

JOURNAL OF THE SENATE [September 30, 1969]

STATE OF WISCONSIN

Senate Journal

Seventy-Ninth Session

TUESDAY, September 30, 1969.

2:45 o'clock P.M.

The senate met.

The senate was called to order by the president pro tempore.

The prayer and the calling of the roll were dispensed with, upon motion of Senator Keppler, with unanimous consent.

INTRODUCTION OF AMENDMENTS

Senate amendment 1 to Assembly Bill 449 offered by Senator Chilsen.

INTRODUCTION OF RESOLUTIONS

Senate Joint Resolution 84

A joint resolution relating to the life and public service of Everett McKinley Dirksen.

By Senator Lorge; co-sponsored by Entire Membership of Senate.

Read.

Adopted.

Ordered immediately messaged to the assembly.

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Senate Joint Resolution 85

A joint resolution establishing a special joint committee on riots and civil disorders.

By Senators Lorge and Keppler.

Read.

Senator Lorge moved that **Senate Joint Resolution 85** be taken up at this time.

The question was: Shall the rules be suspended and the resolution taken up at this time?

The ayes and noes were required and the vote was: ayes, 21; noes, 7; absent or not voting, 3; as follows:

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

Noes—Senators Kendziorski, Lourigan, McParland, Risser, Schreiber, Schuele and Whittow—7.

Absent or not voting—Senators Dorman, Terry and Thompson—3.

More than two-thirds having voted with the majority, **Senate Joint Resolution 85** was taken up at this time.

Senator Whittow moved rejection of **Senate Joint Resolution 85**.

Senator McParland suggested the absence of a quorum.

The clerk was ordered to call the roll and the following senators answered to their names:

Senators Busby, Chilsen, Cirilli, Dempsey, Devitt, Draheim, Hollander, Johnson, Kendziorski, Keppler, Knowles, Knutson, Krueger, LaFave, Lorge, Lotto, Lourigan, McParland, Meunier, Rasmusen, Risser, Roseleip, Schreiber, Soik, Swan and Whittow—26.

Absent—Senators Dorman, Heinzen, Schuele and Thompson—4.

Absent with leave—Senator Terry—1.

So a quorum was present.

Senator Kendziorski in the chair.

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Senator Risser suggested the absence of a quorum.

The clerk was ordered to call the roll and the following senators answered to their names:

Senators Busby, Chilsen, Cirilli, Dempsey, Devitt, Dorman, Draheim, Heinzen, Johnson, Kendziorski, Keppler, Knowles, Knutson, Krueger, LaFave, Lorge, Lotto, Lourigan, McParland, Meunier, Risser, Roseleip, Schreiber, Schuele, Soik, Swan, Thompson and Whittow—28.

Absent—Senators Hollander and Rasmusen—2.

Absent with leave—Senator Terry—1.

So a quorum was present.

The question was: Shall Senate Joint Resolution 85 be rejected?

The ayes and noes were demanded and the vote was: ayes, 12; noes, 18; absent or not voting, 1; as follows:

Ayes—Senators Dorman, Kendziorski, Krueger, Lourigan, McParland, Rasmusen, Risser, Roseleip, Schreiber, Schuele, Thompson and Whittow—12.

Noes—Senators Busby, Chilsen, Cirilli, Dempsey, Devitt, Draheim, Heinzen, Hollander, Johnson, Keppler, Knowles, Knutson, LaFave, Lorge, Lotto, Meunier, Soik and Swan—18.

Absent or not voting—Senator Terry—1.

The motion to reject did not prevail.

The question was: Shall Senate Joint Resolution 85 be adopted?

The ayes and noes were demanded and the vote was: ayes, 19; noes, 11; absent or not voting, 1; as follows:

Ayes—Senators Busby, Chilsen, Cirilli, Dempsey, Devitt, Draheim, Heinzen, Hollander, Johnson, Keppler, Knowles, Knutson, LaFave, Lorge, Lotto, Meunier, Rasmusen, Soik and Swan—19.

