

JOURNAL OF THE SENATE [May 11, 1971]

STATE OF WISCONSIN

# Senate Journal

## Eightieth Session

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TUESDAY, May 11, 1971.

10:00 o'clock A.M.

The senate was called to order by the president of the senate.

Prayer was offered by the Reverend Stanley York.

The senate remained standing and recited the Pledge of Allegiance to the Flag of the United States.

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### LEAVES OF ABSENCE

By request of Senator Keppler, with unanimous consent, Senator Krueger was granted a leave of absence for this week's session because of his confinement in the hospital.

By request of Senator Risser, with unanimous consent, Senator Frank was granted a leave of absence for today's session.

The roll was called and the following senators answered to their names:

Senators Bidwell, Busby, Chilsen, Cirilli, Devitt, Dorman, Heinzen, Hollander, Johnson, K e n d z i o r s k i, Keppler, Knowles, Knutson, LaFave, Lipscomb, Lorge, Lotto, Lourigan, McKenna, Martin, Murphy, Parys, Peloquin, Risser, Roseleip, Schuele, Soik, Steinhilber, Swan, Thompson and Whittow—31.

Absent with leave—Senators Frank and Krueger—2.

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

### **AMENDMENTS OFFERED**

**Senate amendment 1 to Senate Bill 130 by Senator Risser.**

**Senate substitute amendment 1 to Senate Bill 182 by Senator Risser.**

**Senate amendment 1 to Senate Bill 222 by Senator McKenna.**

**Senate amendment 2 to Senate Bill 222 by Senator McKenna.**

**Senate amendment 3 to Senate Bill 222 by Senator McKenna.**

**Senate substitute amendment 1 to Senate Bill 245 by Senator Heinzen.**

**Senate amendment 1 to Senate Bill 343 by Senator Risser.**

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### **INTRODUCTION OF RESOLUTIONS**

#### **Senate Joint Resolution 58**

**A joint resolution requesting Congress to enact federal legislation prohibiting promoters of closed circuit television and radio broadcasts which cover sporting events from barring public broadcasting networks from broadcasting the sporting event.**

**By Senator Dorman; co-sponsored by Representatives Brown and Ferrall.**

**Read and referred to committee on Governmental and Veterans' Affairs.**

#### **Senate Joint Resolution 59**

**A joint resolution relating to a legislative council-sponsored study of modern incineration.**

**By Senators Risser and Lorge.**

**Read and referred to joint committee on Finance.**

# JOURNAL OF THE SENATE [May 11, 1971]

## BILLS INTRODUCED

Read first time and referred:

### **Senate Bill 506**

An act directing the highway commission to improve to 4 lanes certain portions of highways 18 and 151.

By Senators Roseleip and Knutson.

To committee on Transportation.

### **Senate Bill 507**

An act directing the highway commission to improve a portion of highway 81.

By Senator Roseleip.

To committee on Transportation.

### **Senate Bill 508**

Relating to standards for bumpers on automobiles manufactured after December 31, 1973.

By Senators McKenna, Peloquin, Bidwell, Risser, Kendziorski, Whittow, Thompson, LaFave, Lourigan, Chilsen, Busby, Schuele, Martin, Dorman, Soik, Lipscomb, Lotto and Keppler.

To committee on Transportation.

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## COMMITTEE REPORTS

The committee on Governmental and Veterans' Affairs reports and recommends:

The appointment by the Governor of Theodore F. Fetting, of River Falls, as a member of the Board of Veterans' Affairs, to succeed Gilman H. Stordock, to serve for the remainder of the unexpired term ending March 1, 1973.

Confirmation; Ayes, 5; Noes, 0.

### **Senate Bill 11**

Relating to county board meetings.

Adoption of senate amendment 1; Ayes, 5; Noes, 0 and passage as amended; Ayes, 3; Noes, 2.

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

### **Senate Bill 361**

Relating to nomination papers for combined municipal officers.

Passage; Ayes, 5; Noes, 0.

### **Senate Bill 372**

Relating to destruction of records in the office of the register of deeds in populous counties.

