

JOURNAL OF THE ASSEMBLY [March 17, 1971]

STATE OF WISCONSIN

Assembly Journal

Eightieth Regular Session

WEDNESDAY, March 17, 1971.

8:30 A.M.

The assembly met.

The speaker in the chair.

The prayer was offered by Father Austin Henry of Holy Redeemer Church, 120 W. Johnson St., Madison, Wis.

Representative Quinn 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, O'Malley, Oberle, Oestreicher, Orlich, Otte, Pabst, Quackenbush, Quinn, Roberts, Rogers, Rutkowski, Sanasarian, Schneider, Schowalter, Schricker, Schroeder, Schwefel, Sensenbrenner, Shabaz, Sicala, 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—Nager—1.

JOURNAL OF THE ASSEMBLY [March 17, 1971]

AMENDMENTS OFFERED

Assembly amendment 1 to Assembly Bill 263 offered by Representative Alberts.

Assembly amendment 1 to Assembly Bill 291 offered by Representative Mato.

Assembly amendment 2 to Assembly Bill 291 offered by Representative Mato.

Assembly amendment 3 to Assembly Bill 291 offered by Representative Mato.

Assembly amendment 4 to Assembly Bill 291 offered by Representative Mato.

Assembly amendment 5 to Assembly Bill 291 offered by Representative Mato.

Assembly amendment 6 to Assembly Bill 291 offered by Representative Mato.

Assembly amendment 1 to assembly substitute amendment 1 to Assembly Bill 150 offered by the committee on Judiciary.

Assembly amendment 1 to Assembly Bill 313 offered by Representative Tregoning.

Assembly amendment 8 to Assembly Bill 200 offered by Representatives W. A. Johnson, Orlich, Looby, Guiles and Schwefel.

INTRODUCTION AND REFERENCE OF RESOLUTIONS

Read and referred:

Assembly Joint Resolution 42

By Representatives Rogers, Boeckmann, Swoboda, Froehlich, Gaulke, Day, Bultman, Duren, Oberle, Hephner, Early, Bolle, Vanderperren, Kleczka, Dorff, Slaby, Jones, Otte, Stack, Lynn, Mohn, Merkel, Klicka, Kafka, Schroeder, LaFave, Wilger, T. G. Thompson, Helgeson, Stalbaum, Conradt, Schwefel and Lewison; co-sponsored by Senators Knutson, Keppler, Devitt, Chilsen and Steinhilber.

To committee on Judiciary.

JOURNAL OF THE ASSEMBLY [March 17, 1971]

Assembly Joint Resolution 43

By Representatives Early and O'Malley, by request of Eugene Harrington.

Representative Anderson asked unanimous consent that the rules be suspended and that Assembly Joint Resolution 43 be taken up at this time. Granted.

Assembly Joint Resolution 43

Relating to commemorating St. Patrick's Day in McBride's Point.

The question was: Adoption?
Motion carried.

Representative Anderson asked unanimous consent that the rules be suspended, and that the assembly's action on Assembly Joint Resolution 43 be immediately messaged to the senate. Granted.

INTRODUCTION AND REFERENCE OF BILLS

Read first time and referred:

Assembly Bill 508

By Representatives Tobiasz, Molinaro, Czerwinski, Barbee, Atkinson, Conta, Sanasarian, Wahner, Berger and Earl.

To committee on Judiciary.

Assembly Bill 509

By Representatives Czerwinski, Nager, Molinaro, Brown, Sanasarian, Wahner, Tobiasz, Lipscomb, Ferrall, Sicula, Rogers, Kleczka, LaFave, Early, Barbee, Kessler, Pabst, McCormick, Jackson and Bultman; co-sponsored by Senators Hollander, Dorman, Risser, Parys, Schuele, Cirilli and Frank.

To committee on State Affairs.

Assembly Bill 510

By Representatives Lewison, Klicka, Luckhardt, Helgeson, Froehlich, Greider, Schowalter, Quinn and Kafka.

To committee on State Affairs.

JOURNAL OF THE ASSEMBLY [March 17, 1971]

Assembly Bill 511

By Representatives Looby and Conradt, by request of the League of Wisconsin Municipalities and the Wisconsin County Boards Association.

