL OF THE ASSEMBLY [July 10, 1969]

The assembly returned to the 5th order of business.

COMMUNICATION

Department of State
Madison 2, Wisconsin

July 10, 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
Assembly Bill 103	96	July 11, 1969
Assembly Bill 374	97	July 11, 1969
Senate Bill 78	98	July 11, 1969
Senate Bill 90	99	July 11, 1969
Senate Bill 115	100	July 11, 1969
Senate Bill 167	101	July 11, 1969
Senate Bill 295	102	July 11, 1969
Senate Bill 301	103	July 12, 1969
Senate Bill 302	104	July 12, 1969
Senate Bill 329	105	July 12, 1969
Senate Bill 339	106	July 12, 1969
Senate Bill 375	107	July 12, 1969

Very truly yours,

ROBERT C. ZIMMERMAN,
Secretary of State.

The assembly returned to the 8th order of business.

EXECUTIVE COMMUNICATION

The State of Wisconsin
Executive Office
Madison 53702

July 9, 1969.

To the Honorable, the Assembly:

The following bills, originating in the assembly, have been approved, signed and deposited in the office of the Secretary of State.

JOURNAL OF THE ASSEMBLY [July 10, 1969]

Assembly Bill	Chapter No.	Date Approved
633 -----	109 -----	July 9, 1969
281 -----	110 -----	July 9, 1969

Respectfully submitted,

WARREN P. KNOWLES,
Governor.

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 Summer School Class in recent U.S. history, East High, Madison, Wis., accompanied by Bob Brill, guests of Assemblymen Anderson and Nager.

Dr. Paul M. Paulsen, Sandy and Mike Paulsen from Rosemead, Calif., guests of Assemblyman Mittness and the entire membership.

Joel Maaske and Phil Teel from Milwaukee, Wis., guests of Assemblyman Tamms.

James Kruswick, Mike, Bill and Lenny from New Berlin, Wis., guests of Assemblyman Shabaz.

Mr. Arnold Olson, Menomonie, Wis., guest of Assemblyman Baldus.

Alderman Marie Knipfel from Waukesha, Wis., guest of Assemblyman Mathews.

Mrs. Neal Shaben, a new citizen of Madison, Wis., guest of the entire membership.

Debbie Rusch, Jeanine Jelinski and Judy Brounacker from Minocqua, Wis., guests of Assemblyman Alfonsi.

Doug Mick, Theresa Kleinschmidt and Denise Mick from Marshall, Wisconsin, guests of Assemblyman Weisensel.

George Bablick, member of the Ashland County Board of Supervisors from Butternut, Wisc., guest of Assemblyman Korpela.

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JOURNAL OF THE ASSEMBLY [July 10, 1969]

Mr. and Mrs. Richard Dennik, Gina, Robert, Timothy and James from Greendale, Wis., guests of Assemblyman Wing.

Doug Walters and Bessie Gibson from Madison, Wis., guests of Assemblyman Uehling.

Assemblyman McEssy asked unanimous consent that the assembly adjourn today in honor of the birthday of Assemblyman Bradley. Granted.

Assemblyman Alfonsi asked unanimous consent that the assembly also adjourn in honor of the birthday of the assistant chief clerk, Tom Melvin. Granted.

Assemblyman Alfonsi, pursuant to the foregoing requests, moved that the assembly adjourn to 9:00 A.M. Friday, July 11, 1969.

Motion carried.

4:00 P.M.