Passage; Ayes, 5; Noes, 0.

### **Senate Bill 484**

Relating to making an appropriation for the repair of homes for needy veterans.

Passage; Ayes, 5; Noes, 0.

### **Assembly Bill 101**

Relating to the content and publication time of the Wisconsin Blue Book.

Concurrence; Ayes, 3; Noes, 2.

GORDON W. ROSELEIP,  
Chairman.

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

### **Appendix to Senate Bill 92 and Senate Amendment 1 to 92S**

#### **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.

Respectfully submitted,

JOINT SURVEY COMMITTEE  
ON TAX EXEMPTIONS

HARVEY L. DUEHOLM,  
Chairman.

Read and referred to committee on Commerce, Labor, Taxation, Insurance and Banking.

JOURNAL OF THE SENATE [May 11, 1971]

PETITIONS AND COMMUNICATIONS

**Senate Petition 98**

A petition by 25 residents of the 13th Senatorial District in opposition to **Senate Bill 138** which would give aid to private schools.

Introduced by Senator McKenna.

Read and referred to committee on Education.

**Senate Petition 99**

A petition by 53 residents of the 13th Senatorial District in support of **Senate Bill 138** which would give aid to private schools.

Introduced by Senator McKenna.

Read and referred to committee on Education.

**Senate Petition 100**

A petition submitted by 29 students of St. Thomas School, Kenosha, Wisconsin in favor of **Senate Bill 138**.

Introduced by Senator Lourigan.

Read and referred to committee on Education.

The State of Wisconsin  
Department of State  
Madison

May 11, 1971.

To the Honorable, the Senate

Gentlemen: I have the honor to transmit to you, pursuant to section 13.67 (2), a list of registered lobbyists for the period beginning May 4, 1971, and ending May 11, 1971.

Yours very truly,

ROBERT C. ZIMMERMAN,  
Secretary of State.

*Name, Address and Occupation of Lobbyist—Name and Address of Employer—Subject of Legislation—Date of Employment—Length of Time of Employment.*

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

Henry M. Vanderstek, Regional Rep., 320 New Center Bldg., Detroit, Mich.—Automobile Manufacturers Association, 320 New Center Bldg., Detroit, Mich.—Automotive industry—May 4, 1971—Session.

Robert E. Behnke, President Local 4454, United Steelworkers of America, 4001 W. Calumet Rd., Madison—Automobile Manufacturers Association, 320 New Center Bldg., Detroit, Mich.—Automotive industry—May 4, 1971—Session.

John P. Morris, Attorney, 119 Monona Avenue, Madison—John P. Morris, Attorney, 119 Monona Avenue, Madison—Probate law—May 6, 1971—Session.

James A. Simmonds, City Attorney, 407 Grant Street, Wausau—City of Wausau, 407 Grant Street, Wausau—Wisconsin municipality interests—May 4, 1971—Session.

Richard Block, Business Manager, 3106 W. Vliet Street, Milwaukee—Wisconsin State Council of Sheet Metal Workers, 3106 W. Vliet Street, Milwaukee—Labor—May 10, 1971—Session.

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### MOTION UNDER JOINT RULE 26

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

Whereas, Melvin Shimek has been involved in coaching track and cross country at Marquette University for the past 43 years; and

Whereas, Mr. Shimek's teams have won numerous Central Collegiate Conference championships since he became head coach in 1946; and

Whereas, Mr. Shimek was Marquette's first track "All-American"; and

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

Whereas, his interests and public service contributions are not limited to athletics as evidenced by his service as president of the Menomonee Falls School Board; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Senators Lipscomb and Murphy and Representative Alberts, under Joint Rule 26, do commend Melvin Shimek on his impressive record as a coach and wish him well on his day of recognition, May 15, 1971, the day of his testimonial dinner, and further continued success in the future.

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### CALENDAR OF APRIL 14

#### **Senate Bill 176**

Relating to state aid to county teachers colleges.

Read a second time.

The question was: Indefinite postponement?

