

JOURNAL OF THE ASSEMBLY [January 21, 1971]

STATE OF WISCONSIN

# Assembly Journal

Eightieth Regular Session

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THURSDAY, January 21, 1971.

10:00 A.M.

The assembly met.

The speaker in the chair.

The prayer was offered by Monsignor Andrew Breines, Pastor of St. Thomas Aquinas Church, 302 S. Rosa Road, Madison, Wis.

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

The roll was taken.

The result follows:

Present—Alberts, Anderson, Atkinson, Azim, Baldus, Barbee, Berger, Boeckmann, Bolle, Bradley, Brown, Bultman, Byers, Conradt, Conta, Czerwinski, Day, Dorff, Dueholm, Duren, Earl, Early, Ellis, Everson, Ferrall, Froehlich, Gaulke, Giese, Greider, Groshek, Grover, Guiles, Hanna, Hanson, Helgeson, Hephner, Jackamonis, Jackson, Johnson G. K., Johnson W. A., Jones, Kafka, Kessler, Kleczka, Klicka, Korpela, LaFave, Lewison, Lipscomb, Looby, Luckhardt, Lynn, McCormick, McDougal, McEssy, Mato, Merkel, Mielke, Miller, Mittness, Mohn, Molinaro, Nager, O'Malley, Oberle, Oestreicher, Orlich, Otte, Pabst, Quackenbush, Quinn, Roberts, Rogers, Rutkowski, Sanasarian, Schneider, Schowalter, Schricker, Schroeder, Schwefel, Sensenbrenner, Shabaz, Sicula, Slaby, Stack, Stalbaum, Sweda, Swoboda, Thompson R. M., Thompson T. G., Tobiasz, Tregoning, Wackett, Wahner, Wilcox, Wilger, Willkom and Mr. Speaker—98.

Absent—Vanderperren—1.

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AMENDMENTS OFFERED

Substitute amendment 1 to Assembly Bill 34 offered by Representatives Tobiasz, Jones, Rogers, Otte, Berger, Bolle, McCormick, Mittness, Conta, Sanasarian, Sensenbrenner, Helgeson, Czerwinski, Froehlich, Orlich, LaFave, Wahner, Luckhardt, Barbee, Schowalter, Conradt, Schroeder, Guiles, Klicka, Greider and Groshek.

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INTRODUCTION AND REFERENCE OF RESOLUTIONS

Read and referred:

**Assembly Joint Resolution 10**

By Representatives Bradley, Wilger, Schwefel, McDougal, Froehlich, Lewison, Looby, Day, Gaulke and Schricker, by request of Mr. Russel Weisensel.  
To committee on Education.

**Assembly Joint Resolution 11**

By Representatives Mittness, Jackamonis, Korpela, G. K. Johnson, Mielke, Ferrall, Duren, Otte and Sanasarian.  
To committee on Finance.

**Assembly Joint Resolution 12**

By Representatives Hephner, Mittness, Stack, Brown, Willkom and Rogers; co-sponsored by Senator Peloquin.  
To committee on Judiciary.

**Assembly Joint Resolution 13**

By Representatives Sensenbrenner, Wilcox, Alberts, Quinn, Greider, Byers, Schowalter, Lewison, Kafka, LaFave, Klicka, Bradley, Conradt, Tregoning, Giese, Froehlich, Azim, Merkel, T. G. Thompson, Schricker, Ellis, Guiles, Quackenbush and Schroeder; co-sponsored by Senator Soik.  
To joint Survey committee on Tax Exemptions.

**Assembly Joint Resolution 14**

By Representatives Sensenbrenner, Wilcox, Alberts, Quinn, Greider, Byers, Lewison, Kafka, Schroeder, LaFave, Klicka, Bradley, Conradt, Tregoning, Giese, Froehlich, Azim,

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Merkel, T. G. Thompson, Guiles, Ellis, Schricker, Quackenbush and Shabaz; co-sponsored by Senator Soik.  
To joint Survey committee on Tax Exemptions.

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### INTRODUCTION AND REFERENCE OF BILLS

Read first time and referred:

#### **Assembly Bill 96**

By Representatives Grover and Brown.  
To committee on Education.

#### **Assembly Bill 97**

By Representatives Mittness, Brown, Boeckmann, Hephner, G. K. Johnson, Mielke, Ferrall and Otte.  
To committee on Judiciary.

#### **Assembly Bill 98**

By Representative LaFave.  
To committee on Highways.

#### **Assembly Bill 99**

By Representatives Earl, Schneider, Grover, Rogers and Sweda.  
To committee on State Affairs.

#### **Assembly Bill 100**

By Representatives Day, Oberle, Willkom, R. M. Thompson, Gaulke, Lynn, Groshek, and Earl.  
To committee on State Affairs.

