

JOURNAL OF THE SENATE [October 14, 1969]

STATE OF WISCONSIN

# Senate Journal

Seventy-Ninth Session

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TUESDAY, October 14, 1969.

10:05 o'clock A.M.

The senate met.

The senate was called to order by the president.

Upon motion of Senator Risser, with unanimous consent, the senate proceeded to the 6th order of business.

The following communication from the Secretary of State was read by William P. Nugent, chief clerk of the senate.

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## PETITIONS AND COMMUNICATIONS

United States of America  
State of Wisconsin  
Department of State

To All To Whom These Presents Shall Come, Greetings:

I, Robert C. Zimmerman, Secretary of State of the State of Wisconsin, do hereby certify that, at a special election held on the Seventh day of October, A.D., 1969, Ronald G. Parys (Democratic), whose post office address is 1221 E. Clarke Street, Milwaukee, Wisconsin, was duly elected State Senator in the 9th Senatorial District, to succeed Norman Sussman, deceased, for the residue of the unexpired term ending on the first Monday of January, 1971, as appears

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from the official certificates of the Board of County Canvassers, on file in this office.

**IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal at the Capitol, in the City of Madison, this 10th day of October, 1969.**

**(SEAL)**

**ROBERT C. ZIMMERMAN,  
Secretary of State.**

The newly elected senator appeared before the bar of the senate and subscribed the oath of office which was administered by the president.

Upon motion of Senator Lorge, with unanimous consent, the senate returned to the 5th order of business.

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**COMMITTEE REPORT**

**The committee on Committees reports and recommends:**

**That Senator Ronald G. Parys, is hereby appointed to the committee on Public Welfare to succeed Senator Wayne F. Whittow, the alternate to Senator Norman Sussman, deceased; further,**

**The appointment of Senator Ronald G. Parys to the committee on Governmental and Veterans' Affairs, to succeed Senator Joseph Lourigan, alternate to Senator Norman Sussman, deceased; further,**

**The appointment of Senator Ronald G. Parys as a member of the Ford Foundation Committee to succeed Senator Norman Sussman, deceased; further,**

**The committee on Committees hereby assigns Senator Ronald G. Parys to the office located in Room Number 411 South, Capitol, and to Senate Seat Number 31 in the Senate Chambers.**

**GERALD D. LORGE,  
Chairman.**

**REUBEN LaFAVE  
WALTER HOLLANDER**

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The report of the committee on Committees was read and adopted.

Upon motion of Senator Risser, with unanimous consent, the senate recessed for 10 minutes.

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### RECESS

10:05 A.M.

President pro tempore in the chair.

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

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

Absent—Senator Dorman—1.

Absent with leave—None.

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### LEAVE OF ABSENCE

Senator Dorman, upon motion of Senator Risser, with unanimous consent, was granted a leave of absence for today's session.

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### INTRODUCTION OF AMENDMENTS

Senate substitute amendment 1 to Assembly Bill 29 offered by Senator Lorge, by request of Assemblymen Froehlich and Rogers.

Senate substitute amendment 1 to Senate Bill 548 offered by Senator Cirilli.

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INTRODUCTION OF BILLS

**Senate Bill 705**

To appropriate \$890.21 for payment of a claim against the state by James T. Chizek for legal expense.

By Senator Cirilli.

Read first time.

To joint committee on Finance.

**Senate Bill 706**

Relating to investigation of termination of the present state fair and development of private facilities therefor.

By Senators Risser and Knowles, by request of Building Commission.

Read first time.

To committee on Governmental and Veterans' Affairs.

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COMMITTEE REPORTS

The committee on Labor, Taxation, Insurance and Banking reports and recommends:

**Assembly Bill 554**

Relating to construction of accident and sickness insurance policies.

Adoption of senate amendment 1; Ayes, 5; Noes, 0 and concurrence; Ayes, 5; Noes, 0.

GERALD D. LORGE,  
Chairman.

The committee on Natural Resources reports and recommends:

**Senate Bill 557**

Relating to the outdoor recreation program and state assistance for pollution abatement and prevention facilities, and making appropriations.