To committee on Municipalities.

Assembly Bill 512

By Representative Atkinson.

To committee on State Affairs.

Assembly Bill 513

By Representative Shabaz.

To committee on Labor.

Assembly Bill 514

By Representative Sensenbrenner.

To committee on Judiciary.

Assembly Bill 515

By Representative Barbee.

To joint committee on Finance.

Assembly Bill 516

By Representatives T. G. Thompson, Alberts and Byers.

To committee on Tourism.

Assembly Bill 517

By Representatives Mohn, Slaby, Oberle, Early and Everson, by request of Mrs. James Casper.

To committee on Highways.

PETITIONS

Assembly Petition 38

Introduced by Representatives Rogers and Hephner.

To committee on Natural Resources.

COMMITTEE REPORT

The committee on Education reports and recommends:

Assembly Bill 313

Relating to requirements for certification of public accountants.

Indefinite postponement; Ayes, 10; Noes, 3.

MANNY S. BROWN,
Chairman.

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 17

Adopted and asks concurrence in:

Senate Joint Resolution 9.

Passed and asks concurrence in:

**Senate Bill 44 and
Senate Bill 93.**

Concurred in:

Motion Under Joint Rule 26:

A joint certificate of Congratulations by Representatives Gaulke and Jones; co-sponsored by Senator LaFave for Citizens of Kentucky Origin on the occasion of Kentucky Day.

Adopted and asks concurrence in:

Motion Under Joint Rule 26:

A joint certificate of Congratulations by Senators Johnson, Chilsen and Peloquin; co-sponsored by Representative Looby to Eau Claire State University Basketball Team on the fine showing in the NAIA Tournament.

JOURNAL OF THE ASSEMBLY [March 17, 1971]

ACTION ON SENATE MESSAGES

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

Question was: Concurrence?

Motion carried.

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

Read first time and referred:

Senate Joint Resolution 17

Requesting Congress to enact federal legislation imposing a penalty on persons who cross state lines in an attempt to avoid payment of alimony and support.

To committee on Judiciary.

Senate Joint Resolution 9

Calling for a budget policy whereby the revenue portion of the budget be determined prior to and comprise the limits of the dollar authorization of the appropriation portion.

To joint committee on Finance.

Senate Bill 44

Relating to fees of guardians, conservators and testamentary trustees.

To committee on Judiciary.

Senate Bill 93

Relating to authorizing city, village and town boards of health to build medical centers, hospitals, infirmaries, doctors' offices or any other medical services facilities and to finance these by bonding or borrowing.

To committee on State Affairs.

MOTIONS

Representative Stalbaum asked unanimous consent that **Assembly Bill 443** be withdrawn from the committee on Education and returned to its author. Granted.

JOURNAL OF THE ASSEMBLY [March 17, 1971]

Representative LaFave moved that Assembly Bill 323 be withdrawn from the committee on Education and referred to the calendar.

Representative LaFave asked unanimous consent to withdraw his motion. Granted.

Representative LaFave asked unanimous consent that Assembly Bill 323 be withdrawn from the committee on Education and referred to the joint committee on Finance. Granted.

Representative LaFave moved that Assembly Bill 323 be withdrawn from the joint committee on Finance and referred to the calendar.

The question was: Shall Assembly Bill 323 be withdrawn from the joint committee on Finance and referred to the calendar?

The roll was taken.

The vote follows:

Ayes—Alberts, Azim, Bradley, Byers, Conradt, Ellis, Froehlich, Giese, Greider, Guiles, Helgeson, Kafka, Klicka, LaFave, Lewison, Luckhardt, McDougal, McEssy, Miller, Quackenbush, Quinn, Schowalter, Schricker, Schroeder, Schwefel, Sensenbrenner, Shabaz, Stalbaum, Thompson T. G., Tregoning, Wackett, Wilcox and Wilger—33.

Noes—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, Jackamomis, Jackson, Johnson G. K., Johnson W. A., Jones, Kessler, Kleczka, Lipscomb, Looby, Lynn, Mato, Merkel, Mitteness, Mohn, Molinaro, O'Malley, Oberle, Oestreicher, Orlich, Otte, Pabst, Roberts, Rogers, Rutkowski, Sanasarian, Schneider, Sicula, Slaby, Stack, Sweda, Swoboda, Thompson R. M., Tobiasz, Vanderperren, Wahner, Willkom and Mr. Speaker—62.