Noes—Senators Dorman, Kendziorski, Krueger, Lourigan, McParland, Risser, Roseleip, Schreiber, Schuele, Thompson and Whittow—11.

Absent or not voting—Senator Terry—1.

So the resolution was adopted.

Ordered immediately messaged to the assembly.

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Senate Joint Resolution 86

A joint resolution relating to a study by the legislative council of the future policies for establishing closed areas during hunting seasons on state-owned lands.

By Senator Krueger; co-sponsored by Assemblyman Alfonsi.

Read.

To joint committee on Finance.

INTRODUCTION OF BILLS

Senate Bill 684

An act to repeal 95.46 (1); to renumber 95.47 (1) and (2); to renumber and amend 95.46 (5); to amend 95.39 (1), 95.46 (title) and (3); and to repeal and recreate 95.46 (2) of the statutes, limiting Brucellosis vaccination to official vaccination of calves and restricting the sale of Brucellosis vaccine to veterinarians only.

By Senators Terry, Chilsen, Krueger, Lotto, Knowles and Thompson; co-sponsored by Assemblyman Boche.

Read first time.

To committee on Agriculture.

Senate Bill 685

Relating to expanding the Indian scholarship program.

By Senators Chilsen, LaFave, Thompson and Krueger.

Read first time.

To committee on Education.

COMMITTEE REPORTS

The joint committee on Revisions, Repeals and Uniform Laws reports and recommends:

Senate Bill 589

An act to repeal, renumber, amend, create and revise various provisions of the statutes for the purpose of correcting errors, supplying omissions, clarifying language, correcting titles of departments, correcting references, eliminating unnecessary and obsolete provisions and reconciling conflicts. (Revisor's Correction Bill.)

Report adoption of senate amendment 1; Ayes, 4; Noes, 0 and passage recommended; Ayes, 4; Noes, 0.

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Senate Bill 686

An act to repeal, renumber, amend and reenact various provisions of the statutes for the purpose of correcting errors, supplying omissions, correcting titles of officers and institutions, correcting and clarifying references, renumbering for better location and arrangement, eliminating unnecessary and obsolete provisions, reconciling conflicts and repelling unintended repeals. (Revisor's Correction Bill).

Introduction; Ayes, 4; Noes, 0.

Read first time.

To joint committee on Revisions, Repeals and Uniform Laws.

GORDON W. ROSELEIP,
Senate Chairman.
F. JAMES SENSENBRENNER,
Assembly Chairman.

The committee on Education reports and recommends:

The appointment by the Governor of Roy A. Dingman, of Milwaukee, as a member of the Board of Vocational, Technical and Adult Education, to succeed Philip Lerman, Milwaukee, to serve for the term ending May 1, 1975.

Confirmation; Ayes, 4; Noes, 0.

The appointment by the Governor of LeRoy Q. Jonas, Jr., of Wausau, as a member of the Board of Vocational, Technical and Adult Education, to succeed Milford Thompson, Mt. Horeb, resigned, to serve for the term ending July 1, 1973.

Confirmation; Ayes, 4; Noes, 0.

The appointment by the Governor of Roy C. Lane, of New Berlin, as a member of the Board of Vocational, Technical and Adult Education, to serve for the term ending May 1, 1975.

Confirmation; Ayes, 4; Noes, 0.

The appointment by the Governor of Peter C. Senn, of Campbellsport, as a member of the Board of Vocational, Technical and Adult Education, to succeed Kermit Veum, Westby, to serve for the term ending May 1, 1975.

Confirmation; Ayes, 4; Noes, 0.

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Assembly Bill 338

Relating to the transferability of credits among the university of Wisconsin and the Wisconsin state universities.

Rejection of senate amendment 1; Ayes, 3; Noes, 1 and non-concurrence; Ayes, 4; Noes, 0.

HOLGER B. RASMUSEN,
Chairman.

The committee on Committees reports and recommends:

The following amendment to the seating arrangement for the 1969 session:

Seat Number

1	-----	Draheim
4	-----	Lotto
30	-----	Schuele

COMMITTEE ON COMMITTEES

GERALD D. LORGE

Chairman.

