

JOURNAL OF THE ASSEMBLY [January 4, 1971]

STATE OF WISCONSIN

# Assembly Journal

Eightieth Regular Session

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MONDAY, January 4, 1971.

2:00 P.M.

The assembly met.

The assembly was called to order by the chief clerk of the 1969 session, Mr. Wilmer H. Struebing.

The prayer was offered by Mr. Vincent R. Mathews, former state representative from Waukesha County, 3rd District, 530 Linden Street, Waukesha, Wisconsin 53186.

For the moment, may we put aside our worldly thoughts and cares and joys and think about the divine power who regulates the suns, the multitude of stars and the solar systems of our universe, yes, and who even cares about the little speck we live on, the Earth.

We cannot deny that our state and nation has not been richly blessed with many material things that the rest of the world cries out for, perhaps it has been our misfortune to have received too many of the world's riches. Mortal man is even blessed with the duty and obligation of governing himself through a system of governments. The beginning of this 1971 Wisconsin Legislative session finds 133 men and women, duly elected by those who consent to be governed, ready to take up the challenge of governing the state of Wisconsin. Knowing that they are subject to human error and weaknesses, may they turn to Thee for guidance, strength and wisdom. Also, when in doubt of what is best for the people in this great state, may they not forget to turn to those they govern for advice and guidance and help.

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May we the governed also realize that we have responsibilities to these representatives who have been elected to this position of responsibility. Let us offer constructive criticism, advice and an encouraging word when these men and women are trying desperately to do their best, yet seemingly pleasing nobody.

We pray for them, for the other elected officials of this state and for the President and newly elected congress of these United States.

Representative Anderson led the membership in reciting the pledge of allegiance to the flag of the United States.

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### COMMUNICATION

The State of Wisconsin  
Department of State  
Madison 53702

December 30, 1970

To the Honorable, the Assembly

Gentlemen: Transmitted herewith is a true and correct list of representatives to the 1970 Assembly as appears from the certificate of The Board of State Canvassers and other official certificates on file in this office.

Respectfully submitted,

ROBERT C. ZIMMERMAN,  
Secretary of State.

The State of Wisconsin  
Department of State

To All To Whom These Presents Shall Come:

I, Robert C. Zimmerman, Secretary of State of the State of Wisconsin, DO HEREBY CERTIFY that the following is a true and correct list of representatives to the Assembly of the State of Wisconsin, elected at the General Election held on the Third day of November, A.D. 1970, as appears

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from the certificate of the Board of State Canvassers and other official certificates on file in this office:

