

JOURNAL OF THE ASSEMBLY [August 20, 1969]

STATE OF WISCONSIN

# Assembly Journal

Seventy-Ninth Regular Session

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WEDNESDAY, August 20, 1969.

10:00 A.M.

The assembly met.

The speaker in the chair.

The prayer was offered by Assemblyman York.

Assemblyman Groshek 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, 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—97.

Absent with leave—Alberts and Lipscomb—2.

AMENDMENTS OFFERED

Assembly substitute amendment 1 to **Assembly Bill 1043** offered by Assemblyman Baldus.

Assembly amendment 1 to **Assembly Resolution 37** offered by Assemblyman Baldus.

Assembly amendment 4 to **Assembly Bill 239** offered by Assemblyman Baldus.

Assembly amendment 1 to **Senate Bill 642** offered by Assemblymen Czerwinski, Orlich and Nager.

Assembly amendment 2 to **Senate Bill 642** offered by Assemblymen Czerwinski, Orlich, Kessler, Conta and Nager.

Assembly amendment 3 to **Senate Bill 642** offered by Assemblyman Conta.

Assembly amendments 4 and 5 to **Senate Bill 642** offered by Assemblyman Froehlich.

Assembly substitute amendment 1 to **Senate Bill 642** offered by Assemblymen Parkin, Tamms, Sensenbrenner, Wing and Azim.

Assembly substitute amendment 1 to **Assembly Bill 1012** offered by Assemblyman Hutnik.

Assembly substitute amendment 2 to **Senate Bill 642** offered by Assemblyman Merkel.

Assembly substitute amendment 1 to **Assembly Bill 708** offered by Assemblyman Molinaro.

Assembly substitute amendment 1 to **Assembly Bill 1063** offered by Assemblymen Sensenbrenner, Azim, Wing and Parkin.

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PETITIONS

**Assembly Petition 294**

By Assemblyman Bock.

To committee on Public Welfare.

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COMMUNICATION

The State of Wisconsin  
Department of State  
Madison 53702

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**August 19, 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 August 12, 1969, and ending August 18, 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 1506.

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**EXECUTIVE COMMUNICATIONS**

**The State of Wisconsin  
Executive Office  
Madison 53702**

**August 19, 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.

<b>Assembly Bill</b>	<b>Chapter No.</b>	<b>Date Approved</b>
605 -----	147 -----	August 19, 1969
34 -----	148 -----	August 19, 1969
478 -----	149 -----	August 19, 1969
606 -----	150 -----	August 19, 1969
685 -----	151 -----	August 19, 1969

Respectfully submitted,

**WARREN P. KNOWLES,  
Governor.**

GOVERNOR'S VETO MESSAGE

August 19, 1969.

To The Honorable, The Assembly:

I am returning **Assembly Bill 90** to you without my approval.

**Assembly Bill 90** provides that under a system of uniform retirement, a judge or justice position may be filled by spring election prior to July 31st retirements. The office of justice would then be vacant from July 31st until the first Monday in January following retirement. The bill directs the Governor to fill the vacancy by appointment of the individual who was successful in the spring election.

While it is entirely probable that the Governor would appoint this individual, I do not believe that it is constitutional to direct the Governor to make an appointment of a given individual when the appointment power is granted to the Governor by the Constitution (Article VII, Section 9, Wisconsin Constitution).

Even assuming that the Legislature may direct the Governor to make a specific appointment, the bill may violate the Constitution by other provisions. For instance, it is also questionable whether the Legislature may provide for an election in anticipation of such a vacancy under the Wisconsin Constitution. The existence of the vacancy as an accomplished fact is the legal justification for both the appointment by the Governor and the subsequent election of a successor under the terms of Article VII, Section 9, Wisconsin Constitution.

Finally, Article VII, Section 9, Wisconsin Constitution, provides that a circuit judge elected because of a vacancy in such an office shall hold his office "for such term as the Legislature prescribes for circuit judges elected under section seven of this article." Such term is set forth in Section 252.01, Wisconsin Statutes, which states:

"252.01 Term of Office. The term of office of every elected circuit judge is 6 years, and until his successor is elected and qualified, which term commences with the first Monday in January next succeeding his election."