Absent or not voting—Korpela, McCormick, Mielke and Nager—4.

Motion failed.

JOURNAL OF THE ASSEMBLY [March 17, 1971]

**CALENDAR OF TUESDAY, MARCH 9, 1971
SECOND READING AND AMENDMENT OF
ASSEMBLY BILLS**

Assembly Bill 186

Relating to the appropriation of funds to purchase the Alexian Brothers Novitiate at Gresham for use as a state patrol academy.

Representative Quackenbush asked unanimous consent to read from a printed document. Granted.

Representative Molinaro in the chair.

The speaker in the chair.

Representative Merkel asked unanimous consent to read from a printed document. Granted.

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

Representative Molinaro in the chair.

The speaker in the chair.

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

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

Representative Shabaz moved that Assembly Bill 186 be indefinitely postponed.

Representative Merkel asked unanimous consent to read from a printed document. Granted.

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

The question was: Indefinite postponement of Assembly Bill 186?

JOURNAL OF THE ASSEMBLY [March 17, 1971]

The roll was taken.

The vote follows:

Ayes—Alberts, Azim, Bradley, Byers, Conradt, Dorff, Ellis, Everson, Froehlich, Giese, Greider, Guiles, Helgeson, Kafka, Klicka, LaFave, Lewison, Luckhardt, McDougal, Merkel, Oestreicher, Quackenbush, Quinn, Roberts, Schowalter, Schricker, Schroeder, Schwefel, Sensenbrenner, Shabaz, Stalbaum, Thompson T. G., Tregoning, Wackett, Wilcox and Wilger—36.

Noes—Anderson, Atkinson, Baldus, Berger, Boeckmann, Bolle, Brown, Bultman, Conta, Czerwinski, Day, Dueholm, Duren, Earl, Early, Ferrall, Gaulke, Groshek, Grover, Hanna, Hanson, Hephner, Jackamonis, Jackson, Johnson G. K., Johnson W. A., Jones, Kessler, Kleczka, Korpela, Lipscomb, Looby, Lynn, McCormick, McEssy, Mato, Mielke, Miller, Mittness, Mohn, Molinaro, O'Malley, Oberle, Orlich, Otte, Pabst, Rogers, Rutkowski, Sanasarian, Schneider, Sicula, Slaby, Stack, Sweda, Swoboda, Thompson R. M., Tobiasz, Vanderperren, Wahner, Willkom and Mr. Speaker—61.

Absent or not voting—Barbee and Nager—2.

Motion failed.

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

The roll was taken.

The vote follows:

Ayes—Anderson, Atkinson, Baldus, Barbee, Berger, Boeckmann, Bolle, Brown, Bultman, Conta, Czerwinski, Day, Duren, Earl, Early, Ferrall, Gaulke, Groshek, Grover, Hanson, Hephner, Jackamonis, Jackson, Johnson G. K., Johnson W. A., Jones, Kessler, Kleczka, Korpela, Lipscomb, Looby, Lynn, McCormick, McEssy, Mato, Mielke, Miller, Mittness, Mohn, Molinaro, O'Malley, Oberle, Oestreicher, Orlich, Otte, Pabst, Rogers, Rutkowski, Sanasarian, Schneider, Sicula, Slaby, Stack, Sweda, Swoboda, Tobiasz, Vanderperren, Wahner, Willkom and Mr. Speaker—60.

Noes—Alberts, Azim, Bradley, Byers, Conradt, Dorff, Dueholm, Ellis, Everson, Froehlich, Giese, Greider, Guiles, Hanna, Helgeson, Kafka, Klicka, LaFave, Lewison, Luckhardt, McDougal, Merkel, Quackenbush, Quinn, Roberts,

JOURNAL OF THE ASSEMBLY [March 17, 1971]

Schowalter, Schricker, Schroeder, Schwefel, Sensenbrenner, Shabaz, Stalbaum, Thompson R. M., Thompson T. G., Tregoning, Wackett, Wilcox and Wilger—38.

