

JOURNAL OF THE ASSEMBLY [March 2, 1971]

STATE OF WISCONSIN

# Assembly Journal

Eightieth Regular Session

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TUESDAY, March 2, 1971.

10:30 A.M.

The assembly met.

The speaker in the chair.

The prayer was offered by Rev. Clifford H. Fylling of the Plymouth Congregational Church, 2401 Atwood Avenue, Madison, Wisconsin.

Representative Bradley 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, Ferrall, Froehlich, Gaulke, Giese, Greider, Groshek, Grover, Guiles, Hanna, Hanson, Helgeson, Hephner, Jackamonis, Jackson, Johnson G. K., Johnson W. A., Jones, Kafka, Kleczka, Klicka, Korpela, LaFave, Lewison, Looby, Luckhardt, 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, Slaby, Stack, Stalbaum, Sweda, Swoboda, Thompson R. M., Thompson T. G., Tobiasz, Tregoning, Vanderperren, Wackett, Wahner, Wilcox, Wilger, Willkom and Mr. Speaker—94.

Absent with leave—Everson, Kessler, Lipscomb, Lynn and Sicula—5.

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### AMENDMENTS OFFERED

Assembly amendment 1 to Assembly Bill 187 offered by Representative Nager.

Assembly substitute amendment 1 to Assembly Bill 174 offered by Representative Atkinson.

Assembly amendment 2 to Assembly Bill 105 offered by Representative Hephner.

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### INTRODUCTION AND REFERENCE OF RESOLUTIONS

Read and referred:

**Assembly Joint Resolution 36**

By Representatives Korpela and Stack.

To committee on Highways.

**Assembly Joint Resolution 37**

By Representative Hephner.

To committee on Municipalities.

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### INTRODUCTION AND REFERENCE OF BILLS

Read first time and referred:

**Assembly Bill 389**

By committee on State Affairs, by request of the Wisconsin State Employees Association.

To joint committee on Finance.

**Assembly Bill 390**

By committee on State Affairs, by request of the Wisconsin State Employees Association.

To joint committee on Finance.

**Assembly Bill 391**

By committee on State Affairs, by request of the Wisconsin State Employees Association.

To joint committee on Finance.

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**Assembly Bill 392**

By committee on State Affairs, by request of the Wisconsin State Employees Association.

To joint committee on Finance.

**Assembly Bill 393**

By committee on State Affairs, by request of the Wisconsin State Employees Association.

To joint committee on Finance.

**Assembly Bill 394**

By committee on State Affairs, by request of the Wisconsin State Employees Association.

To joint committee on Finance.

**Assembly Bill 395**

By committee on State Affairs, by request of the Wisconsin State Employees Association.

To joint committee on Finance.

**Assembly Bill 396**

By Representatives Berger, Hanna, Wahner, Atkinson, G. K. Johnson, Gaulke, Lynn, Bradley and Ellis.

To committee on Education.

**Assembly Bill 397**

By Representatives Slaby, Sweda, Oberle, Gaulke, Hanson, Willkom, Mohn and Groshek.

To committee on Education.

**Assembly Bill 398**

By Representative Alberts.

To committee on Natural Resources.

**Assembly Bill 399**

By Representatives Merkel and T. G. Thompson.

To committee on Education.

**Assembly Bill 400**

By Representatives Czerwinski, Barbee and Wilger, by request of Milwaukee County.

To committee on Judiciary.

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**Assembly Bill 401**

By committee on State Affairs, by request of the Wisconsin State Employees Association.

To joint committee on Finance.

**Assembly Bill 402**

By Representatives Jones and Sensenbrenner, by request of Milwaukee County.

To committee on Judiciary.

**Assembly Bill 403**

By Representatives Sricula and Orlich, by request of Milwaukee County.

To committee on State Affairs.

**Assembly Bill 404**

By Representatives Dueholm and Earl.

To committee on Judiciary.

**Assembly Bill 405**

By Representatives Hephner, Bradley, Wackett and Schneider.

To committee on Insurance and Banking.

**Assembly Bill 406**

By Representative Hephner.

To committee on Taxation.

**Assembly Bill 407**

By Representatives Ferrall, Sanasarian, Miller, Brown, Barbee, Conta, Boeckmann, Czerwinski, Nager, Orlich, Rogers, Early, Roberts, Slaby, Earl, Jackamonis, Otte, Wahner, Bultman, Atkinson, Schneider, Hanson, Looby, Korpela, Dorff, Stalbaum, Alberts, Willkom, Tregoning, Stack and Klicka; co-sponsored by Senators McKenna, Devitt and Dorman.

To committee on Commerce and Consumer Affairs.

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**Assembly Bill 408**

By Representatives Bradley, Conradt, Day, Kleczka and Pabst.

To committee on Transportation.

**Assembly Bill 409**

By Representatives Duren, Earl, Boeckmann, Early, O'Malley, Gaulke, Mittness, Groshek and Day.

To committee on Elections.

**Assembly Bill 410**

By Representatives Lipscomb, Hanna, Duren, Bultman, Early, Stack and Otte.