Article VII, Section 7 of the Wisconsin Constitution provides that:

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“ . . . *Every* circuit judge . . . shall hold his office for such term and receive such compensation as the Legislature shall prescribe. . . .” (emphasis supplied)

The constitutional language indicates an intention that the terms of office of circuit judges shall be uniform. It would then be unconstitutional to create a term of six years and five months, as **Assembly Bill 90** does, to be applicable only in the case of vacancy in office caused by retirement, while other terms of circuit judges are limited to six years.

For the above reasons, I am returning **Assembly Bill 90** to you without my approval.

Respectfully submitted,

WARREN P. KNOWLES,  
Governor.

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MOTIONS

MOTIONS UNDER JOINT RULE 26

The State of Wisconsin \* \* \* Citation by the Legislature

Know you by these presents:

Whereas, Miss Verna E. Baertschy, PH.B., 1930, University of Wisconsin; taught History and English at Cornell High School 1926-29; served as Librarian Sparta High School, 1930-43; served as Senior Assistant Librarian, University of Wisconsin Law School, 1943-45; became Law Librarian, 1945; and has served with high distinction and dedication in that capacity.

Whereas, under Miss Baertschy's leadership, vision, and ability, the University library expanded its physical size, number of volumes, and service manifold. She manifested concern for students, faculty, and practicing lawyers causing the library to be useful to that end.

Whereas, Miss Baertschy is the University of Wisconsin Law School Librarian; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Assemblyman Barbee, under Joint Rule 26, commends Miss Verna E. Baertschy for 43 years of faithful and distinguished service to education, library science, for her ex-

emplary life and work which inspired students, faculty, and staff; and wishes her well in her new endeavors upon retirement.

The question was: Adoption?  
Motion carried.

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

Whereas, on September 1, 1969, Angus Rothwell will retire from the state service; and

Whereas, 43 of his 64 years have been spent in the public service, as teacher, educator and administrator; and

Whereas, from 1961 to 1966 he was the State Superintendent of Public Instruction, duly elected by the people of this state and then in 1966 he became the executive director of the Coordinating Council for Higher Education; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Assemblyman L. H. Johnson, under Joint Rule 26, recognize the achievements of Mr. Angus Rothwell in the education field and wish to express to him their deepest appreciation for his commendable record of public service.

The question was: Adoption?  
Motion carried.

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

Whereas, Saint Joseph Catholic Church of Gratiot, Wisconsin is celebrating 100 years of services to the people of the community; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Assemblyman Tregoning and Senator Roseleip, under Joint Rule 26, do congratulate you and wish you another 100 years of service to the people and area you serve so well.

The question was: Adoption?  
Motion carried.

Ordered immediately messaged to the senate.

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**LEAVE OF ABSENCE**

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

Assemblyman Alfonsi asked unanimous consent that the assembly stand recessed for 45 minutes. Granted.

10:20 A.M.

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**RECESS**

2:00 P.M.

The assembly reconvened.

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

2:00 P.M.

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**RECESS**

5:00 P.M.

The assembly reconvened.

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**MOTION UNDER JOINT RULE 26**

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

Whereas, Daniel Mosley two years ago created the idea of Freedom Stamps;

Whereas the purpose of Freedom Stamps fosters and is in fact Black Capitalism and Black Pride;

Whereas the concept of Freedom Stamps establishes honest and equal communication between black ghetto residents and businessmen; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Assemblyman Barbee, under Joint Rule 26, commend

Daniel Mosley for creating the idea of Freedom Stamps and hoping that Freedom Stamps accomplishes its purpose of Black Capitalism and Black Pride.

The question was: Adoption?

Motion carried.

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### LEAVE OF ABSENCE

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

Assemblyman Alfonsi asked unanimous consent that the rules be suspended and that **Senate Bill 619** be withdrawn from the calendar of July 22nd and taken up. Granted.

#### **Senate Bill 619**

Relating to postponing the finalization of the act creating Menominee county.

