

JOURNAL OF THE ASSEMBLY [January 27, 1971]

STATE OF WISCONSIN

Assembly Journal

Eightieth Regular Session

WEDNESDAY, January 27, 1971.

10:00 A.M.

The assembly met.

The speaker in the chair.

The prayer was offered by Rev. Vern J. Denham, pastor of Madison East Bible Church, 2540 E. Mifflin St., Madison, Wis.

Representative Jones 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, 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, Sricula, Slaby, Stack, Stalbaum, Sweda, Swoboda, Thompson R. M., Thompson T. G., Tobiasz, Tregoning, Vanderperren, Wackett, Wahner, Wilcox, Wilger, Willkom and Mr. Speaker—98.

Absent with leave—Greider—1.

JOURNAL OF THE ASSEMBLY [January 27, 1971]

AMENDMENTS OFFERED

Assembly amendment 1 to Assembly Bill 55 offered by Representative Lipscomb, by request of Judicial Council.

Assembly amendment 1 to assembly substitute amendment 1 to Assembly Bill 35 offered by Representative Tobiasz, by request of Legislative Committee, Milwaukee County.

Assembly amendment 1 to Assembly Bill 77 offered by Representatives Luckhardt, Alberts and LaFave.

INTRODUCTION AND REFERENCE OF RESOLUTIONS

Read and referred:

Assembly Joint Resolution 20

By Representatives Atkinson, Looby, Rutkowski and Lynn.

To committee on Veterans' Affairs.

Assembly Joint Resolution 21

By Representatives Merkel, Froehlich, Alberts, Shabaz, Schowalter, T. G. Thompson, Luckhardt, Tregoning, Schricker, Giese and Wilcox.

To committee on Judiciary.

INTRODUCTION AND REFERENCE OF BILLS

Read first time and referred:

Assembly Bill 163

By Representative Earl, by request of the Wausau Divorce Reform Group.

To committee on Health and Social Services.

Assembly Bill 164

By Representative Earl, by request of the Wausau Divorce Reform Group.

To committee on Health and Social Services.

JOURNAL OF THE ASSEMBLY [January 27, 1971]

Assembly Bill 165

By Representatives Czerwinski, Jackson, Tobiasz, Orlich, Hanna, Pabst, Kleczka, Jones, Atkinson, Barbee, McCormick, Berger and Sanasarian, by request of Milwaukee County.

To committee on Health and Social Services.

Assembly Bill 166

By Representatives Czerwinski, Jackson, Orlich, Hanna, Pabst, Kleczka, Jones, Sicula, Atkinson, Barbee, McCormick, Berger and Sanasarian, by request of Milwaukee County.

To committee on Health and Social Services.

Assembly Bill 167

By Representatives Jones, Sicula, McCormick, Berger and Sanasarian, by request of Milwaukee County.

To committee on Highways.

Assembly Bill 168

By Representatives Czerwinski, Jackson, Orlich, Pabst, Hanna, Kleczka, Jones, Sicula, Atkinson, Barbee, McCormick, Berger and Sanasarian, by request of Milwaukee County.

To committee on Health and Social Services.

Assembly Bill 169

By Representatives Atkinson, Sensenbrenner and Lynn.

To committee on Municipalities.

Assembly Bill 170

By Representatives Atkinson and Rutkowski.

To committee on Municipalities.

Assembly Bill 171

By Representatives Atkinson and Looby.

To committee on Labor.

Assembly Bill 172

By Representatives Atkinson and Looby.

To committee on State Affairs.

JOURNAL OF THE ASSEMBLY [January 27, 1971]

Assembly Bill 173

By Representatives Atkinson, Looby and Nager.
To committee on Insurance and Banking.

Assembly Bill 174

By Representatives Atkinson, Looby and Nager.
To committee on Insurance and Banking.

Assembly Bill 175

By Representatives Atkinson and Sensenbrenner.
To committee on Municipalities.