REUBEN LaFAVE

WALTER G. HOLLANDER

Read and adopted.

PETITIONS AND COMMUNICATIONS

The State of Wisconsin
Department of State
Madison 53702

To The Honorable, The Senate

Gentlemen: I have the honor to transmit to you, pursuant to Section 13.67 (2), a list of registered lobbyists for the period beginning September 23, 1969, and ending September 29, 1969.

Yours very truly,

ROBERT C. ZIMMERMAN,
Secretary of State.

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Name, Address and Occupation of Lobbyist—Name and Address of Employer—Subject of Legislation—Date of Employment—Length of Time of Employment.

Thomas G. Hinners, Attorney, 622 N. Water St., Milwaukee, Wis.—Northwestern Elevator Co., Inc., 2030 W. Bender Rd., Milwaukee, Wis.—Sales tax correction—September 20, 1969—Session.

William T. Rieser, Attorney, 204 S. Hamilton St., Madison, Wis.—Volkswagen North Central Distributor Inc., 122 S. Michigan Ave., Chicago, Illinois—Bills affecting automobile manufacturers and distributors—September 23, 1969—Session.

Daniel J. Pizzini, 104 Main St., Black River Falls, Wis.—R. W. Houser & Associates, Ltd., 412 Hoeschley Building, La Crosse, Wis.—September 23, 1969—Session.

Hugh W. Masterson, Regional Manager, Ford Motor Co., American Rd., Dearborn, Michigan,—Ford Motor Company, American Road, Dearborn, Michigan—Matters of interest to Ford Motor Company—September 26, 1969—Session.

Curt Giese, Private Detective, 141 E. Wisconsin Ave., Milwaukee, Wis.—Private Investigators & Security Council of Wis., W175 N7521 Wilson Dr., Menomonee Falls, Wis.—Private detective licenses and regulations—September 26, 1969—Session.

Henry M. Vanderstek, Regional Represen., Auto Manufacturers Assn., 320 New Center Bldg., Detroit, Mich.—Auto Manufacturers Association, 320 New Center Building, Detroit, Michigan—Matters of interest pertaining to the automobile and truck industry—September 29, 1969—Session.

Senate Petition 514

A petition by 43 citizens of Tomahawk, Wisconsin in support of the Governor's trailer bill (LRB-13/1).

By Senator Krueger.

To joint committee on Finance.

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MESSAGE FROM THE ASSEMBLY

August 21, 1969.

By Wilmer H. Struebing, Chief Clerk.

Mr. President:

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

Motion Under Joint Rule 26:

A joint certificate of Congratulations by Assemblyman Tregoning, co-sponsored by Senator Roseleip for St. Joseph Catholic Church on the celebration of its 100th anniversary.

Assembly adheres to its position on senate amendments 1 and 2 to Assembly Bill 58, requests a committee of Conference and appoints Assemblymen Kenyon, Stalbaum and W. A. Johnson as conferees on its part.

Assembly adheres to its position on assembly amendment 1 to Senate Bill 188, requests a committee of Conference and appoints Assemblymen York, Schneeberg and Korpela as conferees on its part.

Passed and asks concurrence in:

Assembly Bill 1064

ASSEMBLY MESSAGE CONSIDERED

Motion under Joint Rule 26 congratulating St. Joseph's Catholic Church.

Read and adopted.

Assembly Bill 58

Relating to prohibiting granting credit cards without a request being made therefor and providing for a penalty.

Upon motion of Senator Keppler, with unanimous consent, the bill was laid aside.

Senate Bill 188

Relating to school board members interests in school district purchases.

Upon motion of Senator Keppler, with unanimous consent, the bill was laid aside.

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Assembly Bill 1064

Relating to appropriations for inner city projects.

Read first time.

To joint committee on Finance.

MOTIONS

Senate Bill 288

Was recalled from the committee on Labor, Taxation, Insurance and Banking, upon motion of Senator Soik and returned to the author.

