

JOURNAL OF THE ASSEMBLY [August 19, 1969]

STATE OF WISCONSIN

Assembly Journal

Seventy-Ninth Regular Session

TUESDAY, August 19, 1969.

10:00 A.M.

The assembly met.

The speaker in the chair.

The prayer was offered by Rev. Ralph P. Clark, Glendale Community Church, 5020 Maher Avenue, Madison, Wis. 53701.

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

The roll was taken.

The result follows:

Present—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, 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, Sana-sarian, Schneeberg, Schowalter, Schroeder, Schwefel, Sen-senbrenner, Shabaz, Sicula, Stack, Stalbaum, Steinhilber, Sweda, Tamms, Thompson, Tobiasz, Tregoning, Uehling, Vanderperren, Van Hollen, Wackett, Warren, Weisensel, Wilcox, Wilger, Wing, York and Mr. Speaker—97.

Absent with leave—Alberts and Lipscomb—2.

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**INTRODUCTION AND REFERENCE OF
JOINT RESOLUTION**

Read first time and referred:

Assembly Joint Resolution 83

By committee on Rules, by request of Assemblymen Byers, Bradley, Alfonsi, Wilger, Wilcox, LaFave, Alberts and Thompson.

To joint committee on Finance.

INTRODUCTION AND REFERENCE OF BILLS

Read first time and referred:

Assembly Bill 1059

By committee on Rules, by request of Assemblymen Anderson, Froehlich, Huber, Nikolay, Alfonsi, Nitschke, Steinhilber and Uehling; co-sponsored by Senators Hollander, McParland and Knowles.

To committee on Education.

Assembly Bill 1060

By committee on Rules, by request of Assemblyman LaFave.

To committee on Transportation.

Assembly Bill 1061

By Assemblyman Lipscomb, by request of The Milwaukee Junior Bar Association.

To committee on Taxation.

Assembly Bill 1062

By Assemblyman Lipscomb.

To committee on Judiciary.

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COMMITTEE REPORT

The joint committee on Finance reports:

Assembly Bill 318

Relating to the establishment of a medical council in the division of motor vehicles.

Emergency statement, adoption; Ayes, 9; Noes, 4 and indefinite postponement; Ayes, 11; Noes, 2.

BYRON F. WACKETT,
Chairman.

EXECUTIVE COMMUNICATION

The State of Wisconsin
Executive Office
Madison 53702

August 15, 1969.

To the Honorable, the Assembly:

The following bill, originating in the Assembly, has been approved, signed and deposited in the office of the Secretary of State.

Assembly Bill	Chapter No.	Date Approved
419 -----	145 -----	August 15, 1969

Respectfully submitted,

WARREN P. KNOWLES,
Governor.

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 642

ACTION ON SENATE MESSAGE

Read first time and referred:

Senate Bill 642

To joint committee on Finance.

Assemblyman Tamms asked unanimous consent that the rules be suspended and that **Senate Bill 642** be withdrawn from joint committee on Finance and taken up at this time.

Assemblyman Pabst objected.

Assemblyman Tamms moved that the rules be suspended and that **Senate Bill 642** be withdrawn from joint committee on Finance and taken up at this time.

The roll was taken.

The vote follows:

Ayes—Anderson, Azim, B a l d u s , Boche, Boeckmann, Conta, Czerwinski, Dueholm, Gee, Hephner, Hutnik, Johnson L. H., Kafka, Mathews, Mato, Parkin, Radcliffe, Rogers, Schneeberg, Schroeder, Sensenbrenner, Sicula, Stack, Stalbaum, Sweda, Tamms, Van Hollen, Warren, Wing and York—30.

Noes—Alfonsi, Atkinson, Barbee, Belting, Blanchard, Bock, Bolle, Bradley, Brown, Byers, Conradt, Day, Greider, Groshek, Grover, Helgeson, Huber, Jackson, Johnson W. A., Jones, Kenyon, Kleczka, Klicka, Korpela, LaFave, Laper, Lewison, Looby, Luckhardt, Lynn, McDougal, McEssy, Martin, Merkel, Mittness, Molinaro, Nikolay, Nitschke, Nuttelman, Olson, O'Malley, Orlich, Otte, Pabst, Packard, Parys, Peloquin, Quinn, Sanasarian, Schowalter, Schwefel, Shabaz, Steinhilber, Thompson, Tobiasz, Tregoning, Uehling, Vanderperren, Wackett, Weisensel, Wilcox, Wilger and Mr. Speaker—63.

