

JOURNAL OF THE ASSEMBLY [May 11, 1971]

STATE OF WISCONSIN

# Assembly Journal

## Eightieth Regular Session

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TUESDAY, May 11, 1971.

10:00 A.M.

The assembly met.

The speaker in the chair.

The prayer was offered by Reverend Ray E. Robinson, pastor of Sherman Avenue United Methodist Church, 3705 North Sherman Avenue, Madison, Wisconsin.

Representative Wackett 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, C o n t a , Czerwinski, Day, Dorff, Dueholm, Duren, Earl, Early, Ellis, E v e r s o n , 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, Looby, Luckhardt, Lynn, McCormick, McDougal, McEssy, Mato, Merkel, Mielke, Miller, Mittness, Mohn, M o l i n a r o , Nager, O'Malley, Oberle, Oestreicher, Orlich, Otte, Pabst, Quackenbush, Quinn, Robertson, 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, Wilger, Wilcox, Willkom and Mr. Speaker—99.

Absent with leave—None.

**JOURNAL OF THE ASSEMBLY [May 11, 1971]**

**AMENDMENTS OFFERED**

Assembly amendment 1 to **Assembly Bill 572** offered by Representative O'Malley.

Assembly amendment 2 to **Assembly Bill 360** offered by Representative G. K. Johnson.

Assembly amendment 4 to **Assembly Bill 239** offered by Representatives O'Malley and Hanson.

Assembly amendment 5 to **Assembly Bill 239** offered by Representative Vanderperren.

Assembly amendment 6 to **Assembly Bill 239** offered by Representatives Hanson and O'Malley.

Assembly amendment 7 to **Assembly Bill 239** offered by Representatives O'Malley and Hanson.

Assembly amendment 1 to **Assembly Bill 122** offered by Representatives Robertson, Giese and Merkel.

Assembly amendment 14 to **Assembly Bill 414** offered by Representative Sensenbrenner.

Assembly substitute amendment 1 to **Assembly Bill 337** offered by Representatives Kessler and Mittness.

Assembly amendment 1 to **Assembly Bill 532** offered by Representative Atkinson.

Assembly amendment 1 to **Assembly Bill 726** offered by Representative Grover.

Assembly amendment 1 to **Assembly Bill 743** offered by Representative Atkinson.

Assembly amendment 1 to **Assembly Bill 583** offered by Representative Conta.

Assembly substitute amendment 1 to **Assembly Bill 130** offered by Representative Schneider.

Assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 198** offered by Representative Hanna.

Assembly amendment 1 to **Assembly Bill 464** offered by Representative G. K. Johnson.

## **JOURNAL OF THE ASSEMBLY [May 11, 1971]**

Assembly substitute amendment 1 to **Assembly Bill 530**  
offered by Representative Kessler.

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### **INTRODUCTION AND REFERENCE OF RESOLUTIONS**

Read and referred:

**Assembly Joint Resolution 68**

By Representatives G. K. Johnson, Mielke, Ferrall,  
Schneider, Bultman, Earl and Conta; co-sponsored by Sena-  
tor Risser.

To joint committee on Finance.

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### **INTRODUCTION AND REFERENCE OF BILLS**

Read first time and referred:

**Assembly Bill 842**

By Representatives Kessler, Tobiasz, Sensenbrenner and  
Ellis.

To committee on Elections.

**Assembly Bill 843**

By Representatives Froehlich and Lewison.

To committee on Judiciary.

**Assembly Bill 844**

By Representative Froehlich.

To committee on Municipalities.

**Assembly Bill 845**

By Representatives Kessler, Barbee, W. A. Johnson and  
Brown.

To committee on Labor.

**Assembly Bill 846**

By Representatives Wilger, Byers, Schricker and Brad-  
ley.

To joint Survey committee on Retirement Systems.

## JOURNAL OF THE ASSEMBLY [May 11, 1971]

### **Assembly Bill 847**

By Representatives Anderson, LaFave, Baldus, O'Malley and Earl.

To joint Survey committee on Tax Exemptions.

### **Assembly Bill 848**

By Representatives Wahner, R. M. Thompson, Berger, Sanasarian, Conta, Atkinson, Earl, Korpela, Czerwinski, Duren, Hanson, W. A. Johnson, Ferrall, Jackamonis, Brown, Rutkowski and Azim; co-sponsored by Senators Heinzen, Lipscomb, Schuele, Cirilli, Frank and Whittow.

To committee on Municipalities.

### **Assembly Bill 849**

By Representatives Slaby, LaFave and Gaulke.

To committee on Highways.

### **Assembly Bill 850**

By Representatives Tregoning, Vanderperren, Schroeder, O'Malley, Oberle, Mohn and Kafka.

To committee on Agriculture.

### **Assembly Bill 851**

By Representative Froehlich.

To joint Survey committee on Tax Exemptions.

### **Assembly Bill 852**

By Representatives Lynn, R. M. Thompson, Mittness, Schneider, Mohn, Sanasarian, Bolle, Boeckmann, Jackson, Anderson, Dorff, Stalbaum, Wilger, Schowalter, Robertson, Merkel, LaFave, Huber, Hanson, Czerwinski, Rogers, Atkinson, Everson, Swoboda, Pabst, Groshek, Wahner, Schwefel, Wackett, Froehlich, Alberts, Guiles, Rutkowski, McDougal, Quackenbush, Schricker, Vanderperren, Early, Schroeder, Earl and Conta; co-sponsored by Senators Parys, Whittow, Schuele, Kendzierski, Peloquin, Frank, McKenna and Lorigan.

To committee on Natural Resources.

### **Assembly Bill 853**

By Representative Tobiasz, by request of Milwaukee County.

To committee on Taxation.

## JOURNAL OF THE ASSEMBLY [May 11, 1971]

### **Assembly Bill 854**

By Representative McEssy.  
To committee on Highways.

### **Assembly Bill 855**

By Representatives Wackett, O'Malley and Hephner; co-sponsored by Senators McKenna and Heinzen, by request of Van-Holten Co., Ethel Rademacher, Michael Rademacher and Mrs. Wallace A. Kasten.  
To committee on Agriculture.