CALENDAR OF TUESDAY, JULY 22nd

Senate Bill 29

Relating to the creation of the Wisconsin credit union share insurance corporation.

Read a second time.

The bill was ordered to a third reading.

Upon motion of Senator Johnson, with unanimous consent, the bill was considered for final action at this time.

Senate Bill 29

Was read a third time.

President pro tempore in the chair.

Senator Chilsen raised the point of order whether the vote required two-thirds majority in view of the fact it involved banking.

The chair took the matter under advisement.

Senate Bill 173

Relating to fishing licenses.

Read a second time.

Senate amendment 3 was adopted.

The bill was ordered to a third reading.

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Upon motion of Senator Johnson, with unanimous consent, the bill was considered for final action at this time.

Senate Bill 173

Was read a third time.

The question was: Shall the bill pass?

The ayes and noes were required and the vote was: ayes, 27; noes, 1; absent or not voting, 3; as follows:

Ayes—Senators Busby, Chilsen, Cirilli, Dempsey, Devitt, Draheim, Heinzen, Hollander, Johnson, Kendziorski, Keppler, Knowles, Knutson, Krueger, LaFave, Lotto, McParland, Meunier, Rasmusen, Risser, Roseleip, Schreiber, Schuele, Soik, Swan, Thompson and Whittow—27.

Noes—Senator Lourigan—1.

Absent or not voting—Senators Dorman, Lorge and Terry—3.

So the bill passed.

RULING OF THE CHAIR ON POINT OF ORDER

Senate Bill 29

The president pro tempore ruled Senator Chilsen's point of order was not well taken and that the vote required a simple majority inasmuch as it affected credit unions, not banks.

Senator Swan moved indefinite postponement of Senate Bill 29.

The question was: Shall the bill be indefinitely postponed?

The ayes and noes were required and the vote was: ayes, 8; noes, 23; absent or not voting, 5; as follows:

Ayes—Senators McParland, Swan and Thompson—3.

Noes—Senators Busby, Cirilli, Dempsey, Devitt, Draheim, Heinzen, Hollander, Johnson, Kendziorski, Keppler, Knowles, Knutson, Krueger, LaFave, Lotto, Lourigan, Meunier, Rasmusen, Risser, Roseleip, Schuele, Soik and Whittow—23.

Absent or not voting—Senators Chilsen, Dorman, Lorge, Schreiber and Terry—5.

So the senate refused to indefinitely postpone the bill.

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The question was: Shall the bill pass?

The ayes and noes were required and the vote was: ayes, 27; noes, 2; absent or not voting, 2; as follows:

Ayes—Senators Busby, Chilsen, Cirilli, Dempsey, Devitt, Dorman, Draheim, Heinzen, Hollander, Johnson, Kendzior-ski, Keppler, Knowles, Knutson, Krueger, LaFave, Lotto, Lourigan, Meunier, Rasmusen, Risser, Roseleip, Schreiber, Schuele, Soik, Thompson and Whittow—27.

Noes—Senators McParland and Swan—2.

Absent or not voting—Senators Lorge and Terry—2.

So the bill passed.

Senate Bill 180

Relating to transportation for school children attending a school located outside their city of residence.

Read a second time.

The bill was ordered to a third reading.

Upon motion of Senator Johnson, with unanimous consent, the bill was considered for final action at this time.

Senate Bill 180

Was read a third time.

The question was: Shall the bill pass?

The ayes and noes were required and the vote was: ayes, 26; noes, 2; absent or not voting, 3; as follows:

Ayes—Senators Busby, Chilsen, Cirilli, Devitt, Dorman, Draheim, Heinzen, Hollander, Johnson, Kendzior-ski, Keppler, Knowles, Knutson, Krueger, LaFave, Lotto, Lourigan, Meunier, Rasmusen, Risser, Roseleip, Schreiber, Schuele, Soik, Thompson and Whittow—26.

Noes—Senators Dempsey and Swan—2.