Passage; Ayes, 5; Noes, 0.

CLIFFORD W. KRUEGER,  
Chairman.

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PETITIONS AND COMMUNICATIONS

The State of Wisconsin  
Department of State  
Madison 53702

October 14, 1969.

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 October 7, 1969, and ending October 13, 1969.

Yours very truly,

ROBERT C. ZIMMERMAN,  
Secretary of State.

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

R. V. Allen, Treasurer & Controller, Thilmany Pulp & Paper Co., Kaukauna, Wis.—Thilmany Pulp & Paper Co., Kaukauna, Wis.—Business of Thilmany Pulp & Paper Co.—October 7, 1969—Session.

Louis J. Ceci, County Judge, Milwaukee Courthouse, Milwaukee, Wis.—State Board of County Judges, % Honorable E. C. Dahlberg, Beloit, Wis.—Legislation affecting judiciary—October 7, 1969—Session.

Arthur R. Hedlund, Treasurer, Bergstrom Paper Co., Neenah, Wis.—Bergstrom Paper Company, Bergstrom Road, Neenah, Wis.—Business of Bergstrom Paper Company—October 7, 1969—Session.

TO: The State Senate of the State of Wisconsin

Gentlemen: I do hereby resign as a member of the Legislative Study Committee A/K/A Ford Foundation Committee.

ERNEST C. KEPPLER,  
State Senator,  
20th District.

The resignation was read and accepted.

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**Senate Petition 535**

A petition signed by 600 citizens urging action to restore welfare benefits, implement assistance programs to guarantee adequate, healthy diets, decent housing, monies for school necessities, etc.

By Senator Dorman.

To joint committee on Finance.

**Senate Petition 536**

A petition signed by 15 residents of the 29th District in opposition to the Senate Bill 671 regarding the 3% sales tax.

By Senator Chilsen.

To joint committee on Finance.

**Senate Petition 537**

A petition signed by 16 residents of the 29th District in opposition to the Senate Bill 671 regarding the 3% sales tax.

By Senator Chilsen.

To joint committee on Finance.

**Senate Petition 538**

A petition signed by 10 residents of the 29th District in opposition to the Senate Bill 671 regarding the 3% sales tax.

By Senator Chilsen.

To joint committee on Finance.

**Senate Petition 539**

A petition by 14 citizens of Wisconsin favoring a law that would exempt municipal and volunteer Fire Departments from paying a sales tax on property or tickets sold when they are putting on a function that is for the best interests of their Department.

By Senator Roseleip.

To committee on Governmental and Veterans' Affairs.

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EXECUTIVE COMMUNICATIONS

The State of Wisconsin  
Executive Office  
Madison 53702

To the Honorable, the Senate:

Pursuant to the provisions of the statutes governing, I hereby nominate and with the advice and consent of the senate appoint Edwin E. Bryant, of Stoughton, as a member of the Exposition Council, to succeed Robert A. McCabe, Madison, to serve for a term ending July 1, 1975.

Respectfully submitted,

WARREN P. KNOWLES,  
Governor.

Read and referred to committee on Agriculture.

To the Honorable, the Senate:

Pursuant to the provisions of the statutes governing, I hereby nominate and with the advice and consent of the senate appoint Werner J. Schaefer, of Milwaukee, as a member of the Exposition Council, to serve for a term ending July 1, 1975.

Respectfully submitted,

WARREN P. KNOWLES,  
Governor.

Read and referred to committee on Agriculture.

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MOTIONS

MOTION UNDER JOINT RULE 26

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

Whereas, in one brilliant display of 4th-quarter football, the Badgers finally ended their long series of gridiron losses by playing all over a tough Iowa team, scoring 23 points in the final period of the first Big Ten game of 1969 to win

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going away by a score of 23 to 17; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Senator Roseleip and Assemblymen Bock, Tregoning and Alfonsi, under Joint Rule 26, heartily congratulate the football Badgers, Coach John Coatta and Athletic Director Elroy Hirsch on this spectacular victory and wish them many happy returns.