### **Assembly Bill 856**

By Representatives Lynn, Stack, R. M. Thompson, Schneider, Czerwinski, Swoboda, Everson, Mato, Pabst, Boeckmann, Wahner, Jackson, Barbee, Robertson, Guiles, Berger, Rutkowski, Looby and Anderson; co-sponsored by Senators Schuele, McKenna, Thompson, Swan, Lotto, Bidwell, Dorman, Keppler, Steinhilber and Murphy, by request of Governor Patrick J. Lucey.  
To committee on Highways.

### **Assembly Bill 857**

By Representatives Roberts, Early, Wilcox, Boeckmann, Sensenbrenner, Rogers, Looby, Schneider, Vanderperren, Bolle, Swoboda, McDougal, Quackenbush, Giese, Guiles, Bultman and Duren.  
To joint committee on Finance.

### **Assembly Bill 858**

By Representatives Duren, Early, Roberts, R. M. Thompson, Wilger, LaFave, Byers and Schroeder; co-sponsored by Senators Parys, Lorge, Devitt and Johnson, by request of Wisconsin Independent Tire Dealers and Retreaders Association, Roscoe Annear, President.  
To joint Survey committee on Tax Exemptions.

### **Assembly Bill 859**

By Representatives Molinaro and Dorff, by request of the city of Kenosha.  
To committee on Municipalities.

## JOURNAL OF THE ASSEMBLY [May 11, 1971]

### Assembly Bill 860

By Representatives Mielke, Brown, G. K. Johnson, Schneider, Ferrall, Rutkowski, Kleczka, Boeckmann, Mittness, Willkom and Oberle; co-sponsored by Senator Thompson.

To committee on Excise and Fees.

### Assembly Bill 861

By Representative Jackamonis.

To committee on Education.

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## PETITIONS

### Assembly Petition 78

Introduced by Representatives Bolle and Helgeson.

To committee on Highways.

### Assembly Petition 79

Introduced by Representative Schowalter.

To committee on Highways.

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## COMMUNICATION

Department of State  
Madison, Wisconsin

May 6, 1971.

To Whom It May Concern:

Dear Sir: Acts, Joint Resolutions and Resolutions, deposited in this office, have been numbered and published as follows:

Bill, Jt. Res. or Res.	Chapter No.	Publication Date
Senate Bill 34 -----	23 -----	May 6, 1971
Senate Bill 151 -----	24 -----	May 6, 1971
Senate Bill 153 -----	25 -----	May 6, 1971
Assembly Bill 1 -----	26 -----	May 7, 1971
Assembly Bill 52 -----	27 -----	May 7, 1971
Assembly Bill 54 -----	28 -----	May 7, 1971
Assembly Bill 140 -----	29 -----	May 7, 1971

Very truly yours,

ROBERT C. ZIMMERMAN,  
Secretary of State.

# JOURNAL OF THE ASSEMBLY [May 11, 1971]

## COMMITTEE REPORTS

The committee on Natural Resources reports for introduction:

**Assembly Bill —**

Relating to modification of the definition of "owner" in Ch. 144 of the statutes.

Ayes, 8; Noes, 4.

**Assembly Bill —**

Relating to making each day of continuing violation of prohibitions against depositing noxious substances in waters a separate offense.

Ayes, 12; Noes, 1.

**Assembly Bill —**

Relating to prohibiting the discharge of untreated domestic sewage into the waters of the state.

Ayes, 12; Noes, 0.

**Assembly Bill —**

Relating to public nuisance injunctions and declaring pollution a public nuisance.

Ayes, 10; Noes, 1; Not Voting, 1.

**Assembly Bill —**

Relating to matters to be considered by the department of natural resources in issuing orders and making an appropriation.

Ayes, 12; Noes, 0.

**Assembly Bill —**

Relating to burden of proof in matters pertaining to protection of natural resources.

Ayes, 10; Noes, 1; Not Voting, 1.

**Assembly Bill —**

Relating to citizen complaints regarding environmental pollution.

Ayes, 12; Noes, 0.

JOURNAL OF THE ASSEMBLY [May 11, 1971]

**Assembly Bill —**

Relating to the reporting of use of certain pollutants, establishing monitoring fees and providing penalties.

Ayes, 11; Noes, 1.

LEWIS T. MITTNESS,  
Chairman.

The committee on Transportation reports for introduction:

**Assembly Bill —**

Relating to permit fees for trucks and tractors operated by common motor carriers of property.

Ayes, 9; Noes, 0.

**Assembly Bill —**

Relating to public service commission procedures in setting rates for contract motor carriers.

Ayes, 9; Noes, 0.

**Assembly Bill —**

Relating to weight and fee schedules for motor vehicles.

Ayes, 9; Noes, 0.

CLETUS VANDERPERREN,  
Chairman.

The committee on Environmental Quality reports for introduction:

**Assembly Bill —**

Relating to establishment of large electric generating facilities and high-voltage transmission lines.

Ayes, 6; Noes, 0.

**Assembly Bill —**

Relating to correcting environmental pollution and making an appropriation.

Ayes, 6; Noes, 0.



**JOURNAL OF THE ASSEMBLY [May 11, 1971]**

**Assembly Bill —**

Relating to including protection of environmental quality as a specific consideration in certain department of natural resources proceedings.

Ayes, 6; Noes, 0.

**Assembly Bill —**

Relating to plans for the recycling of industrial wastes.

Ayes, 6; Noes, 0.

**Assembly Bill —**

Relating to governmental consideration of environmental impact.

Ayes, 6; Noes, 0.

**JAMES J. LYNN,**  
Chairman.

The committee on Taxation reports and recommends:

**Assembly Joint Resolution 28**

Relating to tax freeze on improved real property (1st consideration)

Assembly amendment 1 to assembly substitute amendment 1, adoption; Ayes, 9; Noes, 0; assembly substitute amendment 1, adoption; Ayes, 8; Noes, 1 and rejection; Ayes, 7; Noes, 2.

**HARVEY L. DUEHOLM,**  
Chairman.

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**REPORT OF JOINT SURVEY COMMITTEE ON  
TAX EXEMPTIONS**

**Assembly Bill 597**

**Public Policy Involved**

It is desirable public policy to establish similar exemptions for similar organizations as provided by this bill.

