

JOURNAL OF THE SENATE [September 16, 1971]

STATE OF WISCONSIN

Senate Journal

Eightieth Session

THURSDAY, September 16, 1971.

9:00 o'clock A.M.

The senate met.

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

Prayer was offered by the Reverend Thomas F. Loftus, St. John's Lutheran Church, Madison.

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

Senators Bidwell, Busby, Chilsen, Cirilli, Devitt, Dorman, Frank, Heinzen, Hollander, Johnson, Kendziorski, Keppler, Knowles, Knutson, Krueger, LaFave, Lipscomb, Lorge, Lotto, Lourigan, McKenna, Martin, Murphy, Parys, Pelouquin, Risser, Roseleip, Schuele, Soik, Steinhilber, Swan, Thompson and Whittow—33.

AMENDMENTS OFFERED

Senate amendment 2 to Assembly Joint Resolution 65 by Senator LaFave, by request of Representative W. A. Johnson.

Senate substitute amendment 1 to Assembly Bill 700 by Senators Busby, Frank, McKenna, Cirilli and Johnson.

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INTRODUCTION OF RESOLUTIONS

Senate Joint Resolution 95

Granting the use of the legislative chambers on Saturday, January 22, 1972, for the 1972 Model Legislative Session of the Wisconsin Junior Chamber of Commerce.

By Senators Johnson and Whittow; co-sponsored by Representatives Shabaz and Grover.

Read.

By request of Senator Keppler, with unanimous consent, the joint resolution was considered for final action at this time.

Adopted.

By request of Senator Johnson, with unanimous consent, Senate Joint Resolution 95 was ordered immediately messaged.

Senate Joint Resolution 96

Relating to the life and public service of Colonel Alva E. Garey, former state senator.

By Senators Swan and Risser.

Read and adopted by unanimous rising vote.

Ordered immediately messaged.

BILLS INTRODUCED

Read first time and referred:

Senate Bill 763

Relating to permit juvenile court judges to name temporary substitutes.

By Senator Chilsen; co-sponsored by Representative Earl, by request of Marathon County Judge Robert Dean.

To committee on Judiciary.

COMMITTEE REPORT

The committee on Housing and Urban Development reports and recommends:

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Assembly Bill 247

Relating to composition of the boards of trustees of the public museum and public library in populous cities and county aid to the museum.

Concurrence; Ayes, 5; Noes, 0.

ARTHUR A. CIRILLI,
Chairman.

Senator Keppler called the chair's attention to **Senate Bill 213** which was made a special order of business on Friday, September 10, at 9:01 A.M.

Senate Bill 213

Relating to the establishment of the board of regents of the university of Wisconsin system, consolidating therein governing power over the university of Wisconsin and state university systems, eliminating the coordinating council for higher education, board of regents of the university of Wisconsin and board of regents of state universities, altering the membership of the board of vocational, technical and adult education, and transferring appropriations.

The question was: Adoption of senate amendment 6 to senate substitute amendment 5 to **Senate Bill 213**?

Adopted.

Senator Heinzen raised the point of order that senate amendment 7 to senate substitute amendment 5 was not germane.

The chair recessed the senate for ten minutes.

9:25 A.M.

RECESS

9:35 A.M.

The senate reconvened.

The chair ruled the point of order not well taken.

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The question was: Adoption of senate amendment 7 to senate substitute amendment 5 to Senate Bill 213?

Adopted.

Senator Chilsen moved reconsideration of the vote by which senate amendment 6 to senate substitute amendment 5 was adopted.

Senator Hollander asked unanimous consent that the motion to reconsider the vote on senate amendment 7 be laid on the table.

Senator Devitt objected.

Senator Hollander moved that the motion to reconsider the vote on adoption of senate amendment 7 be laid on the table.

The ayes and noes were demanded and the vote was: ayes, 24; noes, 9; absent or not voting, 0; as follows:

Ayes—Senators Bidwell, Cirilli, Dorman, Frank, Heinen, Hollander, Johnson, Kendzierski, Knowles, Knutson, Krueger, LaFave, Lorge, Lotto, McKenna, Martin, Parys, Peloquin, Risser, Roseleip, Schuele, Swan, Thompson and Whittow—24.

Noes—Senators Busby, Chilsen, Devitt, Keppler, Lipscomb, Lourigan, Murphy, Soik and Steinhilber—9.

