

JOURNAL OF THE SENATE [July 8, 1969]

STATE OF WISCONSIN

Senate Journal

Seventy-Ninth Session

TUESDAY, July 8, 1969.

10:00 o'clock A.M.

The senate met.

The senate was called to order by the president of the senate.

Prayer was offered by Reverend Thomas Coyle, Deacon, St. Paul's University Catholic Center, Madison.

The senate remained standing and recited the Pledge of Allegiance to the Flag of the United States.

The roll was called and the following senators answered to their names:

Senators Busby, Chilsen, Cirilli, Dempsey, Devitt, Dorman, Draheim, Heinzen, Hollander, Johnson, Kendziorski, Keppler, Knowles, Knutson, Krueger, LaFave, Lorge, Lotto, Lourigan, McParland, Meunier, Risser, Roseleip, Schreiber, Schuele, Soik, Swan, Terry, Thompson and Whittow—30.

Absent—Senators Panzer and Rasmusen—2.

Absent with leave—None.

LEAVE OF ABSENCE

Senator Dorman, with unanimous consent, was granted a leave of absence for Thursday, July 10th.

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INTRODUCTION OF AMENDMENTS

Senate amendment 1 to Assembly Bill 30 offered by Senator Draheim.

Senate substitute amendment 1 to Assembly Bill 271 offered by Senators Soik, Johnson, Keppler, Meunier, Heinzen, Knutson, Cirilli, Swan, Roseleip, Hollander, Knowles, Busby, Dempsey, Lorge, Devitt, Terry, Chilsen, Krueger, LaFave and Draheim.

Senate amendment 1 to Senate Bill 488 offered by Senator McParland.

Senate amendment 2 to Senate Bill 488 offered by Senator McParland.

Senate amendment 1 to Senate Bill 570 offered by Senator LaFave.

INTRODUCTION OF RESOLUTIONS

Senate Resolution 18

Requesting an attorney general's opinion on the constitutionality of Assembly Bill 57.

Resolved by the senate, That the attorney general is requested to provide an opinion as expeditiously as possible as to the constitutionality of Assembly Bill 57, which changes the commencement and expiration dates of the term of an already elected, but not yet serving, judge for the 3rd judicial circuit.

By Senator Draheim.
Read and adopted.

INTRODUCTION OF BILLS

Senate Bill 608

Relating to notaries public.
By Senator Knowles.
Read first time.
To committee on Judiciary.

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PETITIONS AND COMMUNICATIONS

Senate Petition 404

A petition by 24 residents of the 14th Senatorial District wishing to have the Driver License examiners continue the present two (2) day a month service in the Weyauwega City Hall.

By Senator Lorge.
To committee on Highways.

Senate Petition 405

A petition by 24 residents of the 14th Senatorial District wishing to have the Driver License examiners continue the present two (2) day a month service in the Weyauwega City Hall.

By Senator Lorge.
To committee on Highways.

Senate Petition 406

A petition by 10 residents of the 14th Senatorial District wishing to have the Driver License examiners continue the present two (2) day a month service in the Weyauwega City Hall.

By Senator Lorge.
To committee on Highways.

Senate Petition 407

A petition by 9 residents of the 14th Senatorial District wishing to have the Driver License examiners continue the present two (2) day a month service in the Weyauwega City Hall.

By Senator Lorge.
To committee on Highways.

Senate Petition 408

A petition by 14 residents of the 14th Senatorial District wishing to have the Driver License examiners continue the present two (2) day a month service in the Weyauwega City Hall.

By Senator Lorge.
To committee on Highways.

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Senate Petition 409

A petition by 24 residents of the 14th Senatorial District wishing to have the Driver License examiners continue the present two (2) day a month service in the Weyauwega City Hall.

By Senator Lorge.

To committee on Highways.

Senate Petition 410

A petition by 24 residents of the 14th Senatorial District wishing to have the Driver License examiners continue the present two (2) day a month service in the Weyauwega City Hall.