To committee on Taxation.

## **JOURNAL OF THE ASSEMBLY [May 11, 1971]**

### **Assembly Bill 424**

#### **Public Policy Involved**

This bill is not desirable as a matter of public policy. While it would tax insurance companies now exempt, it continues to differentiate between mutual and stock companies. By allowing certain companies to offset taxes paid the state by personal property taxes paid to municipalities, the bill subsidizes some communities at the expense of the state's general fund and, ultimately, all other taxpayers.

To joint committee on Finance.

### **Assembly Bill 333**

#### **Public Policy Involved**

This is not desirable as a matter of public policy. Servicemen presently receive tax benefits as a result of their status.

A serviceman is required to maintain a state of residence during his military service. In this time he may be stationed in many states.

The Soldiers and Sailors Relief Act provides that he may be taxed only on his service income by his state of residency. This protects him from multiple and confusing tax claims by states whose tax levies may be more or less severe than that of his home state. That their status is somewhat different from other residents is already recognized in the exclusions which are offered no other group of Wisconsin residents.

To joint committee on Finance.

### **Assembly Bill 262**

#### **Public Policy Involved**

This bill is not desirable public policy. By proposing a property tax offset against fees paid the state, the bill's effect would be to subsidize some communities at the ex-

**JOURNAL OF THE ASSEMBLY [May 11, 1971]**

pense of the state's general fund and, ultimately, all other taxpayers.

To joint committee on Finance.

Respectfully submitted,

**JOINT SURVEY COMMITTEE  
ON TAX EXEMPTIONS**

**HARVEY L. DUEHOLM,  
Chairman.**

The committee on Education reports and recommends:

**Assembly Joint Resolution 50**

Requesting the attorney general not to appeal the recent state supreme court opinion which refused to compel Amish residents to comply with the state's compulsory school attendance law.

Adoption; Ayes, 10; Noes, 3.

**Assembly Bill 251**

Relating to teacher contract renewals and school district annual meetings.

Assembly substitute amendment 1, adoption; Ayes, 13; Noes, 0 and indefinite postponement; Ayes, 13; Noes, 0.

**Assembly Bill 341**

Relating to exempting veterans attending state institutions of higher education full time from tuition and fees.

Assembly amendment 1, adoption; Ayes, 13; Noes, 0 and indefinite postponement; Ayes, 13; Noes, 0.

**Assembly Bill 487**

Establishing a requirement that all territory in this state be in school districts operating both elementary and high school grades by July 1, 1975.

Passage; Ayes, 9; Noes, 4.

**Assembly Bill 533**

Relating to the establishment of standards of quality for school districts by the state superintendent.

Assembly substitute amendment 1, adoption; Ayes, 11; Noes, 2 and passage; Ayes, 7; Noes, 6.

**JOURNAL OF THE ASSEMBLY [May 11, 1971]**

**Assembly Bill 581**

Relating to election of school board members in common and union high school districts.

Passage; Ayes, 7; Noes, 6.

**Assembly Bill 616**

Relating to requiring transportation of pupils in Milwaukee.

Passage; Ayes, 10; Noes, 3.

**Assembly Bill 620**

Relating to compulsory consumer education in grades 9 to 12 of the public schools.

Assembly amendment 2, adoption; Ayes, 8; Noes, 5 and indefinite postponement; Ayes, 12; Noes, 1.

**Assembly Bill 641**

Relating to free statute books to vocational school libraries.

Passage; Ayes, 13; Noes, 0.

**MANNY S. BROWN,**  
Chairman.

The committee on Veterans' and Military Affairs reports:

**Assembly Bill 314**

Relating to defining the rights of inhabitants of the state inducted or serving in the military forces of the United States.

Assembly amendment 1 to assembly substitute amendment 1, adoption; Ayes, 8; Noes, 3; assembly substitute amendment 1; adoption; Ayes, 11; Noes, 0 and passage; Ayes, 10; Noes, 1.

**WILLIAM P. ATKINSON,**  
Chairman.

The committee on Judiciary reports and recommends:

**Assembly Bill 22**

Relating to filing complaints against police.

Passage; Ayes, 5; Noes, 2.

JOURNAL OF THE ASSEMBLY [May 11, 1971]

**Assembly Bill 345**

Relating to rules governing determination of compensation for partial taking.

Passage; Ayes, 5; Noes, 2.

**Assembly Bill 471**

Relating to elimination of "race" from the operator's license application form and from operator's license.

Passage; Ayes, 4; Noes, 3.

**Senate Bill 183**

Relating to the granting of priority for claims in probate and receivership for pension, welfare and vacation benefits.

Concurrence; Ayes, 7; Noes, 0.

PAUL E. SICULA,  
Chairman.

The committee on Agriculture reports:

**Assembly Bill 133**

Relating to disallowing farm operating losses on state income tax.

Indefinite postponement; Ayes, 7; Noes, 4.

**Assembly Bill 280**

Relating to reports by corporations of their land holding.

Assembly substitute amendment 1, introduction and adoption; Ayes, 11; Noes, 0 and passage; Ayes, 11; Noes, 0.

**Assembly Bill 326**

Relating to using oleomargarine tax revenues for promotion of dairy products and making an appropriation.

Assembly substitute amendment 1, adoption; Ayes, 11; Noes, 0 and passage; Ayes, 11; Noes, 0.

**Assembly Bill 340**

Relating to the serving of any product for use as coffee cream.

Assembly amendment 1, adoption; Ayes, 11; Noes, 0 and passage; Ayes, 11; Noes, 0.

DAVID D. O'MALLEY,  
Chairman.

## JOURNAL OF THE ASSEMBLY [May 11, 1971]

The committee on Judiciary reports for introduction:

**Assembly Bill —**

Relating to corrections, clarifications and changes in the criminal procedure code.

Ayes, 7; Noes, 0.

PAUL E. SICULA,  
Chairman.

The committee on Natural Resources reports and recommends:

**Assembly Bill 759**

Relating to labeling and regulating the sale of enzyme detergents.

Passage; Ayes, 12; Noes, 0.