The question was: Shall **Senate Bill 619** 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—Alfonsi, Anderson, Atkinson, Baldus, Barbee, 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, Nikolay, Nitschke, Nuttelman, Olson, O'Malley, Orlich, Otte, Pabst, Packard, Parkin, Parys, Peloquin, Quinn, Radcliffe, Rogers, Sanasarian, Schneeberg, Schowalter, Schroeder, Schwefel, Sensenbrenner, Shabaz,

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Sicula, Stack, Stalbaum, Steinhilber, Sweda, Thompson, Tobiasz, Tregoning, Uehling, Vanderperren, Van Hollen, Wackett, Warren, Wilcox, Wilger, Wing, York and Mr. Speaker—92.

Noes—Azim, Belting, Tamms and Weisensel—4.

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

Motion carried.

Ordered immediately messaged to the senate.

Assemblyman Alfonsi asked unanimous consent that **Senate Bill 352** on the calendar of July 15th be taken up. Granted.

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SECOND READING AND AMENDMENT OF  
SENATE BILLS

**Senate Bill 352**

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

The question was: Shall assembly amendment 1 be adopted?

Assembly amendment 1 was returned to the author.

The question was: Shall **Senate Bill 352** 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—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, McEssy, Martin, Mathews, Mato, Merkel, Mittness, Molinaro, 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—95.

Noes—None.

Absent or not voting—Alberts, Lipscomb, McDougal and Nager—4.

Motion carried.

Ordered immediately messaged to the senate.

Assemblyman Alfonsi rose to point of order that the hour of 2:01 P.M. had arrived, the time of special order set for **Senate Bill 544**.

The chair ruled the point of order well taken.

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### SPECIAL ORDER

#### **Senate Bill 544**

Relating to a highway fund budget bill.

Assembly amendment 1 to **Senate Bill 544** had not been concurred in by the senate.

Assemblyman Alfonsi moved that the assembly recede from its position on assembly amendment 1 to **Senate Bill 544**.

Assemblyman Nitschke in the chair.

The question was: Shall the assembly recede from its position?

The roll was taken.

The vote follows:

Ayes—Alfonsi, Anderson, Baldus, Blanchard, Bock, Boeckmann, Bolle, Bradley, Brown, Byers, Conradt, Conta,

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Gee, Greider, Grover, Hanna, Huber, Jones, Kafka, Kenyon, Kessler, Korpela, LaFave, Laper, Lewison, Looby, Lynn, McCormick, McDougal, McEssy, Mathews, Mittness, Molinaro, Nitschke, Olson, O'Malley, Orlich, Otte, Packard, Parys, Sanasarian, Schowalter, Schwefel, Sensenbrenner, Shabaz, Sicula, Stalbaum, Steinhilber, Thompson, Tobiasz, Uehling, Vanderperren, Warren, Weisensel, Wilcox and Wilger—56.

Noes—Atkinson, Azim, Barbee, Belting, Boche, Czerwinski, Day, Dueholm, Groshek, Helgeson, Hephner, Hutnik, Jackson, Johnson L. H., Johnson W. A., Kleczka, Klicka, Luckhardt, Martin, Mato, Merkel, Nikolay, Nuttelman, Pabst, Parkin, Peloquin, Quinn, Radcliffe, Rogers, Schneeberg, Stack, Sweda, Tamms, Tregoning, Van Hollen, Wackett, Wing, York and Mr. Speaker—39.

Absent or not voting—Alberts, Lipscomb, Nager and Schroeder—4.

**Motion carried.**

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

Ordered immediately messaged to the senate.

The assembly returned to the 6th order of business.

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### COMMITTEE REPORT

The committee on Rules reports and recommends for introduction:

#### **Assembly Resolution —**

(By committee on Rules) A resolution adjourning the assembly (except for skeleton sessions) from August 20, 1969, to October 7, 1969, for the purpose of holding public hearings and taking committee action.

Introduction; Ayes, 9; Noes, 0.

#### **Assembly Bill —**

(By committee on Rules, by request of Assemblymen Froehlich and Martin) An act relating to appropriations for inner city projects.

Introduction; Ayes, 9; Noes, 0.

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### Assembly Bill —

(By committee on Rules, by request of Assemblyman Merkel) An act relating to Milwaukee school system assistance, 1969-71 school aid guarantees and excess aid phase-out assistance, a mobile home sales tax exemption, the taxation of mutual insurance companies and making an appropriation.

Introduction ; Ayes, 7 ; Noes, 3.

GREGOR J. BOCK,  
Chairman.