Absent or not voting—Senators Lorge, McParland and Terry—3.

So the bill passed.

Senate Bill 328

Relating to authorizing school districts to levy piggy-back sales and use taxes, and making an appropriation.

Senate substitute amendment 2 to Senate Bill 328 was offered by Senator Terry.

Laid over under the rules.

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CALENDAR OF THURSDAY, AUGUST 14, 1969

The appointment by the Governor of Joseph R. Kautzer, of Kenosha, as a member of the Industry, Labor, and Human Relations Commission, to succeed Charles E. Arnold, Madison, to serve for the term ending March 1, 1975.

Read a second time.

The question was: Shall the appointment by the Governor be confirmed?

The ayes and noes were required and the vote was: ayes, 28; noes, 0; absent or not voting, 3; as follows:

Ayes—Senators Busby, Chilsen, Cirilli, Devitt, Dorman, Draheim, Heinzen, Hollander, Johnson, Kendziorski, Keppler, Knowles, Knutson, Krueger, LaFave, Lotto, Lourigan, McParland, Meunier, Rasmusen, Risser, Roseleip, Schreiber, Schuele, Soik, Swan, Thompson and Whittow—28.

Noes—None.

Absent or not voting—Senators Dempsey, Lorge and Terry—3.

So the appointment was confirmed.

Senate Joint Resolution 74

A joint resolution to authorize the legislative council to study the shortage and need for more dentists, doctors, surveyors, plumbers, electricians, carpenters and other professional skills in this state and to permit the legislative council to appoint members of a committee to assist in such study.

Read.

Upon motion of Senator Risser, with unanimous consent, the resolution was laid aside.

Senate Bill 542

Relating to retirement and group life insurance coverage for employes of a newly created vocational, technical and adult education district.

Read a second time.

Upon motion of Senator LaFave, with unanimous consent, the bill was referred to joint committee on Finance.

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Upon motion of Senator LaFave, with unanimous consent, the bill was recalled from joint committee on Finance to be taken up at this time.

The bill was ordered to a third reading.

Upon motion of Senator LaFave, with unanimous consent, the bill was considered for final action at this time.

Senate Bill 542

Was read a third time.

The question was: Shall the bill pass?

The ayes and noes were required and the vote was: ayes, 28; noes, 0; absent or not voting, 3; as follows:

Ayes—Senators Busby, Chilsen, Cirilli, Dempsey, Devitt, Dorman, Draheim, Heinzen, Hollander, Johnson, Kendzior-ski, Keppler, Knowles, Knutson, LaFave, Lotto, Lourigan, McParland, Meunier, Rasmusen, Risser, Roseleip, Schreiber, Schuele, Soik, Swan, Thompson and Whittow—28.

Noes—None.

Absent or not voting—Senators Krueger, Lorge and Terry—3.

So the bill passed.

Ordered immediately messaged to the assembly.

President in the chair.

Senate Bill 594

Relating to workmen's compensation for national guard members on state duty.

Read a second time.

Upon motion of Senator Hollander, with unanimous consent, the bill was referred to joint committee on Finance.

Upon motion of Senator Hollander, with unanimous consent, the bill was recalled from joint committee on Finance and taken up at this time.

The bill was ordered to a third reading.

Upon motion of Senator Johnson, with unanimous consent, the bill was considered for final action at this time.

Senate Bill 594

Was read a third time.

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Senator Hollander in the chair.

The question was : Shall the bill pass?

The ayes and noes were required and the vote was : ayes, 29 ; noes, 0 ; absent or not voting, 2 ; as follows :

Ayes—Senators Busby, Chilsen, Cirilli, Dempsey, Devitt, Dorman, Draheim, Heinzen, Hollander, Johnson, Kendzior-ski, Keppler, Knutson, Krueger, LaFave, Lotto, Lourigan, McParland, Meunier, Rasmusen, Risser, Roseleip, Schreiber, Schuele, Soik, Swan, Terry, Thompson and Whittow—29.

Noes—None.