Read and adopted.

Ordered immediately messaged to the assembly.

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**CALENDAR OF WEDNESDAY, OCTOBER 1st**

**Senate Bill 249**

Relating to state tax sharing with local units of government, adjustments in the state school aid formula, changes in authorized school district tax levies and aidable costs incidental thereto.

Senator LaFave moved indefinite postponement.

Upon motion of Senator Chilsen the senate recessed for 15 minutes.

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**RECESS**

**11:45 A.M.**

President pro tempore in the chair.

Upon motion of Senator Keppler the senate recessed until two o'clock P.M.

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**RECESS**

**2:00 P.M.**

The senate was called to order by the president.

**Senate Bill 249**

The question was: Shall the bill be indefinitely postponed?



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Senator Johnson moved that the bill be laid over until Tuesday, October 28th.

Senator Dorman moved the bill be made a special order of business at 10:00 o'clock A.M. Thursday, October 23rd.

Upon motion of Senator Risser the senate recessed for 10 minutes.

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RECESS

3:37 P.M.

President pro tempore in the chair.

**Senate Bill 249**

Upon motion of Senator Dorman, with unanimous consent, the motion to make the bill a special order of business was withdrawn.

Senator Johnson, with unanimous consent, withdrew his motion that the bill be laid over until October 28th.

Senator Johnson moved that Senator LaFave's motion to indefinitely postpone the bill be placed on the calendar of Wednesday, October 22nd.

Senator Johnson, with unanimous consent, withdrew his motion to lay the indefinite postponement motion over to October 22nd.

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QUORUM CALL

Senator Whittow suggested the absence of a quorum.

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

Senators Busby, Chilsen, Cirilli, Devitt, Dorman, Draheim, Heinzen, Hollander, Johnson, Kendziorski, Keppler, Knowles, Krueger, LaFave, Lorge, Lotto, Lourigan, McParland, Meunier, Parys, Rasmusen, Risser, Roseleip, Schreiber,

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Schuele, Soik, Swan, Terry, Thompson and Whittow—30.

Absent—None.

Absent with leave—Senator Knutson—1.

A quorum was present.

Senator Johnson moved the current question.

Upon motion of Senator Risser the senate recessed for 10 minutes.

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RECESS

4:30 P.M.

President pro tempore in the chair.

Senator Johnson, with unanimous consent, withdrew his motion to move the current question.

The question was: Shall the bill be indefinitely postponed?

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.

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

Senators Busby, Chilsen, Cirilli, Devitt, Dorman, Draheim, Hollander, Johnson, Kendziorski, Keppler, Knowles, Krueger, LaFave, Lorge, Lotto, Lourigan, McParland, Meunier, Parys, Rasmusen, Risser, Roseleip, Schreiber, Schuele, Soik, Swan, Terry, Thompson and Whittow—29.

Absent—Senator Heinzen—1.

Absent with leave—Senator Knutson—1.

Upon motion of Senator Keppler, the senate stood informal.

Senator Heinzen returned to the senate chamber.

The sergeant-at-arms reported all senators present or accounted for.

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The question was: Shall Senate Bill 249 be indefinitely postponed?

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

Ayes—Senators Busby, Chilsen, Cirilli, Devitt, Keppler, Krueger, LaFave, Lorge, Lotto, Lourigan, McParland, Meunier, Rasmusen, Roseleip, Soik, Swan, Terry and Thompson—18.

Noes—Senators Dorman, Draheim, Heinzen, Hollander, Johnson, Kendziorski, Knowles, Parys, Risser, Schreiber, Schuele and Whittow—12.

Absent or not voting—Senator Knutson—1.

The bill was indefinitely postponed.

The question on which the call was placed being decided, the call was raised.

Senator Keppler moved to reconsider the vote by which the bill was indefinitely postponed.

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.

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

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

Absent with leave—Senator Knutson—1.

All senators were present or accounted for.

Senator Keppler moved the current question.