Assemblyman Alfonsi asked unanimous consent that the rules be suspended and that the assembly bill which will have the number 1063 be withdrawn from the committee report and taken up at this time.

Assemblyman Peloquin objected.

Assemblyman Alfonsi moved that the rules be suspended and that the assembly bill which will have the number 1063 be withdrawn from the committee report and taken up at this time.

The roll was taken.

The vote follows:

Ayes—Alfonsi, Anderson, Azim, Blanchard, Boche, Bock, Bradley, Byers, Conradt, Gee, Greider, Helgeson, Hutnik, Johnson L. H., Kafka, Kenyon, Klicka, Korpela, LaFave, Laper, Lewison, Luckhardt, McEssy, Martin, Mathews, Merkel, Mittness, Nitschke, Nuttelman, Olson, O'Malley, Packard, Parkin, Quinn, Schneeberg, Schowalter, Schroeder, Schwefel, Sensenbrenner, Shabaz, Stalbaum, Steinhilber, Tamms, Thompson, Tregoning, Uehling, Vanderperren, Van Hollen, Wackett, Weisensel, Wilcox, Wilger, Wing, York and Mr. Speaker—55.

Noes—Atkinson, Baldus, Barbee, Belting, Boeckmann, Bolle, Brown, Conta, Czerwinski, Day, Dueholm, Groshek, Grover, Hanna, Hephner, Huber, Jackson, Johnson W. A., Jones, Kessler, Kleczka, Looby, Lynn, McCormick, McDougal, Mato, Molinaro, Nikolay, Orlich, Otte, Pabst, Parys, Peloquin, Radcliffe, Rogers, Sanasarian, Sicula, Stack, Sweda, Tobiasz and Warren—41.

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

Motion failed.

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Assemblyman Alfonsi asked unanimous consent that the rules be suspended and that the assembly bill which will have the number 1064 be withdrawn from the committee report and taken up at this time. Granted.

### Assembly Bill 1064

Relating to appropriations for inner city projects.

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

Assemblyman Olson moved indefinite postponement.

The question was: Shall the bill be indefinitely postponed?

The roll was taken.

The vote follows:

Ayes—Belting, Conradt, Groshek, Hanna, Klicka, Merkel, Olson and Schowalter—8.

Noes—Alfonsi, Anderson, Atkinson, Azim, Baldus, Barbee, Blanchard, Boche, Bock, Boeckmann, Bolle, Bradley, Brown, Byers, Conta, Czerwinski, Day, Dueholm, Gee, Greider, Grover, Helgeson, Hephner, Huber, Hutnik, Jackson, Johnson L. H., Johnson W. A., Jones, Kafka, Kenyon, Kessler, Kleczka, Korpela, LaFave, Laper, Lewison, Looby, Luckhardt, Lynn, McCormick, McDougal, McEssy, Martin, Mathews, Mato, Mittness, Molinaro, Nikolay, Nitschke, Nuttelman, O'Malley, Orlich, Otte, Pabst, Packard, Parkin, Parys, Peloquin, Quinn, Radcliffe, Rogers, Sanasarian, Schneeberg, Schroeder, 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—87.

Absent or not voting—Alberts, Lipscomb, Nager and Schwefel—4.

Motion failed.

Ordered engrossed and read a third time.

Referred to joint committee on Finance.

Withdrawn from joint committee on Finance.

Ordered engrossed and read a third time.

Assemblyman Alfonsi asked unanimous consent that the rules be suspended and that Assembly Bill 1064 be given a third reading.

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## POINT OF ORDER

Assemblyman Olson rose to point of order that the bill carried an emergency clause and could not be signed into law by the Governor prior to having signed the budget bill into law.

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## RULING OF CHAIR ON POINT OF ORDER

The chair ruled that according to statutes the Governor will not be prevented from signing Assembly Bill 1064 into law, if passed, prior to signing the budget bill into law and the point of order was not well taken.

Rules suspended.

### Assembly Bill 1064

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

The roll was taken.