#### **Assembly Bill 101**

By Representatives Sanasarian, Ferrall, Oestreicher, Everson, Earl, Berger, Groshek, Jackamonis, Conta, Lynn, Dueholm, Bolle, Oberle, Willkom, Mielke, Otte, Swoboda, Bultman, Lipscomb, Wackett and Mittness; co-sponsored by Senators Thompson, Parys, Lotto and Soik.  
To committee on State Affairs.

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**Assembly Bill 102**

By Representatives Oestreicher and Slaby.  
To committee on Judiciary.

**Assembly Bill 103**

By Representatives Anderson and Wilcox.  
To committee on Judiciary.

**Assembly Bill 104**

By Representatives Hephner, Wilcox, Stack, T. G. Thompson, Willkom, Swoboda, and Mielke; co-sponsored by Senators Peloquin and McKenna.  
To committee on Natural Resources.

**Assembly Bill 105**

By Representatives Hephner, Stack, Berger, Willkom, Earl and Schneider; co-sponsored by Senator Peloquin.  
To committee on Highways.

**Assembly Bill 106**

By Representatives Hephner, Jackson, Otte, Stack, Berger, Willkom, Swoboda, Rogers, Bolle and Schneider; co-sponsored by Senators Peloquin and McKenna.  
To committee on Highways.

**Assembly Bill 107**

By Representatives Hephner, Stack, Willkom, Rogers, Korpela, Bolle, Oestreicher, Slaby, Earl and Schneider; co-sponsored by Senators Peloquin and McKenna.  
To committee on Natural Resources.

**Assembly Bill 108**

By Representatives Hephner, Stack, Hanson, Berger, Swoboda, Willkom, Rogers, Oestreicher, Earl, Schneider, Mittness and Bolle; co-sponsored by Senators Peloquin and McKenna.  
To committee on Judiciary.

**Assembly Bill 109**

By Representative Hephner, by request of Mr. Ivan Novak, Hilbert, Wisconsin.  
To committee on Education.

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### **Assembly Bill 110**

By Representatives Hephner, Stack and Willkom; co-sponsored by Senator Peloquin.  
To committee on Education.

### **Assembly Bill 111**

By Representative Hephner.  
To committee on Education.

### **Assembly Bill 112**

By Representatives Hephner, Stack, Willkom, Rogers, Swoboda, Hanson, Oestreicher, Earl, Schneider and Kleczka; co-sponsored by Senators Peloquin and McKenna.  
To committee on Natural Resources.

### **Assembly Bill 113**

By Representatives Bradley, Sensenbrenner, Byers, LaFave, Wilger, Schwefel, McDougal, Froehlich, Lewison, Gaulke and Schricker.  
To committee on Elections.

### **Assembly Bill 114**

By Representatives Bradley, Byers, Conradt, Sensenbrenner, LaFave, Wilger, Schwefel, Lewison, Looby, Hephner, Day, Gaulke and Schricker.  
To committee on Transportation.

### **Assembly Bill 115**

By Representatives Bradley, Byers, Conradt, LaFave, Schwefel, McDougal, Froehlich, Lewison, Day, Gaulke and Schricker.  
To committee on Natural Resources.

### **Assembly Bill 116**

By Representatives Bradley, McEssy, Conradt, Schwefel, Day, Gaulke and Schricker.  
To committee on Health and Social Services.

### **Assembly Bill 117**

By Representatives Jackamonis, Ferrall, Mielke, G. K. Johnson, Berger, Mittness, Bultman, Grover, Day, Rutkowski, Earl and Giese.  
To committee on Rules.

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**Assembly Bill 118**

By Representatives Froehlich, Quinn, Greider, Klicka, Wilcox, Ellis, Schwefel, Lewison, Schowalter, Schroeder, Merkel, Wackett, Stalbaum, Helgeson and Sensenbrenner.

To committee on Judiciary.

**Assembly Bill 119**

By Representatives Helgeson, Wilcox, Conradt, Byers, Tregoning, Greider, Azim, T. G. Thompson, Schricker, Lewison, Schowalter, Schroeder, Wackett, Wilger, Luckhardt, Alberts, Kafka and Giese.

To committee on State Affairs.

**Assembly Bill 120**

By Representatives Helgeson, Tregoning, Conradt, LaFave, Wilcox, Byers, Klicka, Merkel, Bradley, Schowalter, T. G. Thompson, Schricker, Schwefel, Alberts, Wilger, Kafka and Greider.

To committee on Judiciary.

**Assembly Bill 121**

By Representatives Helgeson, Wilcox, Froehlich, Bradley, Byers, Quinn, Ellis, Greider, Klicka, T. G. Thompson, Azim, Schricker, Schowalter, Schroeder, Wackett, Shabaz, Sensenbrenner, Wilger, Kafka, Giese and Quackenbush.