By Senator Lorge.

To committee on Highways.

Senate Petition 411

A petition by 25 residents of the 14th Senatorial District wishing to have the Driver License examiners continue the present two (2) day a month service in the Weyauwega City Hall.

By Senator Lorge.

To committee on Highways.

Senate Petition 412

A petition by 24 residents of the 14th Senatorial District wishing to have the Driver License examiners continue the present two (2) day a month service in the Weyauwega City Hall.

By Senator Lorge.

To committee on Highways.

Senate Petition 413

A petition by 31 residents of the 14th Senatorial District wishing to have the Driver License examiners continue the present two (2) day a month service in the Weyauwega City Hall.

By Senator Lorge.

To committee on Highways.

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Senate Petition 414

A petition by 24 residents of the 14th Senatorial District wishing to have the Driver License examiners continue the present two (2) day a month service in the Weyauwega City Hall.

By Senator Lorge.

To committee on Highways.

Senate Petition 415

A petition by 24 residents of the 14th Senatorial District wishing to have the Driver License examiners continue the present two (2) day a month service in the Weyauwega City Hall.

By Senator Lorge.

To committee on Highways.

Senate Petition 416

A petition by 24 residents of the 14th Senatorial District wishing to have the Driver License examiners continue the present two (2) day a month service in the Weyauwega City Hall.

By Senator Lorge.

To committee on Highways.

Senate Petition 417

A petition by 25 residents of the 14th Senatorial District wishing to have the Driver License examiners continue the present two (2) day a month service in the Weyauwega City Hall.

By Senator Lorge.

To committee on Highways.

Senate Petition 418

A petition by 24 residents of the 14th Senatorial District wishing to have the Driver License examiners continue the present two (2) day a month service in the Weyauwega City Hall.

By Senator Lorge.

To committee on Highways.

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Senate Petition 419

A petition by 16 residents of the 14th Senatorial District wishing to have the Driver License examiners continue the present two (2) day a month service in the Weyauwega City Hall.

By Senator Lorge.

To committee on Highways.

Senate Petition 420

A petition by 5 residents of the 14th Senatorial District wishing to have the Driver License examiners continue the present two (2) day a month service in the Weyauwega City Hall.

By Senator Lorge.

To committee on Highways.

Senate Petition 421

A petition by 7 residents of the 14th Senatorial District wishing to have the Driver License examiners continue the present two (2) day a month service in the Weyauwega City Hall.

By Senator Lorge.

To committee on Highways.

Senate Petition 422

A petition by 9 residents of the 14th Senatorial District wishing to have the Driver License examiners continue the present two (2) day a month service in the Weyauwega City Hall.

By Senator Lorge.

To committee on Highways.

The State of Wisconsin
Executive Office
Madison 53702

July 7, 1969.

To the Honorable, the Senate:

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

Senate Bill	Chapter No.	Date Approved
78 -----	98 -----	July 7, 1969
90 -----	99 -----	July 7, 1969

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115	-----	100	-----	July 7, 1969
167	-----	101	-----	July 7, 1969
295	-----	102	-----	July 7, 1969
301	-----	103	-----	July 7, 1969
302	-----	104	-----	July 7, 1969
329	-----	105	-----	July 7, 1969
339	-----	106	-----	July 7, 1969
375	-----	107	-----	July 7, 1969

Respectfully submitted,

WARREN P. KNOWLES,
Governor.

MESSAGE FROM THE ASSEMBLY

By Wilmer H. Struebing, Chief Clerk.

Mr. President:

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

Motions Under Joint Rule 26:

A joint certificate of Congratulations by Assemblyman Wing, co-sponsored by Senator Roseleip for Patricia Ann Devitt on her award as winner of the Annual Americanism Essay Contest by the State Department of Amvets at their annual convention;

A joint certificate of Congratulations by Assemblyman Grover, co-sponsored by Senator Chilsen for Charles A. Teetzen on his retirement as Town Chairman, Town of Richmond; and

A joint certificate of Condolence by Assemblymen Brown, Warren and Stalbaum, co-sponsored by Senator Dorman for the family of Ben J. Bleakley on his death; and

Assembly Joint Resolution 59.