Senator Heinzen requested unanimous consent that Senate Bill 176 be referred to joint committee on Finance.

Senator Hollander objected.

The ayes and noes were demanded and the vote was: ayes, 8; noes, 23; absent or not voting, 2; as follows:

Ayes—Senators Dorman, Heinzen, Knowles, Parys, Pelouquin, Risser, Thompson and Whittow—8.

Noes—Senators Bidwell, Busby, Chilsen, Cirilli, Devitt, Hollander, Johnson, Kendziorski, Keppler, Knutson, LaFave, Lipscomb, Lorge, Lotto, Lourigan, McKenna, Martin, Murphy, Roseleip, Schuele, Soik, Steinhilber and Swan—23.

Absent or not voting—Senators Frank and Krueger—2.

So the motion for indefinite postponement failed.

By request of Senator Hollander, with unanimous consent, the bill was referred to joint committee on Finance.

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### LEAVE OF ABSENCE

By request of Senator Keppler, with unanimous consent, Senator Swan was granted a leave of absence for the balance of the session after 5:30 P.M.

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

**Senate Bill 182**

Relating to prohibiting the sale, processing and distribution of the pelts or other animal produce of certain animals and establishing a penalty.

Read a second time.

By request of Senator Risser, with unanimous consent, the bill was re-referred to committee on Natural Resources.

**Senate Bill 188**

Relating to return payment of liquor tax.

Read a second time.

By request of Senator Hollander, with unanimous consent, the bill was re-referred to joint committee on Finance.

President pro tempore of the senate in the chair.

11:15 A.M.

**Senate Bill 211**

Relating to breaking and entry into coin boxes and depositories, and the possession of burglarious tools, and providing a penalty therefor.

Read a second time.

Senate substitute amendment 1 adopted.

Ordered to a third reading.

By request of Senator Johnson, with unanimous consent, the bill was considered for final action at this time.

**Senate Bill 211**

Read a third time and passed.

Ordered immediately messaged.

By request of Senator Hollander, with unanimous consent, Senate Bill 217 was referred to joint committee on Finance.

By request of Senator Keppler, with unanimous consent, the senate recessed until 4:30 P.M.

11:30 A.M.



# JOURNAL OF THE SENATE [May 11, 1971]

The senate reconvened.

4:30 P.M.

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## CALENDAR OF APRIL 14

### Senate Bill 222

Relating to cruelty to any live fowl or other birds when used for a target in marksmanship practice and providing for a penalty.

Read a second time.

The question was: Adoption of amendment 1?

By request of Senator Keppler, with unanimous consent, Senate Bill 222 was laid on the table.

### Senate Bill 267

Relating to open governmental meetings.

Read a second time.

The question was: Adoption of amendment 1?

Senator Risser moved rejection.

The motion for rejection failed.

Senate amendment 1 adopted.

Senate amendment 2 offered by Senator Lotto.

Senator Chilsen moved rejection.

Senator Risser raised the point of order that senate amendment 2 was not germane.

The chair ruled the point of order well taken.

Senate amendment 3 offered by Senator Lorge.

Senator Risser moved rejection.

By request of Senator Lorge, with unanimous consent, senate amendment 3 was returned to the author.

Senate amendment 4 offered by Senator Knutson.

The ayes and noes were demanded and the vote was: ayes, 18; noes, 12; absent or not voting, 3; as follows:

Ayes—Senators Bidwell, Chilsen, Heinzen, Hollander, Johnson, Kendzierski, Keppler, Knowles, Knutson, LaFave,

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

Lorge, Lotto, Murphy, Parys, Roseleip, Soik, Swan and Whittow—18.

Noes—Senators Busby, Cirilli, Devitt, Dorman, Lipscomb, Lourigan, McKenna, Martin, Peloquin, Risser, Schuele and Thompson—12.

Absent or not voting—Senators Frank, Krueger and Steinhilber—3.

So amendment 4 was adopted.

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### LEAVE OF ABSENCE

By request of Senator Johnson, with unanimous consent, Senator Steinhilber was granted a leave of absence for the balance of today's session.