The vote follows:

Ayes—Alfonsi, Anderson, Atkinson, Azim, Baldus, Barbee, Blanchard, Bock, Boeckmann, Bolle, Bradley, Brown, Byers, 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, Korpela, LaFave, Laper, Lewison, Looby, Luckhardt, Lynn, McCormick, McEssy, Martin, Mathews, Mato, Mittness, Molinaro, Nikolay, Nitschke, Nuttelman, O'Malley, Orlich, Otte, Pabst, Packard, Parkin, Parys, Peloquin, Quinn, Radcliffe, Rogers, Sanasarian, Schneeberg, Schowalter, Schroeder, 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—88.

Noes—Belting, Boche, Conradt, Klicka, McDougal, Merkel, Olson and Schwefel—8.

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

Motion carried.

Ordered immediately messaged to the senate.

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Assemblyman Alfonsi asked unanimous consent that the rules be suspended and that the resolution which will have the number 49 be withdrawn from the committee report and taken up at this time.

Assemblyman Azim objected.

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### **POINT OF ORDER**

Assemblyman Azim rose to point of order that the proper procedure in bringing **Assembly Resolution 49** before the assembly had not been followed and the resolution was not properly before the assembly.

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### **RULING OF THE CHAIR ON POINT OF ORDER**

The chair ruled that suspension of the rules had been granted and therefore **Assembly Resolution 49** was properly before the assembly and the point of order was not well taken.

Assemblyman Alfonsi moved that the rules be suspended and that the assembly resolution which will have the number 49 be withdrawn from the committee report and taken up at this time.

Assemblyman Alfonsi asked unanimous consent that the motion be temporarily laid aside. **Granted.**

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### **MOTIONS CONTINUED**

Assemblyman Conta 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 McEssy objected.

Assemblyman Conta 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.

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### **The vote follows:**

Ayes—Anderson, Atkinson, Azim, Baldus, Barbee, Boeckmann, Brown, Conta, Czerwinski, Day, Dueholm, Groshek, Hanna, Jackson, Johnson L. H., Johnson W. A., Kenyon, Kessler, Kleczka, Korpela, Looby, Lynn, Mathews, Mato, Nikolay, O'Malley, Orlich, Parkin, Radcliffe, Sanasarian, Sensenbrenner, Sricula, Sweda, Tamms, Uehling, Vanderperren, Warren, Weisensel and Wing—39.

Noes—Alfonsi, Belting, Blanchard, Boche, Bock, Bolle, Bradley, Byers, Conradt, Gee, Greider, Grover, Helgeson, Hephner, Huber, Hutnik, Jones, Kafka, Klicka, LaFave, Laper, Lewison, Luckhardt, McCormick, McDougal, McEssy, Martin, Merkel, Mittness, Molinaro, Nitschke, Nuttelman, Olson, Otte, Pabst, Packard, Parys, Peloquin, Quinn, Rogers, Schneeberg, Schowalter, Schroeder, Schwefel, Shabaz, Stack, Stalbaum, Steinhilber, Thompson, Tobiasz, Tregoning, Van Hollen, Wackett, Wilcox, Wilger, York and Mr. Speaker—57.

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

Motion failed.

**The assembly returned to the 3rd order of business.**

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## INTRODUCTION AND REFERENCE OF RESOLUTIONS

Read and referred:

### **Assembly Resolution 49**

By committee on Rules.

To calendar.

**The assembly returned to the 4th order of business.**

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## INTRODUCTION AND REFERENCE OF BILLS

Read first time and referred:

### **Assembly Bill 1063**

By committee on Rules, by request of Assemblyman Merkel.

To calendar.

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**Assembly Resolution 49**

Adjourning the assembly (except for skeleton sessions) from August 20, 1969, to October 7, 1969, for the purpose of holding public hearings and taking committee action.

Whereas, legislation of vital import before the Wisconsin assembly requires public hearing, so that the people of this state may express their opinions on the laws proposed to govern them; now, therefore, be it

*Resolved by the assembly*, That the full assembly adjourn, for the purposes of public hearings and committee action, on August 20, 1969 until October 7, 1969; and, be it further

*Resolved*, That skeleton sessions be held as necessary; and, be it further

*Resolved*, That the speaker or a majority of the members of the assembly by signing a petition, may reconvene the complete assembly for full sessions when the public business requires, with all members being notified two weeks, or more if possible, before such sessions are scheduled.

Assemblyman Alfonsi moved that the rules be suspended and that **Assembly Resolution 49** be withdrawn from the calendar and taken up at this time.