To committee on Transportation.

**Assembly Bill 411**

By Representatives Lipscomb, Duren, Bultman and Otte.

To committee on State Affairs.

**Assembly Bill 412**

By Representatives Lipscomb, Hanna, Duren, Barbee, Bultman, Early and Otte.

To committee on Transportation.

**Assembly Bill 413**

By Representatives Lipscomb, Hanna, Barbee, Bultman, Early and Otte.

To committee on Judiciary.

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**PETITIONS**

**Assembly Petition 24**

By Representative Sensenbrenner.

To committee on State Affairs.

**Assembly Petition 25**

By Representative Huber.

To committee on Education.

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## **COMMITTEE REPORT**

**The committee on Insurance and Banking reports and recommends for introduction:**

### **Assembly Bill —**

**Relating to creating a minimum tax on domestic insurance companies, fraternal benefit societies and nonprofit service plans and eliminating personal property tax exemptions of insurance companies.**

**Ayes, 9; Noes, 0.**

**JOHN E. McCORMICK,  
Chairman.**

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## **MESSAGES FROM THE SENATE**

**By William P. Nugent, chief clerk.**

**Mr. Speaker:**

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

**Senate Joint Resolution 21.**

**Concurred in:**

**Motion Under Joint Rule 26:**

**A Joint Certificate of Congratulations by Representative Hanson; co-sponsored by Senators Hollander and McKenna for Coach Don Klagge and the Beaver Dam High School Basketball Team on their Championship of Southern Little 10 Basketball Conference.**

**Passed and asks concurrence in:**

**Senate Bill 133**

**Concurred in:**

**Assembly Joint Resolution 5**

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ACTION ON SENATE MESSAGE

Senate Joint Resolution 21

By Senate Organization Committee.  
To calendar.

Senate Bill 133

By Senators Risser, Keppler, LaFave and Hollander; co-sponsored by Representatives Molinaro, Jones, Tobiasz, Anderson and Froehlich, by request of Governor Patrick J. Lucey.

To calendar.

Representative Anderson asked unanimous consent that the assembly remain informal awaiting the arrival of the senate. Granted.

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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 Schuele and Chilsen and Representatives Rogers and Helgeson Governor Lucey took his place at the rostrum to deliver his budget message.

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GOVERNOR'S MESSAGE

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

Representative Anderson moved that the joint convention arise.

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The question was: Shall the joint convention arise?

Motion carried.

11:30 A.M.

The assembly reconvened.

11:50 A.M.

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### LEAVES OF ABSENCE

Representative Anderson asked unanimous consent for a leave of absence for Representatives Lipscomb, Sicula, Lynn, Kessler and Everson. Granted.

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

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

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### MOTIONS

#### MOTION UNDER JOINT RULE 26

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

Whereas, Col. Gilman H. Stordock, Legislative Director "Emeritus" died suddenly of a heart attack February 17, 1971 at his home at King, Wisconsin; and

Whereas, at the time of his death "Gil" Stordock was a member of the Board of the Wisconsin Department of Veterans' Affairs, and for eleven years prior to his retirement ten years ago had served admirably as Commandant of the Grand Army Home for Veterans, King, Wisconsin; and

Whereas, from the time of his service in the Wisconsin National Guard during the Mexican Border incident in 1916, until his passing, his entire life was one of service to his fellow man and his community; by his service as adjutant and department commander of the American Legion and



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his activities in many other veterans organizations; by his service as one of the founders and long time legislative director of the Wisconsin Veterans Council; his service as manager of Veterans Administration offices in Wausau and Green Bay; his activities in the State Cancer Society, his service as Executive Secretary of the Waupaca Chamber of Commerce; and many other worthwhile public endeavors; now, therefore,

The members of the Wisconsin Legislature, on the motion of Representatives Atkinson and Huber and Senator Roseleip, under Joint Rule 26, extend their sincere condolences to his wife, Vera, and his three children in their hour of sorrow at his passing.

Representative Atkinson asked unanimous consent that all members of the assembly be listed as authors of Motion Under Joint Rule 26. Granted.

Representative Atkinson asked unanimous consent that the rules be suspended and that Motion Under Joint Rule 26 be taken up at this time. Granted.

The question was: Adoption?

Motion carried.

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

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MOTION UNDER JOINT RULE 26

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

Whereas, Benjamin H. Diercks, a prominent citizen of Antigo, died February 4, 1971, at the age of 74; and

Whereas, after service with the Navy in World War I, Mr. Diercks became a director and president of banking and farming companies in the Antigo area; and

Whereas, he was the first president of the Potato Growers of Wisconsin, and treasurer and chairman of the National Potato Council; and

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Whereas, his community activities included service as president of the Antigo board of education and membership on the advisory board of Langlade County Memorial Hospital; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representatives Jones and McDougal and Senator LaFave, under Joint Rule 26, extend their sincere condolences to the family of Benjamin H. Diercks.

Representative Jones asked unanimous consent that the rules be suspended and that Motion Under Joint Rule 26 be taken up at this time. Granted.

The question was: Adoption?  
Motion carried.