Absent or not voting—None.

The motion prevailed.

The question was: Adoption of senate amendment 8 to senate substitute amendment 5 to Senate Bill 213?

Adopted.

Senator Parys moved reconsideration of the vote by which senate amendment 8 to senate substitute amendment 5 was adopted.

The ayes and noes were demanded and the vote was: ayes, 7; noes, 26; absent or not voting, 0; as follows:

Ayes—Senators Busby, Dorman, Frank, Parys, Peloquin, Risser and Thompson—7.

Noes—Senators Bidwell, Chilsen, Cirilli, Devitt, Heinen, Hollander, Johnson, Kendzierski, Keppler, Knowles,

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Knutson, Krueger, LaFave, Lipscomb, Lorge, Lotto, Lourigan, McKenna, Martin, Murphy, Roseleip, Schuele, Soik, Steinhilber, Swan and Whittow—26.

Absent or not voting—None.

The motion did not prevail.

Senate amendment 1 to senate amendment 9 to senate substitute amendment 5 to Senate Bill 213 offered by Senator Johnson.

The question was: Adoption of senate amendment 1 to senate amendment 9 to senate substitute amendment 5?

Adopted.

Senate amendment 2 to senate amendment 9 to senate substitute amendment 5 to Senate Bill 213 offered by Senator Johnson.

The question was: Adoption of senate amendment 2 to senate amendment 9 to senate substitute amendment 5?

Adopted.

Senator Keppler moved rejection of senate amendment 9 to senate substitute amendment 5 to Senate Bill 213.

The ayes and noes were demanded and the vote was: ayes, 10; noes, 21; absent or not voting, 2; as follows:

Ayes—Senators Busby, Keppler, Knowles, Knutson, LaFave, Lotto, Lourigan, Murphy, Roseleip and Swan—10.

Noes—Senators Bidwell, Chilsen, Cirilli, Dorman, Frank, Heinzen, Hollander, Johnson, Kendziorski, Krueger, Lipscomb, Lorge, McKenna, Martin, Parys, Peloquin, Risser, Schuele, Steinhilber, Thompson and Whittow—21.

Absent or not voting—Senators Devitt and Soik—2.

The motion did not prevail.

Senate amendment 3 to senate amendment 9 to senate substitute amendment 5 to Senate Bill 213 offered by Senator Johnson.

Senator Chilsen moved rejection of senate amendment 3 to senate amendment 9.

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The ayes and noes were demanded and the vote was: ayes, 12; noes, 20; absent or not voting 1; as follows:

Ayes—Senators Busby, Chilsen, Devitt, Keppler, Knowles, Knutson, LaFave, Lotto, Lourigan, Murphy, Roseleip and Swan—12.

Noes—Senators Bidwell, Cirilli, Dorman, Frank, Heinzen, Hollander, Johnson, Kendziorski, Krueger, Lipscomb, Lorge, McKenna, Martin, Parys, Peloquin, Risser, Schuele, Steinhilber, Thompson and Whittow—20.

Absent or not voting—Senator Soik—1.

The motion did not prevail.

By request of Senator Johnson, with unanimous consent, senate amendment 3 to senate amendment 9 to senate substitute amendment 5 was laid on the table.

Senate amendment 4 to senate amendment 9 to senate substitute amendment 5 to Senate Bill 213 offered by Senator Heinzen.

President pro tempore of the senate in the chair.

11:15 A.M.

President of the senate in the chair.

11:30 A.M.

The question was: Adoption of senate amendment 4 to senate amendment 9 to senate substitute amendment 5?

Adopted.

The question was: Adoption of senate amendment 9 to senate substitute amendment 5?

Adopted.

Senate amendment 10 to senate substitute amendment 5 to Senate Bill 213 offered by Senator Hollander.

Adopted.

Senate amendment 11 to senate substitute amendment 5 to Senate Bill 213 offered by Senator Knutson.

Senator Hollander moved rejection.

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Senator Heinzen moved that senate amendment 11 to senate substitute amendment 5 be laid on the table.

The ayes and noes were demanded and the vote was: ayes, 21; noes, 11; absent or not voting, 1; as follows:

Ayes—Senators Bidwell, Busby, Chilsen, Cirilli, Dorman, Frank, Heinzen, Hollander, Johnson, Kendziorski, Knowles, Krueger, Lotto, McKenna, Martin, Murphy, Peloquin, Risser, Schuele, Thompson and Whittow—21.