Senator Risser moved to adjourn.

The question was: Shall the senate adjourn?

The ayes and noes were demanded and the vote was: ayes, 10; noes, 20; absent or not voting, 1; as follows:

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**Ayes**—Senators Busby, Dorman, Kendziorski, Lorge, Parys, Risser, Schreiber, Schuele, Thompson and Whittow—10.

**Noes**—Senators Chilsen, Cirilli, Devitt, Draheim, Heinzen, Hollander, Johnson, Keppler, Knowles, Krueger, LaFave, Lotto, Lourigan, McParland, Meunier, Rasmusen, Roseleip, Soik, Swan and Terry—20.

Absent or not voting—Senator Knutson—1.

The motion to adjourn failed.

Senator Risser moved to adjourn until 10:10 A.M. Wednesday, October 15th.

The chair ruled the motion not in order.

Senator Risser appealed the ruling of the chair.

Senator Risser, with unanimous consent, withdrew his appeal of the chair's ruling.

Upon motion of Senator Keppler the senate stood informal for 5 minutes, under call.

President pro tempore in the chair.

The question was: Shall the current question be placed?

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

**Ayes**—Senators Chilsen, Cirilli, Devitt, Draheim, Heinzen, Hollander, Johnson, Keppler, Krueger, LaFave, Lorge, Lotto, Meunier, Rasmusen, Roseleip, Soik, Swan and Terry—18.

**Noes**—Senators Busby, Dorman, Kendziorski, Knowles, Lourigan, McParland, Parys, Risser, Schreiber, Schuele, Thompson and Whittow—12.

Absent or not voting—Senator Knutson—1.

So the current question was ordered.

The question was: Shall the vote by which the bill was indefinitely postponed be reconsidered?

The **ayes** and **noes** were required and the vote was: **ayes**, 17; **noes**, 13; absent or not voting, 1; as follows:

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**Ayes**—Senators Busby, Chilsen, Dorman, Draheim, Heinen, Hollander, Johnson, Kendziorski, Knowles, Lorge, Parys, Risser, Schreiber, Schuele, Soik, Thompson and Whittow—17.

**Noes**—Senators Cirilli, Devitt, Keppler, Krueger, LaFave, Lotto, Lourigan, McParland, Meunier, Rasmusen, Roseleip, Swan and Terry—13.

**Absent or not voting**—Senator Knutson—1.

So the vote was reconsidered.

The question was: Shall the bill be indefinitely postponed?

Upon motion of Senator Keppler, with unanimous consent, Senator Knutson was granted a leave of absence for the balance of the week.

Senator Lorge, with unanimous consent, was granted a leave of absence for the session of October 15th.

Upon motion of Senators Keppler and Risser today's session will adjourn in honor of the birthdays of Senators Devitt and Knutson, and the newly elected senator from the ninth district, Senator Parys.

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Upon motion of Senator Keppler the senate adjourned until Wednesday, October 15th, at 10:01 A.M.

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CHIEF CLERK'S REPORT

The chief clerk records:

Senate Joint Resolution 45,  
Senate Joint Resolution 83,  
Senate Joint Resolution 84 and  
Senate Joint Resolution 88

Correctly enrolled and deposited in the office of the Secretary of State on Tuesday, October 14, 1969.

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The chief clerk records:

**Senate Bill 619**

Correctly enrolled and presented to the Governor on Tuesday, October 14, 1969.

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**CHIEF CLERK'S CORRECTIONS**

Suggested by Legislative Reference Bureau

**Senate Bill 61**

On page 96, line 8, substitute "subject" for "suject".

**Senate substitute amendment 2 to Senate Bill 565**

On page 5, lines 3 and 4, underscore the material between "\$2.50" in line 3 and the comma in line 4.

**Senate Bill 687**

On page 1, line 16, after "fuel" insert "and parts therefor, used directly in farming, including dairy farming,".

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**INTRODUCTION OF GUESTS**

Senator Swan introduced Rev. and Mrs. James T. Albertson, First Methodist Church, Bremerton, Washington.