LEWIS T. MITTNESS,  
Chairman.

The committee on Municipalities reports and recommends:

**Assembly Bill 583**

Relating to relocation payments in eminent domain proceedings.

Passage; Ayes, 13; Noes, 0.

EDWARD NAGER,  
Chairman.

The committee on Enrolled Bills reports:

**Assembly Bill 165 and  
Assembly Bill 416.**

Correctly enrolled.

LLOYD A. BARBEE,  
Chairman.

**JOURNAL OF THE ASSEMBLY [May 11, 1971]**

**MESSAGE FROM THE SENATE**

By William P. Nugent, chief clerk.

**Mr. Speaker:**

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

**Assembly Bill 89**

**Concurred in:**

**Motion Under Joint Rule 26:**

A Joint Certificate of Congratulations by Representatives Mittness, Huber, Molinaro and Jackamonis; co-sponsored by the Entire Membership of the Senate for Harry S. Truman on his 87th birthday.

**Passed and asks concurrence in:**

**Senate Bill 17,  
Senate Bill 67,  
Senate Bill 73 and  
Senate Bill 204.**

**Adopted and asks concurrence in:**

**Senate Joint Resolution 22**

**Adopted and asks concurrence in:**

**Motion Under Joint Rule 26:**

A Joint Certificate of Commendation by Senator Soik; co-sponsored by Representative Sensenbrenner to Evan P. Helfaer on the occasion of his \$1,000,000-gift to the Medical College of Wisconsin.

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**ACTION ON THE SENATE MESSAGE**

**Senate Bill 204**

Relating to furnishing chiropractic treatment under workmen's compensation laws.

By committee on Health and Social Services.

To committee on Health and Social Services.

**JOURNAL OF THE ASSEMBLY [May 11, 1971]**

**Senate Bill 17**

Relating to the rights of children born by means of artificial insemination.

By Senator Dorman.

To committee on Judiciary.

**Senate Bill 67**

Relating to mandatory imprisonment for possession of a firearm in certain crimes.

By Senator Roseleip.

To committee on Judiciary.

**Senate Bill 73**

Relating to depositions in Milwaukee County.

By Senators Cirilli, Steinhilber, Lourigan and Parys.

To committee on Judiciary.

**Senate Joint Resolution 22**

Relating to the designation of the Wisconsin Arts Council as the official body for the encouragement of the arts in the state.

By Senators Risser, Hollander, Soik, Heinzen, Dorman, Swan, Knowles, Knutson, Thompson, Chilsen, Martin and Peloquin; co-sponsored by Representatives Sanasarian, Huber, Helgeson, Sensenbrenner, Brown, Molinaro, Mittness, Lipscomb, Conta, Earl and Swoboda.

To committee on Education.

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



JOURNAL OF THE ASSEMBLY [May 11, 1971]

MOTION UNDER JOINT RULE 26

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

Whereas, the 23-member jazz ensemble of Wisconsin State University-Eau Claire won the unanimous decision of the judges in their competitive event at the Midwest Regional American College Jazz Festival; and

Whereas, this outstanding accomplishment is a tribute to the discipline, dedication and direction of the group and its director, Dominic Spera; now, therefore,

The members of the Wisconsin Legislature, on the motion of Representative Willkom and Senator Peloquin, under Joint Rule 26, do congratulate the members of the WSU-Eau Claire jazz ensemble on this stunning achievement.

The question was: Adoption?

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.

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MOTIONS

Representative Schwefel moved reconsideration of the vote by which Assembly Bill 476 was indefinitely postponed. Entered.

Representative Tobiasz asked unanimous consent that Assembly Bill 29 be taken from the table and placed at the foot of the calendar of April 20, 1971. Granted.

Representative Anderson asked unanimous consent that the assembly stand recessed for 45 minutes. Granted.

10:39 A.M.

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RECESS

JOURNAL OF THE ASSEMBLY [May 11, 1971]

11:42 A.M.

The assembly reconvened.

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LEAVE OF ABSENCE

Representative Helgeson asked unanimous consent for a leave of absence for Representative Froehlich for this morning's session. Granted.

Representative Czerwinski asked unanimous consent that **Senate Joint Resolution 19** be withdrawn from the calendar of May 6, 1971, and referred to the committee on Health and Social Services.

Representative Shabaz objected.

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THE CALENDAR OF TUESDAY, APRIL 20, 1971  
SECOND READING AND AMENDMENT OF  
ASSEMBLY BILLS

**Assembly Bill 122**

Relating to salary increase for the state superintendent of public instruction.

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

Representative Hephner moved rejection of assembly amendment 1 to **Assembly Bill 122**.

The question was: Rejection of assembly amendment 1?

The roll was taken.

The vote follows:

Ayes—Anderson, Atkinson, Baldus, Barbee, Berger, Boeckmann, Bolle, Brown, Bultman, Conradt, Czerwinski, Dorff, Dueholm, Earl, Early, Everson, Ferrall, Gaulke, Grover, Hanna, Hephner, Jackamonis, Johnson G. K., Johnson W. A., Jones, Kafka, Kessler, Kleczka, McCormick, Mc-

JOURNAL OF THE ASSEMBLY [May 11, 1971]

Essy, Mato, Mielke, Miller, Mittness, Molinaro, Nager, O'Malley, Oberle, Orlich, Otte, Pabst, Roberts, Rogers, Rutkowski, Sanasarian, Schneider, Schricker, Schwefel, Sensenbrenner, Sricula, Stack, Sweda, Swoboda, Thompson R. M., Tobiasz, Vanderperren, Wahner, Willkom and Mr. Speaker—59.

Noes—Alberts, Azim, Bradley, Byers, Conta, Day, Duren, Ellis, Giese, Greider, Groshek, Guiles, Hanson, Helgeson, Jackson, Klicka, LaFave, Lewison, Luckhardt, Lynn, McDougal, Merkel, Mohn, Oestreicher, Quackenbush, Quinn, Robertson, Schowalter, Schroeder, Shabaz, Slaby, Stalbaum, Thompson T. G., Tregoning, Wackett, Wilcox and Wilger—37.

Absent or not voting—Froehlich, Korpela and Looby—3.