Adams, Juneau, Marquette—Tommy G. Thompson, 1201 Academy St., Elroy, Republican

Ashland, Bayfield, Iron—Ernest J. Korpela, 633 E. 3rd St., Washburn, Democrat

Barron, Washburn—Kenneth M. Schricker, Route 2, Spooner, Republican

Brown—

1st—Jerome Quinn, 137 N. Oakland Ave., Green Bay, Republican

2nd—Lawrence J. Kafka, Route 3, Denmark, Republican

3rd—Cletus Vanderperren, Route 5, Green Bay, Democrat

Buffalo, Pepin, Pierce—Michael P. Early, 1052 S. Fork Dr., River Falls, Democrat

Burnett, Polk—Harvey L. Dueholm, Luck, Democrat

Calumet—Gervase A. Hephner, Route 4, Chilton, Democrat

Chippewa—Terry A. Willkom, Route 4, Box 56, Chippewa Falls, Democrat

Clark—Eugene W. Oberle, Route 3, Stanley, Democrat

Columbia—Robert M. Thompson, Route 1, Poynette, Democrat

Crawford, Vernon—Bernard Lewison, 11 S. Washington Heights, Viroqua, Republican

Dane—

1st—Norman C. Anderson, 5325 Marsh Rd., Madison, Democrat

2nd—Edward Nager, P.O. Box 2036, Madison, Democrat

3rd—Marjorie M. Miller, 1937 Arlington Pl., Madison, Democrat

4th—Harland E. Everson, Route 3, Box 750, Edgerton, Democrat

5th—David D. O'Malley, 315 W. Main St., Waunakee, Democrat

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## Dodge—

1st—Esther D. Luckhardt, 211 N. Hubbard St., Horicon, Republican

2nd—Thomas S. Hanson, Route 1, Beaver Dam, Democrat

Door, Kewaunee—Lary J. Swoboda, 507 Oak St., Luxemburg, Democrat

Douglas—Edward Stack, 1420 John Ave., Superior, Democrat

Dunn—Alvin Baldus, 111—12th St., Menomonie, Democrat

## Eau Claire—

1st—Joseph L. Looby, 1156 E. Madison St., Eau Claire, Democrat

2nd—Louis V. Mato, Fairchild, Democrat

Florence, Marinette—William G. LaFave, Route 1, Box 215A, Peshtigo, Republican

## Fond du Lac—

1st—Earl F. McEssy, 361 Forest Ave., Fond du Lac, Republican

2nd—William S. Schwefel, Route 1, Oakfield, Republican

Forest, Oneida, Vilas—Ellsworth K. Gaulke, Lac du Flambeau, Democrat

Grant—James N. Azim, Muscoda, Republican

Green, Lafayette—Joseph E. Tregoning, Rural Route 2, Shullsburg, Republican

Green Lake, Waushara—Jon P. Wilcox, Box 157, Wautoma, Republican

Iowa, Richland—Joanne M. Duren, Cazenovia, Democrat

Jackson, Trempealeau—John Radcliffe, 620 Elm St., Strum, Democrat

Jefferson—Byron F. Wackett, 100 Oak Hill Ct., Watertown, Republican

## Kenosha—

1st—George Molinaro, 424—44th St., Kenosha, Democrat

2nd—Eugene Dorff, 8045—19th Ave., Kenosha, Democrat

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La Crosse—

1st—Gerald A. Greider, 1729 Adams, La Crosse, Republican

2nd—Virgil D. Roberts, 427 Lee St., Holman, Democrat

Langlade, Oconto—Milton McDougal, 402 Chestnut St., Oconto Falls, Republican

Lincoln, Taylor—Joseph Sweda, Lublin, Democrat

Manitowoc—

1st—Donald K. Helgeson, 937 North 5th St., Manitowoc, Republican

2nd—Everett E. Bolle, Forest Home Dr., Francis Creek, Democrat

Marathon—

1st—Laurence J. Day, Route 1, Eland, Democrat

2nd—Anthony S. Earl, 917 Graves Ave., Wausau, Democrat

Menominee, Shawano—Herbert Joseph Grover, Route 2, Shawano, Democrat

Milwaukee—

1st—Mark G. Lipscomb, Jr., 5349 N. Dexter Ave., Milwaukee, Democrat

2nd—Joseph E. Jones, 4285 N. 26th St., Milwaukee, Democrat

3rd—Dennis Conta, 3489 N. Hackett St., Milwaukee, Democrat

4th—Harout O. Sanasarian, 1111 N. Astor St., Milwaukee, Democrat

5th—Paul E. Sricula, 3287 N. 48th St., Milwaukee, Democrat

6th—Lloyd A. Barbee, 321 E. Meinecke Ave., Milwaukee, Democrat

7th—William A. Johnson, 3403 N. 22nd St., Milwaukee, Democrat

8th—Joseph C. Czerwinski, 1230 S. 34th St., Milwaukee, Democrat

9th—Robert L. Jackson, Jr., 7869 N. 57th St., Milwaukee, Democrat

10th—Frederick P. Kessler, 2719 W. Juneau Ave., Milwaukee, Democrat

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- 11th—Raymond J. Tobiasz, 3145 S. 50th St., Milwaukee, Democrat
- 12th—Sam L. Orlich, 1307 W. Mineral St., Milwaukee, Democrat
- 13th—Glenn E. Bultman, 2556 N. Weil St., Milwaukee, Democrat
- 14th—Gerald D. Kleczka, 3427 S. 9th Pl., Milwaukee, Democrat
- 15th—James W. Wahner, 2932 N. 63rd St., Milwaukee, Democrat
- 16th—Richard E. Pabst, 457A S. 74th St., Milwaukee, Democrat
- 17th—John E. McCormick, 2954 S. Wentworth Ave., Milwaukee, Democrat
- 18th—David G. Berger, 4443 N. 82nd St., Milwaukee, Democrat
- 19th—Daniel D. Hanna, 2501 W. Henry Ave., Milwaukee, Democrat
- 20th—George H. Klicka, 2115 N. 86th St., Wauwatosa, Republican
- 21st—James J. Lynn, 1126 S. 94th St., West Allis, Democrat
- 22nd—Robert T. Huber, 2228 S. 78th St., West Allis, Democrat
- 23rd—James A. Rutkowski, 10223 Kay Parkway, Hales Corners, Democrat
- 24th—William P. Atkinson, 1115—16th Ave., South Milwaukee, Democrat
- 25th—F. James Sensenbrenner, Jr., 1601 E. Lake Bluff Blvd., Shorewood, Republican
- Monroe—Robert L. Quackenbush, 510 Spring St., Sparta, Republican
- Outagamie—
  - 1st—Harold V. Froehlich, 421 W. Sixth St., Appleton, Republican
  - 2nd—William Rogers, Kaukauna, Democrat
  - 3rd—Ervin Conradt, Route 2, Shiocton, Republican
- Ozaukee—Herbert J. Schowalter, 642 S. Main St., Saukville, Republican
- Portage—Leonard A. Groshek, 2125 Indiana Ave., Stevens Point, Democrat

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Price, Rusk, Sawyer—John W. Slaby, Box 22, Phillips,  
Democrat

Racine—

1st—Michael Ferrall, 1816 Wisconsin Ave., Racine,  
Democrat

2nd—Manny S. Brown, 2817 Ruby Ave., Racine,  
Democrat

3rd—Merrill Stalbaum, Route 1, Box 38, Waterford,  
Republican

Rock—

1st—Lewis T. Mittness, 730 N. Ringold St., Janes-  
ville, Democrat

2nd—Janet Soergel Mielke, Route 1, Milton Junc-  
tion, Democrat

3rd—Gary K. Johnson, 1818 Fayette, Beloit, Demo-  
crat

St. Croix—Leo O. Mohn, Woodville, Democrat

Sauk—Kenyon E. Giese, Route 1, Loganville, Republican

Sheboygan—

1st—Carl Otte, 1440 S. 22nd St., Sheboygan, Demo-  
crat

2nd—Vernon R. Boeckmann, Route 3, Plymouth,  
Democrat

Walworth—Clarence J. Wilger, Route 4, Elkhorn, Republi-  
can

Washington—Frederick C. Schroeder, Route 1, West Bend,  
Republican

Waukesha—

1st—Kenneth J. Merkel, 3405 N. Brookfield Rd.,  
Brookfield, Republican

2nd—John M. Alberts, 1228 W. Wisconsin Ave.,  
Oconomowoc, Republican

3rd—Edward G. Jackamonis, 151 S. Grand Ave.,  
Waukesha, Democrat

4th—John C. Shabaz, 21425 W. Glengary Rd., New  
Berlin, Republican

Waupaca—Francis R. Byers, Garfield Ave., Marion, Re-  
publican

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### Winnebago—

- 1st—Jon R. Guiles, 2010 Wisconsin St., Oshkosh,  
Republican
- 2nd—Gordon R. Bradley, 2644 Elo Rd., Oshkosh,  
Republican
- 3rd—Michael G. Ellis, 218 Clybourne St., Neenah,  
Republican

### Wood—

- 1st—John C. Oestreicher, 911 S. Cherry Ave.,  
Marshfield, Democrat
- 2nd—Marlin D. Schneider, 921 Washington St., Wis-  
consin Rapids, Democrat

(Seal) IN TESTIMONY WHEREOF, I have here-  
unto set my hand and affixed my official  
seal at the Capitol, in the City of Madi-  
son, this Thirtieth day of December, A.D.  
1970.