Absent or not voting—Senators Knowles and Lorge—2.

So the bill passed.

Ordered immediately messaged to the assembly.

Assembly Bill 61

Relating to the maximum allowable interest on an amount adjudged due in an action on a mortgage.

Read a second time.

Upon motion of Senator Lotto, with unanimous consent, the bill was re-referred to committee on Labor, Taxation, Insurance and Banking.

President pro tempore in the chair.

Assembly Bill 449

Relating to the definition of real estate broker.

Read a second time.

Upon motion of Senator Thompson, with unanimous consent, the bill was laid aside.

Assembly Bill 558

Relating to the payment of dividends by savings and loan associations.

Read a second time.

The bill was ordered to a third reading.

Upon motion of Senator Johnson, with unanimous consent, the bill was considered for final action at this time.

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Assembly Bill 558

Was read a third time and concurred in.

Assembly Bill 799

Relating to prohibition of discrimination against qualified blind, deaf or physically handicapped teachers.

Read a second time.

The bill was ordered to a third reading.

Upon motion of Senator Johnson, with unanimous consent, the bill was considered for final action at this time.

Assembly Bill 799

Was read a third time and concurred in.

CALENDAR OF MONDAY, SEPTEMBER 29, 1969

Upon motion of Senator Johnson, with unanimous consent, the following appointments were considered en masse:

The question was: Shall the appointment by the Governor of William Ahrens, of Muskego, as a member of the Personnel Board, to serve for the term ending May 1, 1974, and

The appointment by the Governor of Donald T. Corr, of Kenosha, as a member of the Savings and Loan Review Board, to serve for the term ending May 1, 1973, and

The appointment by the Governor of Hilding Haag, of Madison, as a member of the Consumer Credit Review Board, to serve for a term ending May 1, 1974, and

The appointment by the Governor of Al C. Steinhauer, of Madison, as a member of the Savings and Loan Review Board, to serve for the term ending May 1, 1973, be confirmed?

The ayes and noes were required and the vote was: ayes, 29; noes, 0; absent or not voting, 2; as follows:

Ayes—Senators Busby, Chilsen, Cirilli, Dempsey, Devitt, Dorman, Draheim, Heinzen, Hollander, Johnson, Kendzior-ski, Keppler, Knowles, Knutson, Krueger, LaFave, Lotto, Lourigan, Meunier, Rasmusen, Risser, Roseleip, Schreiber, Schuele, Soik, Swan, Terry, Thompson and Whittow—29.

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Noes—None.

Absent or not voting—Senators Lorge and McParland—2.

So the appointments were confirmed.

Senate Bill 95

An act to amend and revise chapter 20 of the statutes, and to make diverse other changes in the statutes relating to state finances and appropriations constituting the executive budget bill of the 1969 legislature, and making appropriations.

Upon motion of Senator Johnson, with unanimous consent, the bill was laid aside.

Senate Bill 436

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

Upon motion of Senator Lourigan, with unanimous consent, the bill was laid aside.

Senate Bill 3

Relating to the establishment of standards of quality for school districts by the state superintendent.

Upon motion of Senator Hollander, with unanimous consent, the bill was referred to joint committee on Finance.

Senate Bill 68

Relating to expiration of terms for governor's appointments.

Read a second time.

Senate amendment 1 was adopted.

Upon motion of Senator Risser, with unanimous consent, the bill was laid aside.

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Senate Bill 223

Relating to an authorization for a county room tax.

Read a second time.

Senate substitute amendment 1 was adopted.

Upon motion of Senator Lotto, with unanimous consent, the bill was laid aside.

Senator LaFave moved that the chief clerk or presiding officer request the Attorney General to appear before the senate for the purpose of advising on proceeding under Wisconsin Statutes, Chapter 13.26 and 13.27, and other parts of the constitution or statutes relating to contempt of the legislature, and the motion held in abeyance.

Senator Risser objected.

The motion was laid aside.

Upon motion of Senator Johnson the senate adjourned until 10:01 A.M. Wednesday, October 1, 1969.