Motion carried.

Representative Grover moved indefinite postponement of Assembly Bill 122.

Assembly amendment 2 to Assembly Bill 122 offered by Representative Merkel.

Representative Anderson asked unanimous consent that Assembly Bill 122 be referred to joint committee on Finance. Granted.

**Assembly Bill 222**

Relating to election of members of local vocational education boards, district reorganization and budget approval and restricting liberal arts classes.

Representative Atkinson asked unanimous consent that assembly amendment 1 be revived. Granted.

The question was: Adoption of assembly amendment 1 to Assembly Bill 222?

The roll was taken.

The vote follows:

Ayes—Anderson, Atkinson, Baldus, Barbee, Bolle, Bradley, Byers, Day, Dorff, Dueholm, Ellis, Everson, Gaulke, Greider, Groshek, Grover, Guiles, Hanna, Hanson, Hephner, Jackamonis, Kafka, Klicka, LaFave, Lewison, Looby,

## JOURNAL OF THE ASSEMBLY [May 11, 1971]

Luckhardt, Lynn, McCormick, McDougal, Mato, Merkel, Mielke, Mittness, Mohn, O'Malley, Oberle, Oestreicher, Otte, Pabst, Quackenbush, Robertson, Roberts, Rogers, Rutkowski, Sanasarian, Schneider, Schowalter, Schroeder, Schwefel, Sensenbrenner, Slaby, Stack, Sweda, Thompson R. M., Vanderperren, Wilcox, Wilger, Willkom and Mr. Speaker—60.

Noes—Alberts, Azim, Berger, Boeckmann, Brown, Bultman, Conradt, Conta, Czerwinski, Duren, Earl, Early, Ferrall, Giese, Helgeson, Jackson, Johnson G. K., Johnson W. A., Jones, Kessler, Kleczka, McEssy, Miller, Nager, Orlich, Quinn, Schricker, Shabaz, Sricula, Stalbaum, Swoboda, Thompson T. G., Tregoning, Wackett and Wahner—35.

Absent or not voting—Froehlich, Korpela, Molinaro and Tobiasz—4.

Motion carried.

Representative Brown moved indefinite postponement of Assembly Bill 222.

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

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### SPEAKER'S APPOINTMENTS

May 11, 1971.

Pursuant to the authority vested in me under Assembly Rule 5 (11), and in compliance with Section 15.105 (5) of the Wisconsin Statutes, I herewith appoint to the State Capitol and Executive Residence Board the following legislators:

Representative Robert Jackson (Dem-Milw. 9th);  
Representative Gerald Kleczka (Dem-Milw. 14th);  
Representative Harold Froehlich (Rep.-Outagamie 1st).

Pursuant to the authority vested in me under Assembly Rule 5 (11), and in compliance with Section 15.56 of the Wisconsin Statutes, I herewith appoint to the Drug Abuse Control Commission the following legislators:

JOURNAL OF THE ASSEMBLY [May 11, 1971]

Representative Dennis Conta (Dem-Milw. 3rd);  
Representative Herbert Schowalter (Rep.-Ozaukee).

Pursuant to the authority vested in me under Assembly Rule 5 (11), and in compliance with Section 13.54 (1) of the Wisconsin Statutes, I herewith appoint to the Commission on Interstate Cooperation the following legislators:

Representative Raymond Tobiasz (Dem-Milw. 11th);  
Representative John McCormick (Dem-Milw. 17th);  
Representative Donald Helgeson (Rep.-Manitowoc 1st).

ROBERT T. HUBER,  
Speaker.

Representative Anderson moved that the assembly recess until 4:00 P.M. today.

The question was: Shall the assembly recess until 4:00 P.M. today?

Motion carried.

The assembly stood recessed.

12:15 P.M.

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RECESS

4:20 P.M.

The assembly reconvened.

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AMENDMENTS OFFERED

Assembly amendment 1 to assembly amendment 1 to assembly substitute amendment 1 to Assembly Joint Resolution 28 offered by Representative Hephner.

Assembly amendment 2 to assembly substitute amendment 1 to Assembly Joint Resolution 28 offered by Representative Hephner.

**JOURNAL OF THE ASSEMBLY [May 11, 1971]**

Assembly amendment 3 to Assembly Bill 162 offered by Representative Conradt.

Assembly substitute amendment 1 to Assembly Bill 287 offered by Representative Luckhardt.

Assembly amendment 1 to assembly substitute amendment 1 to Assembly Bill 417 offered by Representatives W. A. Johnson and McCormick.

Assembly amendment 1 to assembly substitute amendment 2 to Assembly Bill 417 offered by Representatives W. A. Johnson and McCormick.

Assembly amendment 1 to Assembly Bill 504 offered by Representative Berger.

Assembly amendment 3 to Assembly Bill 640 offered by Representative Brown.

Assembly amendment 1 to assembly amendment 1 to Assembly Bill 720 offered by Representative Atkinson.

Assembly amendment 1 to Assembly Bill 45 offered by Representative Froehlich.

Assembly amendment 1 to Assembly Bill 477 offered by Representative Schowalter.

The question was: Shall Assembly Bill 222 be indefinitely postponed?

The roll was taken.

The vote follows:

Ayes—Alberts, Anderson, Azim, Baldus, Berger, Boeckmann, Bolle, Bradley, Brown, Bultman, Byers, Conradt, Conta, Czerwinski, Day, Dorff, Dueholm, Duren, Earl, Ellis, Everson, Ferrall, Froehlich, Gaulke, Giese, Greider, Groshek, Grover, Guiles, Helgeson, Hephner, Jackamonis, Jackson, Johnson G. K., Johnson W. A., Jones, Kafka, Kessler, Kleczka, Korpela, LaFave, Lewison, Looby, Luckhardt, Lynn, McCormick, McDougal, McEssy, Mato, Mielke, Miller, Mittness, Mohn, Molinaro, Nager, O'Malley, Oberle, Oestreicher, Orlich, Otte, Pabst, Quackenbush, Robertson, Roberts, Rogers, Rutkowski, Sanasarian, Schneider, Schowalter, Schricer, Schwefel, Sricula, Slaby, Stack, Stalbaum, Sweda, Swo-

## JOURNAL OF THE ASSEMBLY [May 11, 1971]

boda, Thompson R. M., Thompson T. G., Tobiasz, Tregoning, Vanderperren, Wackett, Wahner, Wilger and Willkom—86.