Noes—Senators Devitt, Keppler, Knutson, LaFave, Lipscomb, Lorge, Lourigan, Parys, Roseleip, Steinhilber and Swan—11.

Absent or not voting—Senator Soik—1.

The motion prevailed.

Senate amendment 12 to senate substitute amendment 5 to Senate Bill 213 offered by Senator Roseleip.

Senator McKenna raised the point of order that the amendment was not in its proper form.

By request of Senator Whittow, with unanimous consent, senate amendment 12 to senate substitute amendment 5 was laid on the table.

Senate amendment 13 to senate substitute amendment 5 to Senate Bill 213 offered by Senator Chilsen.

By request of Senator Johnson, with unanimous consent, the senate returned to the fourth order of business.

BILLS INTRODUCED

Read first time and referred:

Senate Bill 764

Relating to vehicles for which registration shall be refused by the division of motor vehicles.

By Senators LaFave, Parys, Kendziorski, Knowles and Keppler.

To committee on Transportation.

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Upon motion of Senator Keppler, with unanimous consent, the senate recessed until 2:00 P.M.

11:50 A.M.

RECESS

2:00 P.M.

The senate reconvened.

Senator Heinzen moved that senate amendment 13 to senate substitute amendment 5 to Senate Bill 213 be laid on the table.

The ayes and noes were demanded and the vote was: ayes, 20; noes, 12; absent or not voting, 1; as follows:

Ayes—Senators Bidwell, Cirilli, Dorman, Frank, Heinzen, Hollander, Johnson, Kendziorski, Knowles, Krueger, Lipscomb, Lorge, McKenna, Martin, Peloquin, R i s s e r, Schuele, Steinhilber, Thompson and Whittow—20.

Noes—Senators Busby, Chilsen, Devitt, Keppler, Knutson, LaFave, Lotto, Lourigan, Murphy, Parys, Roseleip and Swan—12.

Absent or not voting—Senator Soik—1.

The motion prevailed.

Senate amendment 14 to senate substitute amendment 5 to Senate Bill 213 offered by Senator Swan.

Senator Johnson moved rejection.

Senator Heinzen moved that senate amendment 14 be laid on the table.

The ayes and noes were demanded and the vote was: ayes, 20; noes, 12; absent or not voting, 1; as follows:

Ayes—Senators Bidwell, Cirilli, Dorman, Frank, Heinzen, Hollander, Johnson, Kendziorski, Knowles, Krueger, Lipscomb, Lorge, McKenna, Martin, Peloquin, R i s s e r, Schuele, Steinhilber, Thompson and Whittow—20.

Noes—Senators Busby, Chilsen, Devitt, Keppler, Knut-

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son, LaFave, Lotto, Lourigan, Murphy, Parys, Roseleip and Swan—12.

Absent or not voting—Senator Soik—1.

The motion prevailed.

Senate amendment 15 to senate substitute amendment 5 to Senate Bill 213 offered by Senators Knutson, Keppler and Lorge.

By request of Senator Johnson, with unanimous consent, senate amendment 15 was laid aside.

Senate amendment 16 to senate substitute amendment 5 to Senate Bill 213 offered by Senator Swan.

Senator Heinzen moved rejection.

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

Ayes—Senators Bidwell, Busby, Cirilli, Dorman, Frank, Heinzen, Hollander, Johnson, Kendziorski, Keppler, Knowles, Krueger, Lipscomb, Lorge, McKenna, Martin, Parys, Peloquin, Risser, Schuele, Steinhilber, Thompson and Whittow—23.

Noes—Senators Chilsen, Devitt, Knutson, Lotto, Lourigan, Murphy, Roseleip and Swan—8.

Absent or not voting—Senators LaFave and Soik—2.

The motion prevailed.

Senate amendment 17 to senate substitute amendment 5 to Senate Bill 213 offered by Senator Roseleip.

Senator Hollander moved rejection.

The ayes and noes were demanded and the vote was: ayes, 21; noes, 11; absent or not voting, 1; as follows:

Ayes—Senators Bidwell, Cirilli, Dorman, Frank, Heinzen, Hollander, Johnson, Kendziorski, Keppler, Knowles, Krueger, Lipscomb, Lorge, McKenna, Martin, Peloquin, Risser, Schuele, Steinhilber, Thompson and Whittow—21.