The roll was taken.

The vote follows:

Ayes—Alfonsi, Anderson, Atkinson, Belting, Blanchard, Boche, Bock, Boeckmann, Bradley, Byers, Conradt, Gee, Greider, Helgeson, Huber, Hutnik, Johnson L. H., Kafka, Kenyon, Klicka, LaFave, Laper, Lewison, Luckhardt, McDougal, McEssy, Martin, Merkel, Mittness, Nitschke, Nuttelman, Olson, O'Malley, Packard, Quinn, Schowalter, Schroeder, Schwefel, Shabaz, Stalbaum, Steinhilber, Sweda, Thompson, Tregoning, Uehling, Vanderperren, Van Hollen, Wackett, Warren, Weisensel, Wilcox, Wilger, York and Mr. Speaker—54.

Noes—Azim, Baldus, Barbee, Bolle, Brown, Conta, Czerwinski, Day, Dueholm, Groshek, Grover, Hanna, Hephner, Jackson, Johnson W. A., Jones, Kessler, Kleczka, Korpela, Looby, Lynn, McCormick, Mathews, Mato, Molinaro, Nikolay, Orlich, Otte, Pabst, Parkin, Parys, Peloquin, Radcliffe,

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Rogers, Sanasarian, Schneeberg, Sensenbrenner, Sicula, Stack, Tamms, Tobiasz and Wing—42.

Absent or not voting—Alberts, Lipscomb and Nager—3.  
Motion failed.

Assemblyman Alfonsi moved that the assembly adjourn to 9:00 A.M. Thursday, August 21, 1969.

Assemblyman Alfonsi asked unanimous consent to withdraw his motion.

Assemblyman McEssy objected.

Assemblyman McEssy withdrew his objection.

Motion withdrawn.

Assemblyman Alfonsi moved that the assembly adjourn to 9:00 A.M. Friday, August 22, 1969, with the understanding that said session be a skeleton session and skeleton sessions be held every three days and the adjournment shall not prevent public hearings and committee actions during the duration of this adjournment until October 7, 1969.

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### POINT OF ORDER

Assemblyman Peloquin rose to point of order that the motion was not proper since it contained the language present in **Assembly Resolution 49**.

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### RULING OF CHAIR ON POINT OF ORDER

The chair ruled that the member making a motion could choose his own wording and the point of order was not well taken.

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

6:20 P.M.

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RECESS

6:45 P.M.

The assembly reconvened.

The question was: Shall the assembly adjourn to 9:00 A.M. Friday, August 22, 1969, with the understanding that said session be a skeleton session and skeleton sessions be held every three days and the adjournment shall not prevent public hearings and committee actions during the duration of this adjournment until October 7, 1969?

Assemblyman Alfonsi withdrew that motion.

Assemblyman Alfonsi moved that the assembly adjourn.

The roll was taken.

The vote follows:

Ayes—Alfonsi, 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, Orlich, Packard, Quinn, Schneeberg, Schowalter, Schroeder, Schwefel, Shabaz, Stalbaum, Steinhilber, Thompson, Tregoning, Uehling, Van Hollen, Wackett, Weisensel, Wilcox, Wilger, York and Mr. Speaker—48.

Noes—Anderson, Atkinson, Azim, Baldus, Barbee, Boeckmann, Bolle, Brown, Conta, Czerwinski, Day, Dueholm, Groshek, Grover, Hanna, Hephner, Huber, Jackson, Johnson W. A., Jones, Kessler, Kleczka, Korpela, Looby, McCormick, Mathews, Mato, Mittness, Molinaro, Nikolay, O'Malley, Otte, Pabst, Parkin, Parys, Peloquin, Radcliffe, Rogers, Sanasarian, Sensenbrenner, Sicula, Stack, Sweda, Tamms, Tobiasz, Vanderperren, Warren and Wing—48.

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

Motion failed.

Assemblyman Hephner moved that the rules be suspended and that Assembly Bill 208 be withdrawn from joint committee on Finance and taken up at this time.

The roll was taken.