ROBERT C. ZIMMERMAN,  
Secretary of State.

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### DISTINGUISHED GUEST

Representative Huber introduced the Honorable Birch Bayh, U. S. Senator from Indiana. Senator Bayh addressed the members from the speaker's podium. The introduction was accompanied by a standing ovation. Senator Bayh congratulated the members on their election to the assembly, and the opportunity afforded them for being active participants in the legislative process. At the conclusion of his remarks, Senator Bayh was again applauded by the assembly.

The roll was called by the assistant chief clerk of the 1969 session, Mr. Thomas T. Melvin, and the members as called came to the desk to sign the oath of office. Chief Justice E. Harold Hallows of the State Supreme Court administered the oath to the members at large.

The roll was called.



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The result follows:

Present—Alberts, Anderson, Atkinson, Azim, Baldus, Barbee, Berger, Boeckmann, Bolle, Bradley, Brown, Bultman, Byers, Conradt, Conta, Czerwinski, Dorff, Dueholm, Duren, Earl, Early, Everson, Ferrall, Gaulke, Giese, Groshak, Grover, Guiles, Hanna, Hanson, Helgeson, Hephner, Huber, Jackamonis, Jackson, Johnson G. K., Johnson W. A., Jones, Kafka, Kessler, Kleczka, Klicka, Korpela, La Fave, Lewison, Lipscomb, Luckhardt, Lynn, McCormick, McDougal, McEssy, Mato, Merkel, Mielke, Miller, Mittness, Mohn, Molinaro, Nager, O'Malley, Orlich, Otte, Pabst, Quinn, Roberts, Rutkowski, Sanasarian, Schneider, Schowalter, Schriker, Schroeder, Schwefel, Sensenbrenner, Shabaz, Sicula, Slaby, Stack, Stalbaum, Sweda, Swoboda, Thompson R. M., Thompson T. G., Tobiasz, Tregoning, Vanderperren, Wackett, Wahner, Wilcox, Wilger and Willkom—90.

Absent—None.

Absent with leave—Day, Ellis, Froehlich, Greider, Looby, Oberle, Oestreicher, Quackenbush, Radcliffe and Rogers—10.

Representative Oestreicher took the oath of office and signed the oath book subsequent to this roll call.

Mr. Struebing announced the next order of business.

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### ELECTION OF OFFICERS

#### ELECTION OF SPEAKER

Representative Tobiasz nominated Representative Huber for the position of speaker of the assembly.

Representative Conta seconded the nomination.

Representative Wackett nominated Representative Froehlich for the position of speaker of the assembly.

Representative Helgeson seconded the nomination.

There being no further nominations,

The roll was taken.

The vote follows:

For Representative Huber—Anderson, Atkinson, Baldus,

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Barbee, Berger, Boeckmann, Bolle, Brown, Bultman, Conta, Czerwinski, Dorff, Dueholm, Duren, Earl, Early, Everson, Ferrall, Gaulke, Groshek, Grover, Hanna, Hanson, Hephner, Jackamonis, Jackson, Johnson G. K., Johnson W. A., Jones, Kessler, Kleczka, Korpela, Lipscomb, Lynn, McCormick, Mato, Mielke, Miller, Mittness, Mohn, Molinaro, Nager, O'Malley, Oestreicher, Orlich, Otte, Pabst, Roberts, Rutkowski, Sanasarian, Schneider, Sicula, Slaby, Stack, Sweda, Swoboda, Thompson R. M., Tobiasz, Vanderperren, Wahner and Willkom—61.

For Representative Froehlich—Alberts, Azim, Bradley, Byers, Conradt, Giese, Guiles, Helgeson, Kafka, Klicka, LaFave, Luckhardt, McDougal, McEssy, Merkel, Quinn, Schowalter, Schricker, Schroeder, Schwefel, Sensenbrenner, Shabaz, Stalbaum, Thompson T. G., Tregoning, Wackett, Wilcox and Wilger—28.

Absent or not voting—Day, Ellis, Greider, Lewison, Loo-by, Oberle, Quackenbush, Radcliffe and Rogers—9.

Paired—Froehlich for Huber; Huber for Froehlich—2.

Representative Huber was elected.

Representative Shabaz moved that the chief clerk be instructed to cast a unanimous ballot for Representative Huber.

Motion carried.

Representative Huber came to the rostrum to take the oath as speaker which was administered by Chief Justice Hallows of the State Supreme Court.

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### REMARKS BY THE NEWLY-ELECTED SPEAKER

Speaker Huber emphasized that power mis-used is power mis-placed. He promised a fair and impartial session for all members regardless of party.

The speaker announced the next order of business.

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### ELECTION OF SPEAKER PRO TEM

Representative Earl nominated Representative Sweda as speaker pro tem.

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Representative Korpela seconded the nomination.

Representative Shabaz nominated Representative Wackett as speaker pro tem.

Representative Stalbaum seconded the nomination.

The speaker asked for further nominations.

There being no further nominations,

The roll was taken.

The vote follows:

For Representative Sweda—Anderson, Atkinson, Baldus, Barbee, Berger, Boeckmann, Bolle, Brown, Bultman, Conta, Czerwinski, Dorff, Dueholm, Duren, Earl, Early, Everson, Ferrall, Gaulke, Groshek, Grover, Hanna, Hanson, Hephner, Jackamonis, Jackson, Johnson G. K., Johnson W. A., Jones, Kessler, Kleczka, Korpela, Lipscomb, Lynn, McCormick, Mato, Mielke, Miller, Mittness, Mohn, Molinaro, Nager, O'Malley, Oestreicher, Orlich, Otte, Pabst, Roberts, Rutkowski, Sanasarian, Schneider, Sicula, Slaby, Stack, Swoboda, Thompson R. M., Tobiasz, Vanderperren, Wackett, Wahner, Willkom and Mr. Speaker—62.

For Representative Wackett—Alberts, Azim, Bradley, Byers, Conradt, Giese, Guiles, Helgeson, Kafka, Klicka, LaFave, McDougal, McEssy, Merkel, Quinn, Schowalter, Schricker, Schroeder, Schwefel, Sensenbrenner, Shabaz, Stalbaum, Sweda, Thompson T. G., Tregoning, Wilcox and Wilger—27.