Absent or not voting—Nager—1.

Motion carried.

Representative Anderson asked unanimous consent that Assembly Bill 186 be referred to the joint committee on Finance. Granted.

Representative Dueholm asked unanimous consent to be recorded as voting "Aye" instead of "No" on the question of engrossment of Assembly Bill 186. Granted.

SECOND READING AND AMENDMENT
OF SENATE BILLS

Senate Joint Resolution 3

Relating to retirement benefits of public officers and employees (1st consideration).

Representative Shabaz moved rejection of amendment 1 to Senate Joint Resolution 3.

Representative Baldus asked unanimous consent to speak on both the amendment and the bill. Granted.

The question was: Rejection of amendment 1?

The roll was taken.

The vote follows:

Ayes—Atkinson, Azim, Berger, Bultman, Byers, Conradt, Day, Dueholm, Duren, Froehlich, Giese, Greider, Helgeson, Hephner, Jackson, Kafka, Lewison, Luckhardt, McCormick, McDougal, Merkel, Pabst, Quackenbush, Roberts, Schneider, Schowalter, Sensenbrenner, Shabaz, Sweda, Swoboda, Thompson R. M., Thompson T. G., Wackett, Wahner and Wilcox—35.

Noes—Alberts, Anderson, Baldus, Barbee, Boeckmann, Bolle, Bradley, Brown, Conta, Czerwinski, Dorff, Earl, Early, Ellis, Everson, Ferrall, Gaulke, Groshek, Grover, Guiles, Hanna, Hanson, Jackamonis, Johnson G. K., Johnson W. A.,

JOURNAL OF THE ASSEMBLY [March 17, 1971]

Jones, Kessler, Kleczka, Klicka, Korpela, LaFave, Lipscomb, Looby, Lynn, McEssy, Mato, Mielke, Miller, Mittness, Mohn, Molinaro, O'Malley, Oberle, Oestreicher, Orlich, Otte, Quinn, Rogers, Rutkowski, S a n a s a r i a n, Schricker, Schroeder, Schwefel, Sicula, Slaby, Stack, Stalbaum, Tobiasz, Tregoning, Vanderperren, Wilger, Willkom and Mr. Speaker—63.

Absent or not voting—Nager—1.

Motion failed.

Representative Stalbaum asked unanimous consent to be recorded as voting "aye" instead of "no" on the previous question. Granted.

Representative McEssy asked unanimous consent to be recorded as voting "aye" instead of "no" on the previous question. Granted.

Representative Hanson asked unanimous consent to be recorded as voting "aye" instead of "no" on the previous question. Granted.

LEAVE OF ABSENCE

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

CHIEF CLERK'S CORRECTIONS

As Provided by Legislative Reference Bureau

Assembly Bill 457

On page 2, line 9, after "(1)" insert "(intro.)".

Assembly Bill 447

On page 7, line 13, "given" is changed to "give".

On page 11, delete line 1.

On page 17, line 22, insert "a" after "court".

On page 19, line 13, "39.19" is changed to "32.19".

JOURNAL OF THE ASSEMBLY [March 17, 1971]

Assembly Joint Resolution 13

On page 2, line 7, after "may" insert "be".

VISITORS

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

Finn Barbee, son and Paul Robert Perry, Jamaica, New York, guests of Representative Barbee.

Seventh grade civics class, Mrs. Meyer, Mrs. Thompson and Mr. Kleinfeldt, Verona, Wisconsin, guests of Representative O'Malley.

Students and teachers from Holy Trinity School, Racine, Wisconsin, guests of Representative Ferrall.

Students from Verona Middle School and Mrs. Meyer and Eric Nemec, guests of Representative O'Malley.

Professor Gunnar Christie Wasberg, University of Oslo, visiting professor of Scandinavian Studies, University of Wisconsin, Madison, Wisconsin, guest of Representative Korpela.

Bob DeNell, vice-chairman of Locomotive Engineers Brotherhood, North Fond du Lac, Wisconsin, guest of Representative Schwefel.

Representative Anderson moved the assembly adjourn until 8:30 A.M., Thursday, March 18, 1971.

The question was: Adjournment?
Motion carried.

The assembly stood adjourned.

12:10 P.M.