The vote follows:

Ayes—Anderson, Atkinson, Azim, Baldus, Barbee, Bock, Boeckmann, Bolle, Brown, Conta, Czerwinski, Day, Dueholm, Groshek, Grover, Hanna, Hephner, Huber, Jackson,

Johnson W. A., Jones, Kafka, Kessler, Kleczka, Korpela, Laper, Looby, Lynn, McCormick, Mathews, Mato, Mittness, Molinaro, Nikolay, O'Malley, Orlich, Otte, Pabst, Parkin, Parys, Peloquin, Radcliffe, Rogers, Sanasarian, Sensenbrenner, Sicula, Stack, Sweda, Tamms, Tobiasz, Uehling, Vanderperren, Weisensel and Wing—54.

Noes—Alfonsi, Belting, Blanchard, Boche, Bradley, Byers, Conradt, Greider, Helgeson, Hutnik, Johnson L. H., Kenyon, Klicka, LaFave, Lewison, Luckhardt, McDougal, McEssy, Martin, Merkel, Nitschke, Nuttelman, Olson, Packard, Quinn, Schneeberg, Schowalter, Schroeder, Schwefel, Shabaz, Steinhilber, Thompson, Tregoning, Van Hollen, Wackett, Wilcox, Wilger, York and Mr. Speaker—39.

Absent or not voting—Alberts, Gee, Lipscomb, Nager, Stalbaum and Warren—6.

Motion failed.

Assemblyman Alfonsi moved a

### CALL OF THE ASSEMBLY

There were sufficient seconds.

The sergeant-at-arms was directed to close the doors and the chief clerk to call the roll.

Roll was called by the chief clerk.

Members absent without leave: Barbee, L. H. Johnson, Kenyon, McDougal, McEssy, Nager and Radcliffe.

7:00 P.M.

The assembly remained informal.

8:05 P.M.

The assembly was called to order by the speaker.

The sergeant-at-arms reported that all members were present except Barbee and L. H. Johnson.

Assemblyman Alfonsi moved that the report of the sergeant-at-arms be accepted and the call of the assembly be lifted.

Motion carried.

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**MOTIONS CONTINUED**

Assemblyman Parkin asked unanimous consent that the rules be suspended and that **Assembly Bill 1063** be withdrawn from the calendar and taken up at this time.

Assemblyman Peloquin objected.

Assemblyman Parkin moved that the rules be suspended and that **Assembly Bill 1063** be withdrawn from the calendar and taken up at this time.

The roll was taken.

The vote follows:

- Ayes—Alfonsi, Anderson, Azim, Belting, Blanchard, Boche, Bock, Bradley, Byers, Conradt, Gee, Greider, Helgeson, Hutnik, Kafka, Kenyon, Klicka, Korpela, 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—53.

Noes—Atkinson, Baldus, Boeckmann, Bolle, Brown, Conta, Czerwinski, Day, Dueholm, Groshek, Grover, Hanna, Hephner, Huber, Jackson, Johnson W. A., Jones, Kessler, Kleczka, Looby, Lynn, McCormick, Mato, Mittness, Molinaro, Nager, Nikolay, Orlich, Otte, Pabst, Parys, Peloquin, Radcliffe, Rogers, Sanasarian, Sicula, Stack, Sweda, Tobiasz and Vanderperren—40.

Absent or not voting—Alberts, Barbee, Johnson L. H., Lipscomb, O'Malley and Warren—6.

Motion failed.

Assemblyman Alfonsi moved that the assembly adjourn to 9:00 A.M. Friday, August 22, 1969, with the understanding that said session be a skeleton session and skeleton sessions be held every three days and the adjournment shall not prevent public hearings to be held or other committee actions for the duration of this adjournment until October 7, 1969, and that either the speaker on his own motion, or a petition signed by a majority of the members elected may call the assembly into regular session, but to give two weeks notice of such call.

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**The roll was taken.**

**The vote follows:**

Ayes—Alfonsi, Atkinson, Azim, Belting, Blanchard, Boche, Bock, Bradley, Brown Byers, Conradt, Day, Gee, Greider, Helgeson, Hutnik, Kafka, Kenyon, Kessler, Klicka, LaFave, Laper, Lewison, Luckhardt, McDougal, McEssy, Martin, Merkel, Nitschke, Nuttelman, Olson, Packard, Parkin, Quinn, Radcliffe, Schneeberg, Schowalter, Schroeder, Schwefel, Sensenbrenner, Shabaz, Stalbaum, Steinhilber, Tamms, Thompson, Tregoning, Uehling, Van Hollen, Wackett, Weisensel, Wilcox, Wilger, Wing, York and Mr. Speaker—55.