Absent or not voting—Day, Ellis, Froehlich, Greider, Lewison, Looby, Luckhardt, Oberle, Quackenbush, Radcliffe and Rogers—11.

Representative Sweda was elected speaker pro tem.

Representative Wackett moved that the chief clerk be instructed to cast a unanimous ballot for Representative Sweda.

Motion carried.

Representative Sweda came to the rostrum and had the oath of office administered to him by Speaker Huber.

Representative Sweda acknowledged his appreciation for the honor of being elected speaker pro tem by saying "Thank you."

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The speaker announced the next order of business.

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### ELECTION OF THE CHIEF CLERK

Representative Dueholm nominated Tom Fox.

Representative Orlich seconded the nomination.

Representative Merkel nominated Mr. Wilmer Struebing.

Representative Conradt seconded the nomination.

There being no further nominations,

The roll was taken.

The vote follows:

For Mr. Fox—Anderson, Atkinson, Baldus, Barbee, Berger, Boeckmann, Bolle, Brown, Bultman, Conta, Czerwinski, Dorff, Dueholm, Duren, Earl, Early, Everson, Ferrall, Gaulke, Groshek, Grover, Hanna, Hanson, Hephner, Jackamonis, Jackson, Johnson G. K., Johnson W. A., Jones, Kessler, Kleczka, Korpela, Lipscomb, Lynn, McCormick, Mato, Mielke, Miller, Mittness, Mohn, Molinaro, Nager, O'Malley, Oestreicher, Orlich, Otte, Pabst, Roberts, Rutkowski, Sanasarian, Schneider, Sricula, Slaby, Stack, Sweda, Swoboda, Thompson R. M., Tobiasz, Vanderperren, Wahner, Willkom and Mr. Speaker—62.

For Mr. Struebing—Alberts, Azim, Bradley, Byers, Conradt, Giese, Guiles, Helgeson, Kafka, Klicka, LaFave, Luckhardt, McDougal, McEssy, Merkel, Quinn, Schowalter, Schricker, Schroeder, Schwefel, Sensenbrenner, Shabazz, Stalbaum, Thompson T. G., Tregoning, Wackett, Wilcox and Wilger—28.

Absent or not voting—Day, Ellis, Froehlich, Greider, Lewison, Looby, Oberle, Quackenbush, Radcliffe and Rogers—10.

Mr. Fox was elected chief clerk.

In his remarks made from the podium Mr. Fox explained that his appreciation was shorter than Representative Sweda's—"Thanks."

The speaker announced the next order of business.

ELECTION OF THE SERGEANT-AT-ARMS

Representative Brown nominated Mr. William Quick.

Representative Mittness seconded the nomination.

Representative T. G. Thompson nominated Mr. Louis Romell.

Representative Tregoning seconded the nomination.

There being no further nominations,

The roll was taken.

The vote follows:

For Mr. Quick—Anderson, Atkinson, Baldus, Barbee, Berger, Boeckmann, Bolle, Brown, Bultman, Conta, Czerwinski, Dorff, Dueholm, Duren, Earl, Early, Everson, Ferrall, Gaulke, Groshek, Grover, Hanna, Hanson, Hephner, Jackamonis, Jackson, Johnson G. K., Johnson W. A., Jones, Kessler, Kleczka, Korpela, Lipscomb, Lynn, McCormick, Mato, Mielke, Miller, Mittness, Mohn, Molinaro, Nager, O'Malley, Oestreicher, Orlich, Otte, Pabst, Roberts, Rutkowski, Sanasarian, Schneider, Sicula, Slaby, Stack, Sweda, Swoboda, Thompson R. M., Tobiasz, Vanderperren, Wahner, Willkom and Mr. Speaker—62.

For Mr. Romell—Alberts, Azim, Bradley, Byers, Conradt, Giese, Guiles, Helgeson, Kafka, Klicka, LaFave, Luckhardt, McDougal, McEssy, Merkel, Quinn, Schowalter, Schricker, Schroeder, Schwefel, Sensenbrenner, Shabaz, Stalbaum, Thompson T. G., Tregoning, Wackett, Wilcox and Wilger—28.

Absent or not voting—Day, Ellis, Froehlich, Greider, Lewison, Looby, Oberle, Quackenbush, Radcliffe and Rogers—10.

Mr. Quick was elected Sergeant-at-Arms.

Representative T. G. Thompson moved that the assistant chief clerk be instructed to cast a unanimous ballot for Mr. Quick.

Motion carried.

Escorted by Mr. Romell and Representative Tobiasz, Mr. Quick came to the rostrum and had the oath administered to him by the speaker.

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REMARKS BY THE NEWLY-ELECTED  
SERGEANT-AT-ARMS

Mr. Quick expressed his gratitude and appreciation to Mr. Romell in orienting him on the duties of his office.

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CHIEF CLERK'S ANNOUNCEMENT

Mr. Fox announced that as assistant chief clerk he hereby appoints Mr. Thomas T. Melvin, giving Mr. Melvin all powers as are derived from and inherent in said position, and to perform the duties and functions of the office in the absence of the chief clerk in accordance with Section 13.10 of Wis. Statutes and Assembly Rule 6.

Escorted by Representatives Anderson and Grover, Mr. Melvin came to the rostrum and had the oath administered to him by the speaker.

Mr. Melvin's address to the members was limited to an expression of great thanks and appreciation for the honor of serving as the assistant chief clerk in the 80th Regular Session of the Wisconsin Assembly.

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Representative Hanna requested unanimous consent that the members join with him in extending congratulations to the very recent marriage of Mr. and Mrs. Jerry Paradowski, lobbyist for Milwaukee County. Granted.

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Representative Anderson requested unanimous consent for a recess for 15 minutes.

3:45 P.M.

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RECESS

4:35 P.M.

The assembly reconvened.

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COMMUNICATION

The State of Wisconsin  
Department of State  
Madison 53702

January 4, 1971.