Assembly Bill 176

By Representatives Mittness, Brown, Korpela, Alberts,
G. K. Johnson and Mielke.
To committee on Natural Resources.

Assembly Bill 177

By Representative Dueholm, by request of Department
of Revenue.
To committee on Taxation.

Assembly Bill 178

By Representatives Merkel, Froehlich and Schowalter.
To joint Survey committee on Tax Exemptions.

Assembly Bill 179

By Representatives Merkel, Shabaz, Wackett, T. G.
Thompson, Byers, Schricker, Alberts, Kafka, Tregoning,
Wilger, Bradley, Klicka and Schroeder.
To joint Survey committee on Tax Exemptions.

Assembly Bill 180

By Representative Kessler.
To committee on Judiciary.

Assembly Bill 181

By Representatives W. A. Johnson, Brown, Pabst, Sicula,
Bolle, Kleczka, Schneider, Oberle, Bultman, Otte, Korpela,
Mielke, G. K. Johnson, Willkom, Wahner, Berger, Jacka-
monis, Roberts, Looby, Mohn, Dorff and Orlich.
To committee on Labor.

JOURNAL OF THE ASSEMBLY [January 27, 1971]

COMMITTEE REPORTS

The committee on Labor reports and recommends:

Assembly Bill 72

Relating to recruitment of strikebreakers, and providing a penalty.

Passage; Ayes, 7; Noes, 2.

Assembly Bill 73

Relating to unemployment compensation allowance to employees laid off as a result of labor disputes by bargaining units other than their own.

Passage; Ayes, 7; Noes, 2.

WILLIAM A. JOHNSON,
Chairman.

The committee on State Affairs reports and recommends:

Assembly Bill 5

Relating to removal of minimum fines against the owners of unlicensed dogs.

Passage; Ayes, 9; Noes, 0.

Assembly Bill 76

Relating to microfilming of county records.

Passage; Ayes, 9; Noes, 0.

ALVIN BALDUS,
Chairman.

The committee on Judiciary reports and recommends:

Assembly Bill 24

Relating to removing the prohibition against fortune telling.

Passage; Ayes, 5; Noes, 4.

Assembly Bill 26

Relating to reaffirmation of a debt adjudicated in bankruptcy and requiring notice of reaffirmation before execution is levied.

Passage; Ayes, 7; Noes, 2.

JOURNAL OF THE ASSEMBLY [January 27, 1971]

Assembly Bill 42

Relating to the limitation of commencement of actions to establish paternity.

Passage; Ayes, 7; Noes, 1.

MARK G. LIPSCOMB, JR.,
Chairman.

The committee on Enrolled Bills reports and recommends:

Assembly Joint Resolution 7 and

Assembly Joint Resolution 3.

Correctly enrolled.

LLOYD A. BARBEE,
Chairman.

MESSAGE FROM THE SENATE

By William P. Nugent, Chief Clerk.

Mr. Speaker:

I am directed to inform you that the Senate has passed and asks concurrence in:

Senate Bill 24,

Senate Bill 25,

Senate Bill 26,

Senate Bill 64 and

Senate Bill 65.

ACTION ON SENATE MESSAGE

Read first time and referred:

Senate Bill 24

To calendar.

Senate Bill 25

To calendar.

JOURNAL OF THE ASSEMBLY [January 27, 1971]

Senate Bill 26
To calendar.

Senate Bill 64
To calendar.

Senate Bill 65
To calendar.

MESSAGE FROM THE SENATE

By William P. Nugent, chief clerk.

Mr. Speaker:

I am directed to inform you that the senate has passed and asks concurrence in:

Senate Bill 21 and
Senate Bill 22;

Concurred in:

Assembly Joint Resolution 15.

ACTION ON SENATE MESSAGE

Read first time and referred:

Senate Bill 21
To calendar.

Senate Bill 22
To calendar.