Noes—Atkinson, Early, Hanna, Hanson, Klicka, Merkel, Schroeder, Sensenbrenner, Shabaz, Wilcox and Mr. Speaker—11.

Absent or not voting—Barbee and Quinn—2.

Motion carried.

### **Assembly Bill 227**

Relating to prohibiting junk storage near county trunk highways.

Representative Conradt asked unanimous consent that assembly amendment 1 to **Assembly Bill 227** be returned to its author. Granted.

Representative Vanderperren asked unanimous consent that **Assembly Bill 227** be placed on the foot of the calendar of April 20, 1971. Granted.

### **Assembly Bill 235**

Relating to title to real property in school districts.

Representative Bradley asked unanimous consent that the bill be returned to its author. Granted.

### **Assembly Bill 290**

Relating to making the posted speed limits apply to all vehicles.

Assembly amendment 1 to **Assembly Bill 290** offered by Representative McEssy.

Representative Groshek moved rejection of assembly amendment 1 to **Assembly Bill 290**.

The question was: Rejection of assembly amendment 1?

The roll was taken.

The vote follows:

Ayes—Anderson, Azim, Baldus, Barbee, Berger, Bolle, Brown, Bultman, Conta, Czerwinski, Day, Duren, Earl,

JOURNAL OF THE ASSEMBLY [May 11, 1971]

Everson, Ferrall, Gaulke, Groshek, Grover, Hanson, Hephner, Jackamonis, Johnson G. K., Johnson W. A., Jones, Kessler, Kleczka, Looby, McCormick, Mato, Mielke, Nager, Oberle, Oestreicher, Orlich, Otte, Pabst, Quackenbush, Rogers, Rutkowski, Sanasarian, Schneider, Sicula, Stack, Sweda, Swoboda, Thompson R. M., Thompson T. G., Vanderperren, Wahner, Willkom and Mr. Speaker—51.

Noes—Alberts, Atkinson, Boeckmann, Bradley, Byers, Conradt, Dorff, Dueholm, Early, Ellis, Froehlich, Giese, Greider, Guiles, Hanna, Helgeson, Jackson, Kafka, Klicka, Korpela, LaFave, Lewison, Luckhardt, Lynn, McDougal, McEssy, Merkel, Miller, Mittness, Mohn, Molinaro, O'Malley, Quinn, Robertson, Roberts, Schowalter, Schricker, Schroeder, Schwefel, Sensenbrenner, Shabaz, Slaby, Stalbaum, Tobiasz, Tregoning, Wackett, Wilcox and Wilger—48.

Absent or not voting—None.

Motion carried.

The question was: Shall Assembly Bill 290 be indefinitely postponed?

The roll was taken.

The vote follows:

Ayes—Alberts, Anderson, Atkinson, Azim, Barbee, Bradley, Byers, Conradt, Dorff, Dueholm, Early, Ellis, Everson, Froehlich, Guiles, Helgeson, Korpela, LaFave, Lewison, Luckhardt, McEssy, Merkel, Mielke, Miller, Molinaro, O'Malley, Quinn, Robertson, Schricker, Schwefel, Sensenbrenner, Shabaz, Slaby, Wackett and Wilger—35.

Noes—Baldus, Berger, Boeckmann, Bolle, Brown, Bultman, Conta, Czerwinski, Day, Duren, Earl, Ferrall, Gaulke, Giese, Greider, Groshek, Grover, Hanna, Hanson, Hephner, Jackamonis, Jackson, Johnson G. K., Johnson W. A., Jones, Kafka, Kessler, Kleczka, Klicka, Looby, Lynn, McCormick, McDougal, Mato, Mittness, Mohn, Nager, Oberle, Oestreicher, Orlich, Otte, Pabst, Quackenbush, Roberts, Rogers, Rutkowski, Sanasarian, Schneider, Schowalter, Schroeder, Sicula, Stack, Stalbaum, Sweda, Swoboda, Thompson R. M., Thompson T. G., Tobiasz, Tregoning, Vanderperren, Wahner, Wilcox, Willkom and Mr. Speaker—64.

Absent or not voting—None.

Motion failed.



JOURNAL OF THE ASSEMBLY [May 11, 1971]

Representative McEssy asked unanimous consent to speak a third time on the question. Granted.

Assembly amendment 2 to Assembly Bill 290 offered by Representative T. G. Thompson.

The question was: Adoption?

Motion carried.

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

The roll was taken.

The vote follows:

Ayes—Alberts, Baldus, Berger, Boeckmann, Bolle, Brown, Bultman, Byers, Conta, Czerwinski, Day, Dorff, Duren, Earl, Ellis, 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, LaFave, Looby, Luckhardt, McCormick, McDougal, Mato, Merkel, Mohn, Nager, O'Malley, Oberle, Oestreicher, Orlich, Otte, Pabst, Quackenbush, Roberts, Rogers, Rutkowski, Sanasarian, Schneider, Schowalter, Schricker, Schroeder, S c h w e f e l, Sicula, Slaby, Stalbaum, Sweda, Swoboda, Thompson R. M., Thompson T. G., Tobiasz, Tregoning, Vanderperren, Wackett, Wahner, Wilcox and Willkom—75.

Noes—Anderson, Atkinson, Azim, Barbee, Bradley, Dueholm, Early, Everson, Korpela, Lewison, Lynn, McEssy, Mielke, Miller, Mittness, Molinaro, Quinn, Robertson, Sensenbrenner, Shabaz, Stack, Wilger and Mr. Speaker—23.

Absent or not voting—Conradt—1.

Motion carried.

Representative Nager asked unanimous consent that he be recorded as voting "No" on the question of engrossment of Assembly Bill 290. Granted.

Representative Anderson asked unanimous consent that the rules be suspended and that Assembly Bill 290 be given a third reading.

Representative McEssy objected.

Representative Anderson moved that the rules be suspended and that Assembly Bill 290 be given a third reading.