To the Honorable, the Assembly

Gentlemen: I have the honor to transmit to you, in duplicate, certified copy of proposed amendments to the Constitution of the State of Wisconsin, approved by the 1969 Legislature and referred for further approval to the 1971 Legislature.

If any amendment is given second approval and submitted to the people for ratification at the Spring Election, April 6, 1971, it should be in our possession no later than March 1, 1971.

Respectfully submitted,

ROBERT C. ZIMMERMAN,  
Secretary of State.

The State of Wisconsin  
Department of State

To All To Whom These Presents Shall Come:

I, Robert C. Zimmerman, Secretary of State of the State of Wisconsin, DO HEREBY CERTIFY that the following proposed amendments to the Constitution of the State of Wisconsin, have been approved by the Regular Session of the Legislature of 1969, and duly published, as required by Section 1 of Article XII of the Constitution, and are hereby referred for further approval to the Legislature of 1971.

Senate Joint Resolution 58

Senate Joint Resolution 63

Assembly Joint Resolution 41

Assembly Joint Resolution 74

(SEAL) IN TESTIMONY WHEREOF, I have hereunto set my hand and official seal, at the Capitol, in the City of Madison, this Fourth day of January, A D., 1971.

ROBERT C. ZIMMERMAN,  
Secretary of State.

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1969 Senate Joint Resolution 58

Enrolled No. 32  
Published Nov. 8, 1969.

ENROLLED JOINT RESOLUTION

To amend article IV, section 23 of the constitution, relating to uniformity in county government (1st consideration).

*Resolved by the senate, the assembly concurring, That article IV, section 23 of the constitution is amended to read:*

(Article IV) Section 23. The legislature shall establish but one system of town ~~and county~~ government, which shall be as nearly uniform as practicable, ~~except that the requirement of uniformity shall not apply to the administrative means of exercising powers of a local legislative character conferred by section 22 upon the boards of supervisors of the several counties;~~ but the legislature may provide for the election at large once in every 4 years of a chief executive officer in any county having a population of five hundred thousand or more with such powers of an administrative character as they may from time to time prescribe in accordance with this section and *shall establish one or more systems of county government.* Be it further

*Resolved, That this proposed amendment be referred to the legislature to be chosen at the next general election and that it be published for 3 months previous to the time of holding such election.*

WILLIAM P. NUGENT,  
Senate Chief Clerk.

WILMER H. STRUEBING,  
Assembly Chief Clerk.

1969 Senate Joint Resolution 63

Enrolled No. 33  
Published Nov. 8, 1969.

ENROLLED JOINT RESOLUTION

To amend article VI, section 4 of the constitution, relating to the office of the coroner (1st consideration).

*Resolved by the senate, the assembly concurring, That Article VI, section 4 of the constitution is amended to read:*



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(Article VI) Section 4. Sheriffs, coroners, register of deeds, district attorneys, and all other county officers except judicial officers and chief executive officers, shall be chosen by the electors of the respective counties once in every two years. The offices of coroner and surveyor in counties having a population of 500,000 or more are abolished at the conclusion of the terms of office during which this amendment is adopted. Counties not having a population of 500,000 shall have the option of retaining the elective office of coroner or instituting a medical examiner system. Two or more counties may institute a joint medical examiner system. Sheriffs shall hold no other office; they may be required by law to renew their security from time to time, and in default of giving such new security their office shall be deemed vacant, but the county shall never be made responsible for the acts of the sheriff. The governor may remove any officer in this section mentioned, giving to such a copy of the charges against him and an opportunity of being heard in his defense. All vacancies shall be filled by appointment, and the person appointed to fill a vacancy shall hold only for the unexpired portion of the term to which he shall be appointed and until his successor shall be elected and qualified. Be it further

*Resolved*, That this proposed amendment be referred to the legislature to be chosen at the next general election and that it be published for three months previous to the time of holding such election.

WILLIAM P. NUGENT,  
Senate Chief Clerk.

WILMER H. STRUEBING,  
Assembly Chief Clerk.

1969 Assembly Joint Resolution 41      Enrolled No. 37  
Published December 5, 1969.

ENROLLED JOINT RESOLUTION

To amend article X, section 3 of the constitution, relating to released time for religious instruction (1st consideration).

*Resolved by the assembly, the senate concurring*, That article X, section 3 of the constitution be amended to read:

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(Article X) Section 3. The legislature shall provide by law for the establishment of district schools, which shall be as nearly uniform as practicable; and such schools shall be free and without charge for tuition to all children between the ages of ~~four~~ 4 and ~~twenty~~ 20 years; and no sectarian instruction shall be allowed therein; *but the legislature by law may, for the purpose of religious instruction outside the district schools, authorize the release of students during regular school hours.* Be it further

*Resolved*, That this proposed amendment be referred to the legislature to be chosen at the next general election and that it be published for 3 months previous to the time of holding such election.

HAROLD W. FROEHLICH,  
Speaker of the Assembly.

WILMER H. STRUEBING,  
Assembly Chief Clerk.

WILLIAM P. NUGENT,  
Senate Chief Clerk.

1969 Assembly Joint Resolution 74                      Enrolled No. 38  
Published December 5, 1969.

ENROLLED JOINT RESOLUTION

To create article I, section 24 of the constitution, relating to the use of school buildings during nonschool hours by civic, religious or charitable organizations. (1st consideration)

*Resolved by the assembly, the senate concurring*, That article I, section 24 of the constitution is created to read:

(Article I) Section 24. Nothing in this constitution shall prohibit the legislature from authorizing, by law, the use of public school buildings by civic, religious or charitable organizations during nonschool hours upon payment by the organization to the school district of reasonable compensation for such use. Be it further

*Resolved*, That this proposed amendment be referred to the legislature to be chosen at the next general election

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and that it be published for 3 months previous to the time of holding such election.

**HAROLD FROEHLICH,**  
Speaker of the Assembly.  
**WILMER H. STRUEBING,**  
Assembly Chief Clerk.  
**WILLIAM P. NUGENT,**  
Senate Chief Clerk.