MOTIONS

Representative Sanasarian asked unanimous consent to make a statement relative to the introduction of **Assembly Resolution 11**. Granted.

Representative Sanasarian asked unanimous consent to suspend the rules to introduce **Assembly Resolution 11**. Granted.

JOURNAL OF THE ASSEMBLY [January 27, 1971]

Read first time:

Assembly Resolution 11

Directing the assembly commerce and consumer affairs committee to investigate the public service commission.

Whereas, the Wisconsin public service commission is the governmental agency charged with the regulation of certain public utilities in the state; and

Whereas, the people of this state are concerned with the rising cost of furnishing services from these utilities; now, therefore, be it

Resolved by the assembly, That the assembly commerce and consumer affairs committee conduct an investigation of the public service commission and the recent public service commission authorization of a telephone rate increase.

By Representative Sanasarian.

Representative Sanasarian asked unanimous consent to suspend the rules, treat **Assembly Resolution 11** as privileged and take it up at this time.

Representative Merkel objected.

Representative Sanasarian moved that the rules be suspended, **Assembly Resolution 11** be treated as privileged and taken up at this time.

Representative Froehlich asked unanimous consent to make a statement relating to procedure. Granted.

The question was: Shall the rules be suspended?

The roll was taken.

The vote follows:

Ayes—Anderson, Atkinson, Baldus, Barbee, Berger, Boeckmann, Bolle, Brown, Bultman, Conta, Czerwinski, Dorff, Dueholm, Duren, Earl, Early, Everson, Ferrall, Gaulke, Giese, Groshek, Grover, Hanna, Hanson, Hephner, Jackamonis, Jackson, Johnson G. K., Johnson W. A., Jones, Kessler, Kleczka, Korpela, Lipscomb, Lynn, McDougal, Mato, Mielke, Miller, Mittness, Mohn, Molinaro, Nager, O'Malley, Oberle, Oestreicher, Orlich, Otte, Pabst, Roberts, Rutkowski, Sanasarian, Schneider, Sricula, Slaby, Stack, Sweda, Swoboda, Tobiasz, Vanderperren, Wahner, Willkom and Mr. Speaker—63.

Noes—Alberts, Azim, Bradley, Byers, Conradt, Day, Ellis, Froehlich, Guiles, Helgeson, Kafka, Klicka, LaFave,

JOURNAL OF THE ASSEMBLY [January 27, 1971]

Lewison, Looby, Luckhardt, McEssy, Merkel, Quackenbush, Quinn, Rogers, Schowalter, Schricker, Schroeder, Schwefel, Sensenbrenner, Shabaz, Stalbaum, Thompson R. M., Thompson T. G., Tregoning, Wackett, Wilcox and Wilger—34.

Absent or not voting—Greider and McCormick—2.

Motion failed.

Assembly Resolution 11 referred to calendar.

Representative Anderson asked unanimous consent to have **Assembly Bill 123** be withdrawn from the committee on Education and referred to the committee on Natural Resources. Granted.

Representative Sicula asked unanimous consent to make a statement. Granted.

Representative Sicula asked unanimous consent to read from a document. Granted.

Representative Anderson asked unanimous consent to read a communication from Senator Keppler regarding a joint resolution. Granted.

Representative Anderson asked unanimous consent to introduce **Assembly Joint Resolution 22**. Granted.

Representative Anderson asked unanimous consent that the rules be suspended and **Assembly Joint Resolution 22** be treated as privileged, read and taken up at this time. Granted.

Assembly Joint Resolution 22

Extending by joint resolution the date of the Governor's budget message.

By Representatives Anderson and Froehlich; co-sponsored by Senators Risser and Keppler.

The question was: Adoption of **Assembly Joint Resolution 22**?

The roll was taken.