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

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### MOTION UNDER JOINT RULE 26

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

Whereas, Marquette University's basketball team has been selected to play in the National Collegiate Athletic Association tournament in March, 1971, marking the fifth consecutive post-season tournament appearance for the team; and

Whereas, the polls of the Associated Press and United Press International have consistently ranked the Marquette Warriors among the top teams in the nation; and

Whereas, the Marquette team, under Coach Al McGuire, has won 20 or more games in each of the past five seasons; and

Whereas, Marquette's team set a new attendance record for its 15 home game schedule at the Milwaukee Arena—160,011; and

Whereas, the Marquette basketball team has been a credit to Milwaukee and Wisconsin as well as to the University

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through its great performances on the court; now, therefore,

The members of the Wisconsin Legislature, on the motion of the entire membership of the assembly and Senator Parys, under Joint Rule 26, duly recognizes the outstanding achievements of the Marquette team, congratulates the Very Rev. John P. Raynor, S.J., University President, Athletic Director, Dr. Samuel P. Saucedo, Coach Al McGuire, his outstanding team, the Marquette students and alumni for their success, fans across the State for their support and wishes the great Marquette team every success in its attempt to bring a national basketball championship to Milwaukee and Wisconsin.

Representative Sanasarian asked unanimous consent that the rules be suspended and that Motion Under Joint Rule 26 be taken up at this time. Granted.

Representative Sensenbrenner asked unanimous consent that all members of the assembly be listed as authors of the Motion Under Joint Rule 26. Granted.

The question was: Adoption?  
Motion carried.

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

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### MOTION UNDER JOINT RULE 26

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

Whereas, Miss Nancy Goeres, 17, of Lodi, recently was named Wisconsin's Junior Miss; and

Whereas, she has also won the Talent Award in the Junior Miss contest and an audition to appear with the Milwaukee Symphony Orchestra; and

Whereas, her achievements and talents fully deserve recognition; now, therefore,

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The Members of the Wisconsin Legislature, on the motion of Representative R. M. Thompson and Senator Bidwell, under Joint Rule 26, do congratulate Nancy Goeres and her parents, Mr. and Mrs. Ted Goeres, on receiving these awards and wish he continued success as she pursues her music interests in college.

Representative R. M. Thompson asked unanimous consent that the rules be suspended and that Motion Under Joint Rule 26 be taken up at this time. Granted.

The question was: Adoption?  
Motion carried.

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

Representative Conradt asked unanimous consent that Assembly Bill 33 be withdrawn from the joint committee on Finance and referred to the calendar.

Representative Berger objected.

Representative Conradt moved that Assembly Bill 33 be withdrawn from the joint committee on Finance and referred to the calendar.

The question was: Shall Assembly Bill 33 be withdrawn from the joint committee on Finance and referred to the calendar?

The roll was taken.

The vote follows:

Ayes—Alberts, Azim, Boeckmann, Bradley, Byers, Conradt, Ellis, Froehlich, Giese, Greider, Guiles, Helgeson, Hephner, Kafka, Klicka, LaFave, Lewison, Luckhardt, McDougal, McEssy, Merkel, Quackenbush, Quinn, Schowalter, Schriker, Schroeder, Schwefel, Sensenbrenner, Shabaz, Stalbaum, Thompson T. G., Tregoning, Wackett, Wilcox and Wilger—35.

Noes—Anderson, Atkinson, Baldus, Barbee, Berger, Bolle, Brown, Bultman, Conta, Czerwinski, Day, Dorff, Dueholm, Duren, Earl, Early, Ferrall, Gaulke, Groshek, Hanna, Hanson, Jackamonis, Jackson, Johnson G. K., Johnson W. A.,

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Jones, Kleczka, Korpela, Looby, McCormick, Mato, Mielke, Miller, Mittness, Mohn, Molinaro, Nager, O'Malley, Oberle, Oestreicher, Orlich, Otte, Pabst, Roberts, Rogers, Rutkowski, Sanasarian, Schneider, Slaby, Stack, Swoboda, Thompson R. M., Tobiasz, Vanderperren, Wahner, Willkom and Mr. Speaker—57.

Absent or not voting—Everson, Grover, Kessler, Lipscomb, Lynn, Sicula and Sweda—7.

Motion failed.

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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:

Mr. and Mrs. Paul Cudd, River Falls High School wrestling team and Mike Early, guests of Representative Early.

Pete Graff, Phillips, Wisconsin, guest of Representative Slaby.

Nashotah 7th Graders and Frank Mastaw, Stone Bank 7th Graders and Louis Rheinsmith, guests of Representative Alberts.

Robert Kasten, Robert Dohnal, Stephen Bael, Fred Cashmore, Milwaukee, guests of Representative Sensenbrenner.

Representative Anderson asked unanimous consent that the assembly adjourn in honor of Representative Molinaro's 25th wedding anniversary. Granted.

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Representative Anderson moved the assembly adjourn until 9:30 A.M., Wednesday, March 3, 1971.

The question was: Adjournment?

Motion carried.

The assembly stood adjourned.

12:25 P.M.