To committee on Natural Resources.

**Assembly Bill 122**

By Representatives Helgeson, by request of The Wisconsin Association of School District Administrators, Mr. A. B. Stuebbe, Chairman.

To committee on Education.

**Assembly Bill 123**

By Representatives Korpela, Dueholm, Mittness, Anderson, Earl, Gaulke, Baldus, Bolle, R. M. Thompson, Oestreicher, Slaby, Stack and Roberts; co-sponsored by Senators Thompson and Cirilli.

To committee on Education.

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**Assembly Bill 124**

By Representatives Korpela, Stack, Dueholm, Wahner, Mielke, Earl, Otte, Slaby, Oestreicher, Sanasarian and Ferrall; co-sponsored by Senators Peloquin, McKenna, Thompson and Cirilli.

To committee on Commerce and Consumer Affairs.

**Assembly Bill 125**

By Representatives Korpela, Stack, Dueholm, Willkom, Wahner, Mielke, Otte, R. M. Thompson, Gaulke, Groshek and Baldus; co-sponsored by Senators Peloquin and Cirilli.

To committee on Natural Resources.

**Assembly Bill 126**

By Representatives Korpela, Barbee, Schneider, Dueholm, Gaulke, Wahner, Mielke, Earl, Otte, Ferrall, Stalbaum and Mittness; co-sponsored by Senators Peloquin and McKenna.

To committee on Education.

**Assembly Bill 127**

By Representatives Roberts, Dueholm, Mohn, Boeckmann and Early.

To joint Survey committee on Tax Exemptions.

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COMMITTEE REPORT

The committee on Enrolled Bills reports and recommends:

**Assembly Bill 66**

Correctly enrolled.

LLOYD A. BARBEE,  
Chairman.

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MESSAGES FROM THE SENATE AND ACTION  
THEREON

By William P. Nugent, chief clerk.

Mr. Speaker:

I am directed to inform you that the senate has adopted

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and asks concurrence in:

Motion under Joint Rule 26:

A certificate of Congratulations by Senators Soik and Chilsen; co-sponsored by Representative Sensenbrenner to Attorney Joseph A. Greco who was named Milwaukee's 1970 Veteran of the year for his outstanding service to fellow veterans and to his community.

Representative Anderson asked unanimous consent to take up the motion under Joint Rule 26. Granted.

The question was: Concurrence?

Motion carried.

Representative Anderson asked unanimous consent that the rules be suspended, and that the assembly's action on the motion under Joint Rule 26 be immediately messaged to the senate. Granted.

Mr. Speaker:

I am directed to inform you that the senate has concurred in:

Motion under Joint Rule 26:

A Joint Certificate of Commendation by Representatives Pabst and Sicula; co-sponsored by Senators Whittow and Parys for M-M Sporting Goods on its national award and significant community contribution.

Passed and asks concurrence in:

Senate Bill 69

Representative Anderson asked unanimous consent to make a statement on Senate Bill 69. Granted.

Senate Bill 69

Relating to the Governor's budget message to the legislature.

Representative Anderson asked unanimous consent that Senate Bill 69 be taken up at this time.

Representative Azim objected.



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Representative Anderson moved that the rules be suspended and that Senate Bill 69 be taken up at this time.

The question was: Shall the rules be suspended and Senate Bill 69 be taken up at this time?

The roll was taken.

The vote follows:

Ayes—Alberts, Anderson, Atkinson, Baldus, Berger, Boeckmann, Bolle, Bradley, Brown, Bultman, Byers, Conradt, Conta, Day, Dorff, Dueholm, Duren, Earl, Early, Ellis, Everson, Ferrall, Froehlich, Gaulke, Groshek, Grover, Hanna, Hanson, Helgeson, Hephner, Jackamonis, Jackson, Johnson G. K., Johnson W. A., Jones, Kafka, Kessler, Kleczka, Korpela, LaFave, Lewison, Lipscomb, Looby, Luckhardt, Lynn, McCormick, McDougal, McEssy, Mato, Mielke, Miller, Mittness, Mohn, Molinaro, O'Malley, Oberle, Oestreicher, Orlich, Otte, Pabst, Quackenbush, Quinn, Roberts, Rogers, Rutkowski, Sanasarian, Schneider, Schricker, Schroeder, Schwefel, Shabaz, Sicula, Slaby, Stack, Stalbaum, Sweda, Swoboda, Thompson R. M., Thompson T. G., Tobiasz, Wackett, Wahner, Wilger, Willkom and Mr. Speaker—85.

Noes—Azim, Greider, Guiles, Klicka, Merkel, Schowalter, Sensenbrenner, Tregoning and Wilcox—9.

Absent or not voting—Barbee, Czerwinski, Giese, Nager and Vanderperren—5.