The vote follows:

Ayes—Alberts, Anderson, Atkinson, Azim, Baldus, Barbee, Berger, Boeckmann, Bolle, Bradley, Brown, Bultman,

JOURNAL OF THE ASSEMBLY [January 27, 1971]

Byers, Conta, Czerwinski, Day, Dorff, Dueholm, Duren, Earl, Early, Ellis, Everson, Ferrall, Froehlich, Gaulke, Groshek, Grover, Guiles, Hanna, Hanson, Hephner, Jackamonis, Jackson, Johnson G. K., Johnson W. A., Jones, Kafka, Kessler, Kleczka, Korpela, LaFave, Lewison, Lipscomb, Looby, Luckhardt, Lynn, McDougal, McEssy, Mato, Mielke, Miller, Mittness, Mohn, Molinaro, Nager, O'Malley, Oberle, Oestreicher, Orlich, Otte, Pabst, Quackenbush, Quinn, Roberts, Rogers, Rutkowski, Sanasarian, Schowalter, Schricker, Schroeder, Schwefel, Sensenbrenner, Shabaz, Sicula, Slaby, Stack, Sweda, Swoboda, Thompson R. M., Tobiasz, Tregoning, Vanderperren, Wackett, Wahner, Wilcox, Wilger, Willkom and Mr. Speaker—89.

Noes—Giese, Helgeson, Klicka, Merkel, Schneider, Stalbaum and Thompson T. G.—7.

Absent or not voting—Conradt, Greider and McCormick—3.

Motion carried.

Representative Anderson asked unanimous consent that the rules be suspended, and that the assembly's action on Assembly Joint Resolution 22 be immediately messaged to the senate. Granted.

SECOND READING AND AMENDMENT OF
SENATE BILLS

Senate Bill 20

Relating to income tax deadline for farmers.

By Senators Hollander, Roseleip, Thompson, McKenna and Bidwell; co-sponsored by Representatives Wackett, Schwefel, Byers and Molinaro.

Read a second time.

The question was: Shall the bill be ordered engrossed and read a third time?

Motion carried.

Representative Anderson asked unanimous consent that Senate Bill 20 be given its third reading. Granted.

Rules suspended.

JOURNAL OF THE ASSEMBLY [January 27, 1971]

The question was: This bill having been read three times, shall the bill be concurred in?

Motion carried.

Representative Anderson asked unanimous consent that the rules be suspended, and that the assembly's action on **Senate Bill 20** be immediately messaged to the senate. Granted.

ANNOUNCEMENTS

Representative Duren asked unanimous consent to make a statement. Granted.

Representative Duren asked unanimous consent to read from a document. Granted.

LEAVE OF ABSENCE

Representative Froehlich asked unanimous consent for a leave of absence for Representative Greider. Granted.

CHIEF CLERK'S CORRECTIONS

Assembly Joint Resolution 12

On page 2, line 6, score "and environmental".

On page 2, lines 8 and 9, score ", environmental".

Assembly Bill 113

On page 6, line 2, change "66.05" to "67.05".

Assembly Bill 64

On page 18, line 7, after "petition" insert "is filed shall give written notice thereof by personal service or registered".

On page 30, line 22, before "Wherever" insert "(1)".

JOURNAL OF THE ASSEMBLY [January 27, 1971]

Representative Anderson moved that the assembly adjourn until 10:00 A.M., Thursday, January 28, 1971.

The question was: Adjournment?

Motion carried.

The assembly stood adjourned.

11:05 A.M.

VISITORS

During today's session, the following visitors honored the assembly by their presence and were welcomed by the presiding officer and the members:

William Kuehn and 46 students from Eau Claire North Junior High School, Eau Claire, Wis., guests of Representatives Mato and Looby.

Kay Peartree, Oconomowoc, Wis., and Mike Koltz, Hartland, Wis., guests of Representative Jackamonis.

John Bohl, student senator from WSU-Stevens Point, Stevens Point, Wis., guest of Representative Groshek.

Fourth grade class of Conrad Elvehjem School, McFarland, Wis., guests of Representative Everson.