Passed and asks concurrence in:

Assembly Bill 57,
Assembly Bill 175,
Assembly Bill 245,
Assembly Bill 247 and
Assembly Bill 303.

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MESSAGE FROM THE ASSEMBLY CONSIDERED

Joint Rule 26 motions congratulating Patricia Ann Devitt and Charles A. Teetzen, and offering condolence to the family of Ben J. Bleakley.

Read and concurred in.

Assembly Joint Resolution 59

Relating to urging the counties of this state to adopt a system of centralized and cooperative purchasing.

Read.

To committee on Labor, Taxation, Insurance and Banking.

Assembly Bill 57

Relating to the election and term of a judge for the 2nd branch of the 3rd judicial circuit in Winnebago and Calumet counties.

Read first time.

To committee on Judiciary.

Assembly Bill 175

Relating to the sale and regulation of agricultural lime, creating a council on liming materials and providing a penalty.

Read first time.

To committee on Agriculture.

Assembly Bill 245

Relating to the approval of building plans and specifications by the department of industry, labor and human relations.

Read first time.

To committee on Labor, Taxation, Insurance and Banking.

Assembly Bill 247

Relating to removal of indemnity for bee colonies.

Read first time.

To committee on Agriculture.

Assembly Bill 303

Relating to changing the date of annual town meeting.

Read first time.

To joint committee on Finance.

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MOTIONS

MOTION UNDER JOINT RULE 26

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

Whereas, over one billion innocent people in the world have been subjugated to the force of World Communism during the last fifty years, and

Whereas, these people hail from no less than twenty-seven captive nations behind the Iron, Bamboo, and Sugar Curtains, and

Whereas, the Congress of the United States in July, 1959 recognized the existence of the Captive Nations and authorized the celebration of Captive Nations Week as a tribute to those enslaved nations and people around the world deprived of elementary freedoms and liberties, and

Whereas, the spirit of freedom fights ever onward in the hearts and minds of these Captive Nations and peoples; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Senator Devitt and Assemblyman Stalbaum, under Joint Rule 26, do commend and encourage the Captive Nations on their fight for freedom from the tyrannous forces of World Communism, and take solemn pause to observe the annual Captive Nations Week celebration to be held on Sunday, July 13, 1969 in Kenosha, Wisconsin.

Read.

Senator Risser moved the citation be referred to the committee on Judiciary.

Senator Risser raised a point of order that the motion for a citation under Joint Rule 26 was not privileged.

The chair ruled the point of order not well taken.

Senator Risser appealed the ruling of the chair.

Senator Risser moved a

CALL OF THE SENATE

Which motion was supported.

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

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The roll was called and the following senators answered to their names:

Senators Busby, Chilsen, Cirilli, Dempsey, Devitt, Dorman, Draheim, Heinzen, Hollander, Johnson, Kendziorski, Keppler, Knowles, Knutson, Krueger, LaFave, Lorge, Lotto, Lourigan, McParland, Meunier, Risser, Roseleip, Schreiber, Schuele, Soik, Swan, Terry, Thompson and Whittow—30.

Absent—Senators Panzer and Rasmusen—2.

Senator Johnson moved the call be raised.

The question was: Shall the call of the senate be raised?

The ayes and noes were demanded and the vote was: ayes, 21; noes, 9; absent or not voting, 2; as follows:

Ayes—Senators Busby, Chilsen, Cirilli, Dempsey, Devitt, Draheim, Heinzen, Hollander, Johnson, Keppler, Knowles, Knutson, Krueger, LaFave, Lorge, Lotto, Meunier, Roseleip, Soik, Swan and Terry—21.

Noes—Senators Dorman, Kendziorski, Lourigan, McParland, Risser, Schreiber, Schuele, Thompson and Whittow—9.