## JOURNAL OF THE ASSEMBLY [May 11, 1971]

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

The question was: Shall the rules be suspended and Assembly Bill 290 be given a third reading?

The roll was taken.

The vote follows:

Ayes—Alberts, Anderson, Baldus, Berger, Boeckmann, Bolle, Bradley, Brown, Bultman, Byers, Conta, Day, Dorff, Duren, Earl, Ferrall, Gaulke, Greider, Groshek, Helgeson, Hephner, Jackamonis, Jackson, Johnson G. K., Johnson W. A., Jones, Kessler, Kleczka, Looby, McCormick, McDougal, Mato, O'Malley, Oestreicher, Orlich, Otte, Pabst, Roberts, Rogers, Rutkowski, Schneider, Schricker, Sicula, Sweda, Swoboda, Thompson R. M., Tobiasz, Vanderperren, Wahner, Willkom and Mr. Speaker—51.

Noes—Atkinson, Azim, Barbee, Conradt, Czerwinski, Dueholm, Early, Ellis, Everson, Froehlich, Giese, Grover, Guiles, Hanna, Hanson, Kafka, Klicka, Korpela, LaFave, Lewison, Luckhardt, Lynn, McEssy, Merkel, Mielke, Miller, Mittness, Mohn, Molinaro, Nager, Oberle, Quackenbush, Quinn, Robertson, Sanasarian, Schowalter, Schroeder, Schwefel, Sensenbrenner, Shabaz, Slaby, Stack, Stalbaum, Thompson T. G., Tregoning, Wackett, Wilcox and Wilger—48.

Absent or not voting—None.

Motion failed.

### **Assembly Bill 328**

Relating to board of regents.

The question was: Shall Assembly Bill 328 be indefinitely postponed?

Motion carried.

### **Assembly Bill 399**

Relating to limiting agency school committee actions in school district reorganization.

Assembly amendment 1 to Assembly Bill 399 offered by Representative Merkel.

## JOURNAL OF THE ASSEMBLY [May 11, 1971]

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

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

Representative Brown moved rejection of assembly amendment 1 to Assembly Bill 399.

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

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

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

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

The question was: Rejection of assembly amendment 1 to Assembly Bill 399?

The roll was taken.

The vote follows:

Ayes—Azim, Baldus, Brown, Bultman, Conta, Dueholm, Earl, Ferrall, Hanna, Johnson G. K., Johnson W. A., Jones, Kessler, Kleczka, Korpela, Looby, Lynn, Mielke, Miller, Mittness, Mohn, Molinaro, Oestreicher, Orlich, Otte, Rutkowski, Sanasarian, Sicula, Tobiasz, Wahner and Mr. Speaker—31.

Noes—Alberts, Anderson, Atkinson, Barbee, Berger, Boeckmann, Bolle, Bradley, Byers, Conradt, Czerwinski, Day, Dorff, Duren, Early, Ellis, Everson, Froehlich, Gaulke, Giese, Greider, Groshek, Grover, Guiles, Hanson, Helgeson, Hephner, Jackamonis, Jackson, Kafka, Klicka, LaFave, Lewison, Luckhardt, McCormick, McDougal, McEssy, Mato, Merkel, Nager, O'Malley, Oberle, Pabst, Quackenbush, Quinn, Robertson, Roberts, Rogers, Schneider, Schowalter, Schricker, Schroeder, Schwefel, Sensenbrenner, Shabaz, Slaby, Stack, Stalbaum, Sweda, Swoboda, Thompson R. M., Thompson T. G., Tregoning, Vanderperren, Wackett, Wilcox, Wilger and Willkom—68.

Absent or not voting—None.

Motion failed.

JOURNAL OF THE ASSEMBLY [May 11, 1971]

The question was: Adoption of assembly amendment 1 to  
**Assembly Bill 399?**

Motion carried.

Representative Korpela moved indefinite postponement  
of **Assembly Bill 399**.

The question was: Shall **Assembly Bill 399** be indefinitely  
postponed?

The roll was taken.

The vote follows:

Ayes—Anderson, Azim, Baldus, Barbee, Brown, Bultman,  
Conta, Czerwinski, Dueholm, Earl, Early, Ferrall, Grover,  
Hanna, Jackamonis, Johnson G. K., Johnson W. A., Jones,  
Kessler, Korpela, Looby, Lynn, McCormick, Mielke, Miller,  
Mittness, Molinaro, Nager, Oestreicher, Orlich, Otte, Rut-  
kowski, Sanasarian, Sicula, Tobiasz, Wahner and Mr.  
Speaker—37.

Noes—Alberts, Atkinson, Berger, Boeckmann, Bolle,  
Bradley, Byers, Conradt, Day, Dorff, Duren, Ellis, Everson,  
Froehlich, Gaulke, Giese, Greider, Groshek, Guiles, Hanson,  
Helgeson, Hephner, Jackson, Kafka, Kleczka, Klicka, La-  
Fave, Lewison, Luckhardt, McDougal, McEssy, Mato, Mer-  
kel, Mohn, O'Malley, Oberle, Pabst, Quackenbush, Quinn,  
Robertson, Roberts, Rogers, Schneider, Schowalter, Schric-  
ker, Schroeder, Schwefel, Sensenbrenner, Shabaz, Slaby,  
Stack, Stalbaum, Sweda, Swoboda, Thompson R. M., Thomp-  
son T. G., Tregoning, Vanderperren, Wackett, Wilcox, Wilger  
and Willkom—62.

Absent or not voting—None.

Motion failed.

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

The roll was taken.

The vote follows:

Ayes—Alberts, Atkinson, Berger, Boeckmann, Bradley,  
Byers, Conradt, Day, Dorff, Duren, Early, Ellis, Everson,  
Froehlich, Gaulke, Giese, Greider, Groshek, Guiles, Hanson,  
Helgeson, Hephner, Jackson, Klicka, LaFave, Lewison,  
Luckhardt, McEssy, Mato, Merkel, Mohn, Oberle, Quack-

JOURNAL OF THE ASSEMBLY [May 11, 1971]

enbush, Quinn, Robertson, Roberts, Rogers, Schneider, Schricker, Schroeder, Schwefel, Sensenbrenner, Shabaz, Stack, Stalbaum, Sweda, Swoboda, Thompson T. G., Tregoning, Wackett, Wilcox, Wilger and Willkom—53.