#### Senate Bill 267

Ordered to a third reading.

By request of Senator Johnson, with unanimous consent, the bill was considered for final action at this time.

Read a third time.

The ayes and noes were demanded and the vote was: ayes, 19; noes, 9; absent or not voting, 3; paired, 2; as follows:

Ayes—Senators Bidwell, Busby, Chilsen, Cirilli, Devitt, Dorman, Heinzen, Hollander, Lipscomb, Lotto, Lourigan, McKenna, Martin, Peloquin, Risser, Roseleip, Schuele, Soik and Thompson—19.

Noes—Senators Kendziorski, Keppler, Knowles, Knutson, LaFave, Lorge, Murphy, Parys and Whittow—9.

Absent or not voting—Senators Frank, Krueger and Steinhilber—3.

Paired—Senator Johnson for passage; Senator Swan against passage—2.

So the bill passed.

By request of Senator Johnson, with unanimous consent, Senate Bill 222 was withdrawn from the table and taken up at this time.

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

### Senate Bill 222

Relating to cruelty to any live fowl or other birds when used for a target in marksmanship practice and providing for a penalty.

Read.

The question was: Adoption of senate amendment 1?

Senator Hollander raised the point of order that senate amendment 1 was not germane.

The chair ruled the point of order not well taken.

Senator Busby moved rejection of senate amendment 1.

The ayes and noes were demanded and the vote was: ayes, 25; noes, 3; absent or not voting, 5; as follows:

Ayes—Senators Bidwell, Busby, Chilsen, Cirilli, Devitt, Dorman, Heinzen, Hollander, Johnson, Keppler, Knowles, Knutson, LaFave, Lorge, Lotto, Lourigan, Martin, Murphy, Parys, Peloquin, Roseleip, Schuele, Soik, Thompson and Whittow—25.

Noes—Senators Kendziorski, McKenna and Risser—3.

Absent or not voting—Senators Frank, Krueger, Lipscomb, Steinhilber and Swan—5.

So the amendment was rejected.

By request of Senator Johnson, with unanimous consent, all actions of the senate were immediately messaged.

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### AMENDMENTS OFFERED

Senate amendment 1 to Senate Bill 402 by Senators Keppler, Johnson and Busby.

By request of Senator Keppler, with unanimous consent, the senate adjourned in honor of the birthdays of Senators Heinzen and Schuele.

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Senator Johnson moved that the senate adjourn until 8:30 A.M., May 12, 1971.

5:45 P.M.

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

### INTRODUCTION OF GUESTS

Senator Hollander introduced: Former State Senator Holger Rasmusen from Spooner, Wisconsin, and Mr. Johannes Jacobsen from Jutland, Denmark, who is visiting his cousin, Senator Rasmusen, and returning a visit by him to Denmark in 1947. Mr. Jacobsen is a farmer and hog raiser and purchases 12 tons of U.S. soybeans each year in producing fat free bacon, hams and pork.

Senator Parys introduced: Mrs. Geraldine Schuele, wife of Senator Schuele, Mrs. Helen Wilke, Mrs. Elizabeth Berg, Mrs. Marie Apazeller, Mrs. Lillian Gutcknecht, Mrs. Peggy Lovdahl, Mrs. Marie Schimmelpfenning and Mrs. Marge Pahnke, all from Milwaukee and Brookfield.

Senator Schuele introduced: 36 students from the 7th grade class of Wilbur Wright, Jr., High School with Mr. Belter, teacher, all from Milwaukee, Wisconsin.

Senator Chilsen introduced: Mr. Val Chilsen and son Joel from Merrill, Wisconsin.

Senators Lipscomb, McKenna and Soik introduced: 46 students and their instructor, Mr. Mark Dubrin, from Marshall High School, Milwaukee, Wisconsin.

Senators Lipscomb and Parys introduced: 150 students with teachers Richard Weber, Sydney Loveless and Dennis Wichlund from Robert Fulton Junior High School, Milwaukee, Wisconsin.