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**INTRODUCTION AND REFERENCE OF RESOLUTIONS**

**Assembly Resolution 1**  
By Representative Anderson.

**Assembly Resolution 2**  
By Representative Anderson.

**Assembly Resolution 3**  
By Representative Anderson.

**Assembly Resolution 4**  
By Representative Anderson.

**Assembly Resolution 5**  
By Representative Anderson.

**Assembly Resolution 6**  
By Representative Anderson.

**Assembly Resolution 7**  
By Representative Anderson.

Representative Anderson asked unanimous consent that the rules be suspended and that the foregoing assembly resolutions be taken up at this time. Granted.

**Assembly Resolution 1**  
Providing for notification to the senate that the assembly is organized.

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*Resolved by the assembly, That the chief clerk is hereby directed to notify the senate that the assembly is now organized by the selection of*

Representative Robert T. Huber as speaker,  
Representative Joseph Sweda as speaker pro tempore,  
Representative Norman C. Anderson as majority leader,  
Representative Herbert J. Grover as assistant majority leader,  
Representative William J. Rogers as majority caucus chairman,  
Representative Gerald D. Kleczka as assistant majority caucus chairman,  
Representative Everett E. Bolle as majority caucus secretary,  
Representative Harold V. Froehlich as minority leader,  
Representative John C. Shabaz as assistant minority leader,  
Representative Donald K. Helgeson as minority caucus chairman,  
Representative Tommy G. Thompson as assistant minority caucus chairman,  
Representative William G. LaFave as minority caucus secretary,  
Mr. Thomas P. Fox as chief clerk, and  
Mr. William Quick as sergeant at arms, and  
is ready to proceed to legislative business.

The question was: Adoption?  
Motion carried.

Representative Anderson asked unanimous consent that the assembly's action on **Assembly Resolution 1** be immediately messaged to the senate. Granted.

### **Assembly Resolution 2**

Relating to the rules of the 1971 assembly.

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Analysis by the Legislative Reference Bureau

With the following exceptions, this resolution adopts as the house rules of the 1971 assembly the rules of the as-

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sembly in force at the termination of the 1969 session of the assembly.

1. A new assembly committee on "environmental quality" is created; see assembly rule 20 (1) (g).

2. The assembly committee on "commerce and manufactures" is reconstituted an assembly committee on "commerce and consumer affairs."

3. The assembly committee on "conservation" is renamed the assembly committee on "natural resources."

4. The assembly committee on "public welfare" is renamed the assembly committee on "health and social services."

5. Under assembly rule 39 in force in the 1969 session, representatives had to submit to the legislative reference bureau full drafting instructions by the 51st day if they wanted to preserve the right to introduce the draft at any time during the session. A similar deadline under senate rule 34 was abolished in the 1969 session. This resolution repeals and recreates assembly rule 39, thereby permitting any representative to introduce proposals on any day of the 1971 session under the proper order of business. (The deadline still exists under joint rule 18 of the 1967 legislature. The 1969 legislature did not adopt joint rules.)

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*Resolved by the assembly, That:*

SECTION 1. Subject to the exceptions under SECTIONS 2 and 3 of this resolution, the rules of the assembly in force at the termination of the 1969 regular session are hereby adopted as the rules of the 1971 assembly.

SECTION 2. Assembly rule 20 (1) is amended and, as amended, adopted as assembly rule 20 (1) of the 1971 assembly, to read:

RULE 20. *STANDING COMMITTEES.* (1) The following standing committees of the assembly shall be appointed by the speaker as near the commencement of the session as possible:

- (a) Agriculture.
- (b) Commerce and ~~Manufactures~~ consumer affairs.
- (c) ~~Conservation.~~
- (e) (c) Education.
- (f) (d) Elections.

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- ~~(g)~~ (e) Engrossed bills.
- ~~(h)~~ (f) Enrolled bills.
- (g) *Environmental quality.*
- ~~(i)~~ (h) Excise and fees.
- ~~(j)~~ (i) Finance.
- (j) *Health and social services.*
- (k) Highways.
- (l) Insurance and banking.
- (m) Judiciary.
- (n) Labor.
- (o) Municipalities.
- (p) *Natural resources.*
- ~~(p)~~ (q) Printing.
- ~~(q)~~ Public Welfare.
- (r) Revision.
- (s) Revisions, repeals and uniform laws, joint.
- (t) Rules.
- (u) State affairs.
- (v) Taxation.
- (w) Third reading.
- ~~(wm)~~ (x) *Tourism.*
- ~~(x)~~ (y) Transportation.
- ~~(y)~~ (z) Veterans' and military affairs.

SECTION 3. Assembly rule 39 is repealed and recreated to read:

**RULE 39. INTRODUCTION OF PROPOSALS.** Any member may introduce new proposals on any day of the legislative session under the proper order of business. Prior to offering his proposal to the assembly, each member shall cause the legislative reference bureau to prepare the proposal in the proper form, and with the requisite number of copies, for introduction. No proposal shall be received for introduction if it contains handwritten changes in the copies prepared by the legislative reference bureau.

Representative Sensenbrenner offered an amendment.  
Entered.

Assembly amendment 1 was read by the chief clerk.

Representative Anderson moved rejection of assembly amendment 1.

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The question was: Shall assembly amendment 1 to **Assembly Resolution 2** be rejected?

Representative Sensenbrenner requested a roll call.

There were sufficient seconds.

The roll was taken.

The result follows:

Ayes—Anderson, Atkinson, Baldus, Barbee, Berger, Boeckmann, Bolle, Brown, Bultman, Conta, Czerwinski, Day, Dorff, Dueholm, Duren, Earl, Early, Everson, Ferrall, Gaulke, Groshek, Grover, Hanna, Hanson, Hephner, Jacka-monis, Jackson, Johnson G. K., Johnson W. A., Jones, Kes-ler, Kleczka, Korpela, Lipscomb, Lynn, McCormick, Mato, Merkel, Mielke, Miller, Mittness, Mohn, Molinaro, Nager, O'Malley, Oberle, Oestreicher, Orlich, Otte, Pabst, Roberts, Rutkowski, Sanasarian, Schneider, Sicula, Slaby, Stack, Sweda, Swoboda, Thompson R. M., Tobiasz, Vanderperren, Wahner, Willkom and Mr. Speaker—65.