Absent or not voting—Senators Panzer and Rasmusen—2.

So the call was raised.

Upon motion of Senator Johnson, with unanimous consent, Senator Panzer was granted a leave of absence for the months of July and August.

Upon motion of Senator Johnson, with unanimous consent, Senator Rasmusen was granted a leave of absence for the sessions of July 8th and July 9th.

The question was: Shall the decision of the chair stand as the judgment of the senate?

The ayes and noes were required and the vote was: ayes, 21; noes, 9; absent or not voting, 2; as follows:

Ayes—Senators Busby, Chilsen, Cirilli, Dempsey, Devitt, Draheim, Heinzen, Hollander, Johnson, Keppler, Knowles, Knutson, Krueger, LaFave, Lorge, Lotto, Meunier, Roseleip, Soik, Swan and Terry—21.

Noes—Senators Dorman, Kendziorski, Lourigan, McParland, Risser, Schreiber, Schuele, Thompson and Whittow—9.

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Absent or not voting—Senators Panzer and Rasmusen—2.

So the decision of the chair was sustained.

Senator Risser asked unanimous consent to withdraw his motion to refer the Joint Rule 26 motion relating to captive nations to the committee on Judiciary.

Senator Swan objected.

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

The ayes and noes were demanded and the vote was: ayes, 0; noes, 30; absent or not voting, 2; as follows:

Ayes—None.

Noes—Senators Busby, Chilsen, Cirilli, Dempsey, Devitt, Dorman, Draheim, Heinzen, Hollander, Johnson, Kendzior-ski, Keppler, Knowles, Knutson, Krueger, LaFave, Lorge, Lotto, Lourigan, McParland, Meunier, Risser, Roseleip, Schreiber, Schuele, Soik, Swan, Terry, Thompson and Whit-tow—30.

Absent or not voting—Senators Panzer and Rasmusen—2.

So the motion to refer did not prevail.

Upon motion of Senator Kendziorski, the senate recessed for five minutes.

RECESS

11:22 A.M.

President of the senate in the chair.

Upon motion of Senator Whittow, with unanimous consent, the entire membership of the senate was made co-authors of the Joint Rule 26 motion relating to captive nations.

The question was: Shall the motion under Joint Rule 26 relating to captive nations be adopted?

The ayes and noes were demanded and the vote was: ayes, 30; noes, 0; absent or not voting, 2; as follows:

Ayes—Senators Busby, Chilsen, Cirilli, Dempsey, Devitt, Dorman, Draheim, Heinzen, Hollander, Johnson, Kendzior-

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ski, Keppler, Knowles, Knutson, Krueger, LaFave, Lorge, Lotto, Lourigan, McParland, Meunier, Risser, Roseleip, Schreiber, Schuele, Soik, Swan, Terry, Thompson and Whitow—30.

Noes—None.

Absent or not voting—Senators Panzer and Rasmusen—2.

So the Joint Rule 26 motion was adopted.

Ordered immediately messaged to the assembly.

Upon motion of Senator Keppler the senate adjourned until 9:00 A.M. Wednesday, July 9, 1969.

INTRODUCTION OF GUESTS

Senator Thompson introduced Mr. Brien Knutson and Mr. Hans Plummer, students of Oregon High School, from Oregon.

Senator Keppler introduced Mr. Edmond F. DeRoche and other teachers from throughout the state, who are studying "Press in the School Curriculum" at the University of Wisconsin.

Senator LaFave introduced 46 members of the Abrams Hi-Lites 4-H Club, from Abrams, Wisconsin.

Senator Swan introduced Mr. Jim E. Brady, youth director, and members of the YMCA Youth Development, from Dubuque, Iowa.

Senator Schreiber introduced Assemblyman and Mrs. John B. Staigmiller from the 18th District of Great Falls, Montana.

Senator Draheim introduced 43 members of the YWCA, and their leader, Mrs. Robert Dunsirn, of Neenah.