Noes—Anderson, Azim, Baldus, Barbee, Bolle, Brown, Bultman, Conta, Czerwinski, Dueholm, Earl, Ferrall, Grover, Hanna, Jackamonis, Johnson G. K., Johnson W. A., Jones, Kessler, Kleczka, Korpela, Looby, Lynn, McCormick, McDougal, Mielke, Miller, Mittness, Molinaro, Nager, O'Malley, Oestreicher, Orlich, Otte, Pabst, Rutkowski, Sanasarian, Schowalter, Sicula, Slaby, Thompson R. M., Tobiasz, Vanderperren, Wahner and Mr. Speaker—45.

Absent or not voting—Kafka—1.

Motion carried.

Representative Anderson asked unanimous consent that the rules be suspended and that Assembly Bill 399 be given a third reading.

Representative Korpela objected.

Representative Shabaz moved that the rules be suspended and that Assembly Bill 399 be given a third reading.

The question was: Shall the rules be suspended and Assembly Bill 399 be given a third reading?

The roll was taken.

The vote follows:

Ayes—Alberts, Atkinson, Berger, Boeckmann, Bradley, Byers, Conradt, Day, Dorff, Duren, Early, Ellis, Everson, Froehlich, Giese, Greider, Guiles, Hanson, Helgeson, Hephner, Jackson, Kafka, Klicka, LaFave, Lewison, Luckhardt, McEssy, Mato, Merkel, Oberle, Quackenbush, Quinn, Robertson, Roberts, Rogers, Schneider, Schricker, Schroeder, Schwefel, Sensenbrenner, Shabaz, Stack, Stalbaum, Sweda, Swoboda, Thompson T. G., Tregoning, Wackett, Wilcox, Wilger and Willkom—51.

Noes—Anderson, Azim, Baldus, Barbee, Bolle, Brown, Bultman, Conta, Czerwinski, Dueholm, Earl, Ferrall, Gaulke, Groshek, Grover, Hanna, Jackamonis, Johnson G. K., Johnson W. A., Jones, Kessler, Kleczka, Korpela, Looby, Lynn, McCormick, McDougal, Mielke, Miller, Mittness, Mohn, Molinaro, Nager, O'Malley, Oestreicher, Orlich, Otte, Pabst, Rutkowski, Sanasarian, Schowalter, Sicula,

## JOURNAL OF THE ASSEMBLY [May 11, 1971]

Slaby, Thompson R. M., Tobiasz, Vanderperren, Wahner and Mr. Speaker—48.

Absent or not voting—None.

Motion failed.

### **Assembly Bill 419**

Relating to educational requirements for dental hygienists.

Representative Anderson asked unanimous consent that **Assembly Bill 419** be laid on the table. Granted.

### **Assembly Bill 422**

Relating to requiring safety eye protective devices.

Representative T. G. Thompson asked unanimous consent that **Assembly Bill 422** be placed at the foot of calendar of April 22, 1971. Granted.

### **Assembly Bill 457**

Relating to moving the educational approval board from the office of the state superintendent to the vocational, technical and adult education board.

The question was: Adoption of assembly substitute amendment 1 to **Assembly Bill 457**?

Motion carried.

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

Motion carried.

Representative Anderson asked unanimous consent that the rules be suspended and that **Assembly Bill 457** be given a third reading. Granted.

The question was: This bill having been read three times, Shall the bill pass?

Motion carried.

## JOURNAL OF THE ASSEMBLY [May 11, 1971]

Representative Anderson asked unanimous consent that the rules be suspended and that the assembly's action on Assembly Bill 457 be immediately messaged to the senate. Granted.

### Assembly Bill 29

Relating to imposition of a surveillance fee, an effluent charge and making an appropriation.

Representative Helgeson moved rejection of assembly amendment 1 to assembly amendment 3 to Assembly Bill 29.

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

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### CHIEF CLERK'S CORRECTION

as provided by Legislative Reference Bureau

### Senate Bill 87

In line 16, change "developes" to "develops".

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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:

Seventh graders from Fulton Junior High School, Milwaukee, Wisconsin, accompanied by their teachers, Richard Weber, Sidney Loveless and Dennis Wicklund, guests of Representatives Barbee and Bultman.

Forty students from John Marshall High School, Milwaukee, Wisconsin, accompanied by their teachers, Mr. Barczak, Mr. Dubrin and chaperone, Mrs. Garrison, guests of Representatives Berger and Wahner.

## JOURNAL OF THE ASSEMBLY [May 11, 1971]

Fourth grade students from Ashippun, Wisconsin, accompanied by their teachers, Mrs. Hansen and Mr. Hall, guests of Representatives Alberts and Luckhardt.

George Anderson from Fond du Lac, Wisconsin, guest of Representative McEssy.

Fifty-one students from Black Earth, Wisconsin, accompanied by their teachers, Mrs. Griffin and Miss Hoffman, guests of Representative O'Malley.

Students from Brodhead, Wisconsin, accompanied by their teachers, Mr. Schlegel, Mr. Rithegass and Mr. Fentress, guests of Representative Tregoning.

Elmer Knitt from Viroqua, Wisconsin, guest of Representative Lewison.

Mrs. Geraldine Schuele, wife of Senator Schuele, Mrs. Helen Wilke, Mrs. Elizabeth Berg, Mrs. Marie Apazeller, Mrs. Lillian Gutcknecht, Mrs. Peggy Lovdahl, Mrs. Marge Pahnke and Mrs. Marie Schimmelpfenning, guests of Representatives Jones, Jackson and Wahner.

One-hundred eight ladies from Black River Falls, Wisconsin, guests of Representative Robertson.

Sherry Froehlich, wife of Representative Froehlich, from Appleton, Wisconsin, guest of Representatives Tregoning, Lewison and T. G. Thompson.

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Representative Anderson moved that the assembly adjourn until 9:00 A.M. tomorrow.

The question was: Adjournment?  
Motion carried.

The assembly stood adjourned.

6:20 P.M.