Noes—Alberts, Azim, Bradley, Byers, Conradt, Giese, Guiles, Helgeson, Kafka, Klicka, LaFave, Luckhardt, McDougal, McEssy, Quinn, Schowalter, Schricker, Schroeder, Schwefel, Sensenbrenner, Shabaz, Stalbaum, Thompson T. G., Tregoning, Wackett, Wilcox and Wilger—27.

Absent or not voting—Ellis, Froehlich, Greider, Lewison, Looby, Quackenbush, Radcliffe and Rogers—8.

Motion carried.

An amendment was offered by Representatives Azim, Wilcox and Sensenbrenner. Entered.

Read by the chief clerk.

Representative Anderson moved rejection.

The question was: Shall assembly amendment 2 to **Assembly Resolution 2** be rejected?

Representative Azim requested a roll call.

There were sufficient seconds.

The roll was taken.

The result follows:

Ayes—Anderson, Atkinson, Baldus, Barbee, Berger, Boeckmann, Bolle, Brown, Bultman, Conta, Czerwinski, Day, Dorff, Dueholm, Duren, Earl, Early, Everson, Ferrall, Gaulke, Groshek, Grover, Hanna, Hanson, Hephner, Jacka-

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monis, Jackson, Johnson G. K., Johnson W. A., Jones, Kessler, Kleczka, Korpela, Lipscomb, Lynn, McCormick, Mato, Mielke, Miller, Mittness, Mohn, Molinaro, Nager, O'Malley, Oberle, Oestreicher, Orlich, Otte, Pabst, Roberts, Rutkowski, Sanasarian, Schneider, Sicala, Slaby, Stack, Sweda, Swoboda, Thompson R. M., Tobiasz, Vanderperren, Wahner, Willkom and Mr. Speaker—64.

Noes—Alberts, Azim, Bradley, Byers, Conradt, Giese, Guiles, Helgeson, Kafka, Klicka, LaFave, Luckhardt, McDougal, McEssy, Merkel, Quinn, Schowalter, Schricker, Schroeder, Schwefel, Sensenbrenner, Shabaz, Stalbaum, Thompson T. G., Tregoning, Wackett, Wilcox and Wilger—28.

Absent or not voting—Ellis, Froehlich, Greider, Lewison, Looby, Quackenbush, Radcliffe and Rogers—8.

Motion carried.

The question was: Should Assembly Resolution 2 be adopted?

Motion carried.

### Assembly Resolution 3

Relating to the selection of seats by members.

*Resolved by the assembly*, That in the selection of seats by members preference shall be accorded as follows:

Seats shall be selected so that Democratic members will be seated on the east (door) side of the center aisle plus seats 41 to 44, 53 to 56, 69 to 72, 81 to 84, 96 to 100, and seat 28, and so that Republican members will be seated in the remaining seats on the west (window) side of the aisle.

In case of a disputed seating assignment, the floor leader of the respective political party shall make the final determination for the seating of members of his caucus.

Read by the chief clerk.

The question was: Adoption?

Motion carried.

### Assembly Resolution 4

Relating to stationery for members and officers of the assembly.

*Resolved by the assembly*, That the chief clerk, upon request of each member or officer, shall request the depart-



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ment of administration to supply not to exceed 7,500 sheets of letterhead paper with name, address, district and committee membership of members printed on the paper, and not to exceed 7,500 envelopes with return address printed thereon, to be furnished each member and the sergeant at arms; and, be it further

*Resolved by the assembly*, That not to exceed 10,000 sheets of letterhead paper and 10,000 envelopes with return address printed thereon be furnished the speaker, speaker pro tem, majority leader, assistant majority leader, majority caucus chairman, minority leader, assistant minority leader, minority caucus chairman and the chief clerk.

Read by the chief clerk.

The question was: Adoption?

Motion carried.

### Assembly Resolution 5

Relating to the services of the resident clergy.

*Resolved by the assembly*, That the resident clergy of the state of Wisconsin is hereby respectfully invited to open the sessions of the assembly with prayer. The chief clerk is hereby instructed to make the necessary arrangements therefor.

Read by the chief clerk.

The question was: Adoption?

Motion carried.

Representative Anderson requested unanimous consent that the next resolution be introduced as privileged. Granted.

### Assembly Resolution 6

Relating to referral of bills to standing committees prior to January 19, 1971.

*Resolved by the assembly*, That the speaker is authorized to refer to the appropriate standing committee any bill introduced in the 1971 assembly during the period from January 4, 1971 to January 18, 1971, prior to this assembly's action on the report of the committee on revision with respect to such bills.

Read by the chief clerk.

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The question was: Adoption?  
Motion carried.

Representative Anderson asked unanimous consent that the next resolution be introduced as privileged. Granted.

### **Assembly Resolution 7**

Relating to the staffing pattern for the 1971 assembly.

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#### Analysis by the Legislative Reference Bureau

Section 13.20 (1) (c) of the statutes requires each house to establish, by resolution, a "staffing pattern setting forth the staff positions in that house." Once established, this staffing pattern continues for the current and all subsequent assemblies until amended by resolution at a future date.

For further information, see the fiscal note attached to this resolution.

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*Resolved by the assembly,* That the staffing pattern established by the 1969 Assembly Resolution 24 is for the 1971 assembly, and thereafter until otherwise provided by assembly resolution, repealed and recreated as follows:

- (1) Director of assembly services: one position.
- (2) Associate director of assembly services: one position.
- (3) Deputy director of assembly services: 2 positions.
- (4) Head clerks: 9 positions.
- (5) Staff clerks: 25 positions.
- (6) Supporting staff: 40 positions.
- (7) Messengers: 45 positions.
- (8) Secretaries to assembly leaders: 6 positions.
- (9) Policy research personnel and assistants to assembly leaders: 15 positions.
- (10) Research personnel assigned to assembly committees: 8 positions.
- (11) Student aides (half-time): 8 positions.