Motion carried.

Read a second time.

The question was: Shall the rules be suspended and Senate Bill 69 be ordered to a third reading?

Motion carried.

Representative Anderson asked unanimous consent that Senate Bill 69 be given its third reading. Granted.

The question was: Having been read three times shall Senate Bill 69 be concurred in?

The roll was taken.

The vote follows:

Ayes—Alberts, Anderson, Atkinson, Azim, Baldus, Barbee, Berger, Boeckmann, Bolle, Bradley, Brown, Bultman, Byers, Conradt, Conta, Day, Dorff, Dueholm, Duren, Earl, Early, Ellis, Everson, Ferrall, Froehlich, Gaulke,

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Greider, Groshek, Grover, Guiles, Hanna, Hanson, Helgeson, Hephner, Jackamonis, Jackson, Johnson G. K., Johnson W. A., Jones, Kafka, Kessler, Kleczka, Korpela, LaFave, Lewison, Lipscomb, Looby, Luckhardt, Lynn, McCormick, McDougal, McEssy, Mato, Mielke, Miller, Mittness, Mohn, Molinaro, O'Malley, Oberle, Oestreicher, Orlich, Otte, Pabst, Quackenbush, Quinn, Roberts, Rogers, Rutkowski, Sanasarian, Schneider, Schowalter, Schricker, Schroeder, Schwefel, Sensenbrenner, Shabaz, Sicula, Slaby, Stack, Stalbaum, Sweda, Swoboda, Thompson R. M., Thompson T. G., Tobiasz, Tregoning, Wackett, Wahner, Wilcox, Wilger, Willkom and Mr. Speaker—93.

Noes—Klicka and Merkel—2.

Absent or not voting—Czerwinski, Giese, Nager and Vanderperren—4.

Motion carried.

Representative Anderson asked unanimous consent that the rules be suspended, and that the Assembly's action on Senate Bill 69 be immediately messaged to the Senate. Granted.

Mr. Speaker:

I am directed to inform you that the senate has concurred in:

Assembly Joint Resolution 7 and  
Assembly Joint Resolution 8.

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## MOTIONS

Representative T. G. Thompson asked unanimous consent to suspend the rules to introduce a joint resolution and to have it privileged, read, and taken up at this time. Granted.

Assembly Joint Resolution 15

Relating to the life and public service of Benjamin Tre-main.

By Representatives T. G. Thompson, Anderson, Dueholm, Huber and Quackenbush; co-sponsored by Senator Bidwell.

The question was: Adoption?

Motion carried.

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Representative Anderson asked unanimous consent that the rules be suspended, and that the Assembly's action on **Assembly Joint Resolution 15** be immediately messaged to the Senate. Granted.

Representative Anderson asked unanimous consent for a leave of absence for Representative Vanderperren. Granted.

Representative Shabaz asked unanimous consent that the Journal of Tuesday, January 19 be shown to read that the assembly adjourned in honor of Mr. Schroeder, not Mr. Schowalter. Granted.

Representative Czerwinski asked unanimous consent to be recorded as voting "aye" for concurrence in **Senate Bill 69**. Granted.

Representative Anderson asked unanimous consent that the assembly recess until 10:50 A.M. when the assembly would meet with the senate in joint convention. Granted.

The assembly stood recessed at 10:40 A.M.

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### JOINT CONVENTION

11:00 A.M.

The assembly was called to order by the speaker.

The sergeant-at-arms announced the arrival of the senate.

Both houses went into Joint Convention.

Lieutenant Governor Schreiber presiding.

Escorted by Senators Keppler and Risser and Representatives Anderson and Froehlich, Governor Lucey took his place at the rostrum to deliver his State of the State Message to the 1971 Legislature.

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### GOVERNOR'S MESSAGE

Joint Rule 36 directs that Executive Messages be printed in full in the senate journal only.

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Representative Anderson moved that the Joint Convention arise.

The question was: Shall the Joint Convention arise?  
Motion carried.

11:35 A.M.

The assembly reconvened at 11:55 A.M.

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MESSAGE FROM THE SENATE

By William P. Nugent, chief clerk.

Mr. Speaker:

I am directed to inform you that the senate has concurred in:

Assembly Bill 66

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LEAVE OF ABSENCE

A leave of absence was granted today to Representative Vanderperren.

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Representative Anderson moved that the assembly adjourn until 9:30 A.M., Friday, January 22, 1971.  
Motion carried.

The assembly stood adjourned.

12:05 P.M.

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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:

Robert Raney, Milwaukee, Wisconsin, guest of Representative Berger.

David Brye, Professor, Luther College Co-ordinator of Interns in State Government, Decorah, Iowa, guest of Representative Roberts.

David Reisinger, Beloit, Wisconsin, guest of Representative G. K. Johnson.