Noes—Anderson, Baldus, Boeckmann, Bolle, Conta, Czerwinski, Dueholm, Groshek, Grover, Hanna, Hephner, Huber, Jackson, Johnson W. A., Jones, Kleczka, Korpela, Looby, Lynn, McCormick, Mathews, Mato, Mittness, Molinaro, Nager, Nikolay, O'Malley, Orlich, Otte, Pabst, Parys, Pelouquin, Rogers, Sanasarian, Sricula, Stack, Sweda, Tobiasz and Vanderperren—39.

Absent or not voting—Alberts, Barbee, Johnson L. H., Lipscomb and Warren—5.

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:

Mr. and Mrs. Alfred Kahl, 1113 Orchard, Muscatine, Ia., Mrs. Harry H. Stormer, 131 N. Hazelwood, Davenport, Ia. and Robert Thomas from Davenport, Iowa, guests of the entire assembly.

Lori, Jeff, Chris Thomas and Mrs. Eugene Gilbertson from Dodgeville, Wis., guests of Assemblyman Bock.

Hubert Diekvoss and family from Campbellsport, Wis., guests of the entire assembly.

Mrs. John C. Loper, Tom, Bob and Chris Loper from Cincinnati, Ohio and Jim Kuzmanovich, 1818 Spaight St., Madison. Wis., guests of the entire assembly.

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John Sercik, Kewaunee, Wis., guest of Assemblyman L. H. Johnson.

Leonard Peck, Chippewa Falls, Wis., guest of Assemblyman Peloquin.

Howard Olson from Porterfield, Wis., guest of Assemblyman LaFave.

Mr. and Mrs. Stanley Wiatrowski from Chicago, Ill., and Robert S. Thompson from Clarks Grove, Minn., guests of the entire assembly.

Mr. and Mrs. Kevin J. Miller from New Lisbon, Wis., guests of Assemblyman Thompson.

Lester Krahn from Seymour, Wis., guest of Assemblyman Rogers.

Clyde D. Zwink, Shelton, Nebr., and Kenneth Skoog from Randall, Minn., guests of the entire assembly.

Mrs. Carl Otte, Sheboygan and Mrs. Verne Rademaker, Oostburg, Wis., guests of Assemblymen Otte and Boeckmann.

Mrs. B. J. Moore with an educational tour group in American History from Atlanta, Ga. and Mrs. Ralph A. Long, also on a guided tour and from Atlanta, guests of the entire assembly.

Harry Jose, New Castle, Mel Thomas, Kemptville, Clarence Baker, Napance, Gordon S. Macklin, R. R. No. 4, Cobourg, Gordon McRae, Avonmore, and Gordon R. Parks, Bloomfield, all in Ontario, Canada, and all guests of Assemblyman Dueholm.

Sister Thomas Marie from Berlin, Wisconsin, guest of Assemblyman Wilcox.

Lavern and John Ausman from Elk Mound, Wis., guests of Assemblyman Baldus.

Candyce Graff from Milwaukee, Wis., guest of Assemblyman Czerwinski.

Marian E. Casey from Madison, Wis., guest of the entire assembly.

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**Curt and Mike Williams and Stow Lovejoy from Milwaukee, Wis., guests of Assemblyman Luckhardt.**

**Jim Dwyer from Milwaukee, Wis., guest of Assemblyman Jones.**

**Roy Synder from Ontario, Canada, guest of Assemblyman Schroeder.**

**Mr. and Mrs. Floyd Bauknecht, Karen, Sharon, Ellen, Joey, Connie, Mike and Steve from Two Rivers, Wis., guests of Assemblyman Bolle.**

**Mr. James Schernecker from Oregon, Wis., guest of Assemblyman Radcliffe.**

**Miss Betty Daland from Milton, Wisconsin 53563, guest of Assemblymen Blanchard and Mittness.**



**The assembly adjourned to 9:00 A.M. Friday, August 22, 1969.**

**8:10 P.M.**