Read by the chief clerk.

The question was: Adoption?

Representatives Merkel and T. G. Thompson offered an amendment. Entered.

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Representative Anderson raised a point of order that the amendment was not in proper form.

Representative Merkel requested that the chief clerk be authorized to make a clerical correction in the amendment. Granted.

Representative McEssy moved rejection of the amendment.

The question was: Shall assembly amendment 1 to Assembly Resolution 7 be rejected?

Motion carried.

The question was: Shall Assembly Resolution 7 be adopted?

The roll was taken.

The result follows:

Ayes—Anderson, Atkinson, Baldus, Barbee, Berger, Boeckmann, Bolle, Brown, Bultman, Conradt, Conta, Czerwinski, Day, Dorff, Dueholm, Duren, Earl, Early, Everson, Ferrall, Gaulke, Groshek, Grover, Hanna, Hanson, Helgeson, Hephner, Jackamonis, Jackson, Johnson G. K., Johnson W. A., Jones, Kessler, Kleczka, Korpela, Lipscomb, Luckhardt, Lynn, McCormick, McDougal, McEssy, Mato, Mielke, Miller, Mittness, Mohn, Molinaro, Nager, O'Malley, Oberle, Oestreicher, Orlich, Otte, Pabst, Roberts, Rutkowski, Sanasarian, Schneider, Schwefel, Sensenbrenner, Shabaz, Sricula, Stack, Stalbaum, Sweda, Swoboda, Vanderperren, Wahner, Wilger, Willkom and Mr. Speaker—71.

Noes—Alberts, Azim, Bradley, Byers, Giese, Guiles, Kafka, Klicka, LaFave, Merkel, Quinn, Schowalter, Schricker, Schroeder, Thompson T. G., Tregoning, Wackett and Wilcox—18.

Absent or not voting—Ellis, Froehlich, Greider, Lewison, Looby, Quackenbush, Radcliffe, Rogers, Slaby, Thompson R. M. and Tobiasz—11.

Motion carried.

The assembly proceeded to the matter of selection of seats in the chamber by the members under Assembly Resolution 3.

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## ASSIGNMENT OF SEATS

The result follows :

Member	Seat No.
Alberts -----	46
Anderson -----	8
Atkinson -----	29
Azim -----	24
Baldus -----	96
Barbee -----	37
Berger -----	59
Boeckmann -----	68
Bolle -----	93
Bradley -----	80
Brown -----	36
Bultman -----	54
Byers -----	47
Conradt -----	77
Conta -----	13
Czerwinski -----	31
Day -----	99
Dorff -----	53
Dueholm -----	33
Duren -----	38
Earl -----	14
Early -----	66
Ellis -----	75
Everson -----	72
Ferrall -----	70
Froehlich -----	4
Gaulke -----	100
Giese -----	27
Greider -----	23
Groshek -----	90
Grover -----	7
Guiles -----	50
Hanna -----	97
Hanson -----	39
Helgeson -----	3
Hephner -----	57
Huber -----	5
Jackamonis -----	43
Jackson -----	60

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Member	Seat No.
Johnson, G. K. -----	55
Johnson, W. A. -----	62
Jones -----	35
Kafka -----	48
Kessler -----	61
Kieczka -----	56
Klicka -----	51
Korpela -----	41
LaFave -----	17
Lewison -----	19
Lipscomb -----	34
Looby -----	86
Luckhardt -----	18
Lynn -----	84
Mato -----	88
McCormick -----	68
McDougal -----	73
McEssy -----	20
Merkel -----	25
Mielke -----	42
Miller -----	12
Mittness -----	11
Mohn -----	83
Molinaro -----	10
Nager -----	32
Oberle -----	82
Oestreicher -----	71
O'Malley -----	95
Orlich -----	92
Otte -----	89
Pabst -----	64
Quackenbush -----	74
Quinn -----	78
Radcliffe -----	85
Roberts -----	67
Rogers -----	65
Rutkowski -----	44
Sanasarian -----	69
Schneider -----	28
Schowalter -----	26
Schricker -----	79
Schroeder -----	52

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Member	Seat No.
Schwefel -----	76
Sensenbrenner -----	49
Shabaz -----	1
Sicula -----	91
Slaby -----	81
Stack -----	40
Stalbaum -----	15
Sweda -----	6
Swoboda -----	58
Thompson, R. M. -----	98
Thompson, T. G. -----	45
Tobiasz -----	9
Tregoning -----	21
Vanderperren -----	94
Wackett -----	2
Wahner -----	30
Wilcox -----	22
Wilger -----	16
Willkom -----	87

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### CHIEF CLERK'S ANNOUNCEMENT

Until January 19, 1971 the assembly will be on the actual and necessary expenses, including today.

Representatives are to turn in their mileage certificate and temporary residence affidavit to the chief clerk's office.

Representative Anderson requested unanimous consent that the adjournment today be in honor of Representative Sweda. Granted.

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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:

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Mr. and Mrs. John Hayon, Mr. and Mrs. Fred Boeldt, Mrs. Carl Otte, Mr. and Mrs. Richard Szepekowski, Mr. Art Russel, Mr. Leon Smith, Mr. and Mrs. James Dillman, Dr. and Mrs. Richdorf, Mr. David Corsege and Mr. Steve Grauman, guests of Representative Otte.

Mrs. Vernon Boeckmann, Mrs. Anton Boeckmann, Mrs. Art Schaller and Mr. and Mrs. Dick Schoenemann, Sheboygan Falls, guests of Representative Boeckmann.

Daphne E. and Rustam A. Barbee, daughter and son of the representative, Ralph D. Orlandi, Edward C. Jacobs, George Martin and Scott Levin, all of Milwaukee, guests of Representative Barbee.

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Pursuant to the previous request concerning Representative Sweda, Representative Anderson moved that the assembly adjourn to 2:00 P.M., Tuesday, January 19, 1971.

Motion carried.

5:55 P.M.