Absent or not voting—Alberts, Hanna, Kessler, Lipscomb, McCormick and Nager—6.

Motion failed.

Assemblyman Hanna asked unanimous consent to be recorded as voting "Noe." Granted.

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

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Assemblyman Jackson asked unanimous consent that the assembly proceed to the 10th order of business. Granted.

MOTIONS

Assemblyman Jackson asked unanimous consent to be recorded as voting "Aye" on the motion to withdraw Assembly Bill 615 from the committee on State Affairs and refer to the calendar on August 14th, had he been in his seat. Granted.

The assembly returned to the 9th order of business.

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 amendments 1, 2 and 4 to Senate Bill 545.

Non-concurred in:

Assembly amendment 1 to Senate Bill 544.

ACTION ON SENATE MESSAGE

Read and referred:

Senate Bill 544, assembly amendment 1
To calendar.

Assemblyman Alfonsi asked unanimous consent that the rules be suspended and that Assembly Bill 544 be made a special order at 2:01 P.M. today. Granted.

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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 adopted and asks concurrence in the report of the committee of Conference on:

Senate Bill 95

ACTION ON SENATE MESSAGE

Read and referred:

Senate Bill 95

To calendar.

Assemblyman Alfonsi asked unanimous consent that the rules be suspended and that **Senate Bill 95** be made a special order at 2:00 P.M. today. Granted.

LEAVE OF ABSENCE

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

Assemblyman Shabaz asked unanimous consent that the assembly stand recessed for 20 minutes for the purpose of a Democratic party caucus. Granted.

10:25 A.M.

RECESS

11:00 A.M.

The assembly reconvened.

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

2:01 P.M.

RECESS

4:30 P.M.

The assembly reconvened.

The sergeant at arms was ordered by the speaker to bring in the absent members.

Assemblyman Alfonsi rose to point of order that the hour of 2:00 P.M. had arrived, the time of special order set for Senate Bill 95.

The chair ruled the point of order well taken.

SPECIAL ORDER

Senate Bill 95

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

**REPORT OF COMMITTEE OF CONFERENCE
ON SENATE BILL 95**

The members of the committee of Conference on Senate Bill 95 report and recommend:

1. That both Houses recede from their respective positions on Senate Bill 95; and
2. That both Houses concur in senate substitute amendment 3 to Senate Bill 95 which is herewith offered by the committee of Conference as their report.

Dated this 12th day of August, 1969.

Senator Walter G. Hollander,
Chairman.

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Senator Reuben LaFave
Senator Alex J. Meunier
Assemblyman Byron F. Wackett
Assemblyman Paul R. Alfonsi
Assemblyman John C. Shabaz

The question was: Shall the report of the committee of Conference be concurred in?

Assemblyman W. A. Johnson asked unanimous consent to read from a printed document.

Assemblyman Shabaz objected.

The question was: Shall the report of the committee of Conference be concurred in?

The assembly returned temporarily to the 10th order of business at the request of Assemblyman Huber.

LEAVE OF ABSENCE

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

The question was: Shall the report of the committee of Conference be concurred in?

The roll was taken.

The vote follows:

Ayes—Alfonsi, Azim, Belting, Blanchard, Boche, Bock, Bradley, Byers, Gee, Greider, Helgeson, Hutnik, Johnson L. H., Kafka, Kenyon, Klicka, LaFave, Laper, Lewison, Luckhardt, 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—49.

Noes—Anderson, Atkinson, Baldus, Barbee, Boeckmann, Bolle, Brown, Conradt, Conta, Czerwinski, Day, Dueholm, Groshek, Grover, Hanna, Hephner, Huber, Jackson, Johnson W. A., Jones, Kessler, Kleczka, Korpela, Looby, Lynn,

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McCormick, Mathews, Mato, Mittness, Molinaro, Nager, Nikolay, O'Malley, Orlich, Otte, Pabst, Parys, Peloquin, Radcliffe, Rogers, Sanasarian, Sicula, Stack, Sweda, Tobiasz, Vanderperren and Warren—47.

Absent or not voting—Alberts, Lipscomb and McDougal—3.

Motion carried.

Ordered immediately messaged to the senate.

Assemblyman Alfonsi moved that the assembly adjourn.

Assemblyman Korpela asked unanimous consent that the rules be suspended and that **Senate Bill 642** be withdrawn from joint committee on Finance and taken up at this time.

Assemblyman Shabaz objected.

Assemblyman Korpela moved that the rules be suspended and that **Senate Bill 642** be withdrawn from joint committee on Finance and taken up at this time.

The question was: Shall the rules be suspended and **Senate Bill 642** be withdrawn from joint committee on Finance and taken up at this time?

Assemblyman Huber asked unanimous consent that the assembly stand recessed for 15 minutes. Granted.

7:00 P.M.

RECESS

7:30 P.M.

The assembly reconvened.

The question was: Shall the rules be suspended and **Senate Bill 642** be withdrawn from joint committee on Finance and taken up at this time?

The chair stated the proper question to be: Shall the assembly adjourn?

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POINT OF ORDER

Assemblyman Peloquin rose to point of order that the question was the motion to withdraw Senate Bill 642 from joint committee on Finance and take up.

RULING OF THE CHAIR ON POINT OF ORDER

The chair ruled that the motion to adjourn was neither debatable nor open to other motions unless the maker of the motion to adjourn would yield on the basis of courtesy. Such yield still not to have any impact on the priority of the motion to adjourn and therefor the motion to withdraw Senate Bill 642 from the joint committee on Finance while made, still was not in order and the point of order not well taken.

The question was: Shall the assembly adjourn?

The roll was taken.

The vote follows:

Ayes—Alfonsi, Azim, Belting, Blanchard, Boche, Bock, Bradley, Byers, Conradt, Gee, Greider, Hanna, Helgeson, Hutnik, Johnson L. H., Kafka, Kenyon, Klicka, LaFave, Laper, Lewison, Luckhardt, 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.

Noes—Anderson, Atkinson, Baldus, Barbee, Boeckmann, Bolle, Brown, Conta, Czerwinski, Day, Dueholm, Groshek, Grover, Hephner, Huber, Jackson, Johnson W. A., Jones, Kessler, Kleczka, Korpela, Looby, Lynn, McCormick, Mathews, Mato, Mittness, Molinaro, Nikolay, O'Malley, Orlich, Otte, Pabst, Parys, Peloquin, Radcliffe, Rogers, Sana-sarian, Sicula, Stack, Sweda and Tobiasz—42.

Absent or not voting—Alberts, Lipscomb, McDougal, Nager, Vanderperren and Warren—6.

Motion carried.

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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:

Caldwell Johnson from Eau Claire, guest of Assemblymen Looby and Mato.

Chester Smith and J. R. Thomas from Loyal, Wis., guests of Assemblyman Nikolay.

The Robert Joneses from Milwaukee, Wis., guests of the entire membership.

Ruth Tamms, Judith and Sandra Tamms, wife, daughters and special guests of Assemblyman Tamms.

Hubert Brown, Richard LaFave, county board chairman, and Edwin Affolter from Racine County, Wis., guests of Assemblyman Warren.

Clarence Boyke, of the Fond du Lac County Board and Marvin Hayes from Campbellsport, Wis., guests of Assemblymen McEssy and Schwefel.

Mr. and Mrs. Oscar H. Laper from Markesan, Wis., guests of Assemblymen Laper and Wilcox.

Chris Kienitz and Steve Bruemmer from Madison, Wis., guests of the entire membership.

Mr. and Mrs. Byron Kittleson from Mt. Horeb, Wis., guests of Assemblyman O'Malley.

Emil Schoessow and family, 1215 Sherman Ave., So. Milwaukee, Wis.; Pat Sullivan from Frankfort, Germany; Joseph F., Marilyn, Denise and Gail Byrne from Milwaukee, Wis., all guests of the entire membership.

Mrs. Roland J. Cross, Ellen Ann, Dale and Bruce from Oregon, Wis., guests of Assemblyman O'Malley.

Donald S. Bond and Miss Margaret M. Bond from Princeton, N. J., guests of the entire assembly.

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**Morris Lara, Scoutmaster, Troop 256, Oak Creek, Wis.,
guest of Assemblyman Hanna.**

**Leigh O. Peterson from Eau Claire, Wis., guest of As-
semblymen Looby and Mato.**



**The assembly adjourned to 10:00 A.M. Wednesday, Au-
gust 20, 1969.**

8:20 P.M.