Noes—Senators Busby, Chilsen, Devitt, Knutson, LaFave, Lotto, Lourigan, Murphy, Parys, Roseleip and Swan—11.

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Absent or not voting—Senator Soik—1.

The motion prevailed.

By request of Senator Knutson, with unanimous consent, senate amendment 15 to senate substitute amendment 5 was considered for action at this time.

Senator Heinzen moved rejection of senate amendment 15.
The motion did not prevail.

The question was: Adoption of senate amendment 15 to senate substitute amendment 5?

The ayes and noes were demanded and the vote was: ayes, 21; noes, 11; absent or not voting, 1; as follows:

Ayes—Senators Busby, Chilsen, Cirilli, Devitt, Frank, Hollander, Johnson, Keppler, Knowles, Knutson, Krueger, LaFave, Lorge, Lotto, McKenna, Murphy, Parys, Roseleip, Steinhilber, Swan and Thompson—21.

Noes—Senators Bidwell, Dorman, Heinzen, Kendziorski, Lipscomb, Lourigan, Martin, Peloquin, Risser, Schuele and Whittow—11.

Absent or not voting—Senator Soik—1.

The motion prevailed.

Senate amendment 18 to senate substitute amendment 5 to Senate Bill 213 offered by Senator Devitt.

Senator McKenna moved that senate amendment 18 be laid on the table.

The ayes and noes were demanded and the vote was: ayes, 25; noes, 7; absent or not voting, 1; as follows:

Ayes—Senators Bidwell, Cirilli, Dorman, Frank, Heinzen, Hollander, Johnson, Kendziorski, Knowles, Krueger, LaFave, Lipscomb, Lorge, Lourigan, McKenna, Martin, Parys, Peloquin, Risser, Roseleip, Schuele, Steinhilber, Swan, Thompson and Whittow—25.

Noes—Senators Busby, Chilsen, Devitt, Keppler, Knutson, Lotto and Murphy—7.

Absent or not voting—Senator Soik—1.

The motion prevailed.

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Senate amendment 19 to senate substitute amendment 5 to Senate Bill 213 offered by Senators Murphy, Devitt and Lourigan.

Senator McKenna raised the point of order that senate amendment 19 was not germane.

The chair ruled the point of order well taken.

Senator Lorge appealed the ruling of the chair.

The ayes and noes were required and the vote was: ayes, 20; noes, 11; absent or not voting, 2; as follows:

Ayes—Senators Bidwell, Busby, Cirilli, Dorman, Frank, Heinzen, Hollander, Johnson, Kendziorski, Knowles, Lipscomb, McKenna, Martin, Parys, Peloquin, Risser, Schuele, Swan, Thompson and Whittow—20.

Noes—Senators Chilsen, Devitt, Keppler, Knutson, Krueger, Lorge, Lotto, Lourigan, Murphy, Roseleip and Steinhilber—11.

Absent or not voting—Senators LaFave and Soik—2.

The decision of the chair was sustained.

Senate amendment 20 to senate substitute amendment 5 to Senate Bill 213 offered by Senators Keppler, Knutson and Swan.

Senator Hollander in the chair.

3:15 P.M.

President of the senate in the chair.

3:30 P.M.

Senator Heinzen moved that senate amendment 20 be laid on the table.

Upon motion of Senator Swan, with unanimous consent, the senate recessed until 4:20 P.M.

3:40 P.M.

RECESS

1698

4:20 P.M.

The senate reconvened.

By request of Senator Soik, with unanimous consent, the journal showed that had he been in his seat he would have voted as follows on the following amendments to senate substitute amendment 5 to Senate Bill 213:

For adoption of senate amendment 9.

To table senate amendment 11.

To table senate amendment 13.

To table senate amendment 14.

For adoption of senate amendment 15.

For rejection of senate amendment 16.

For rejection of senate amendment 17.

To table senate amendment 18.

And to uphold the decision of the chair on senate amendment 19.

Senator Risser moved a

CALL OF THE SENATE

Which motion was supported.

The sergeant-at-arms was directed to close the doors and the clerk to call the roll.

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

Senators Bidwell, Busby, Chilsen, Cirilli, Devitt, Dorman, Frank, Heinzen, Hollander, Johnson, Kendziorski, Keppler, Knowles, Knutson, Krueger, LaFave, Lipscomb, Lorge, Lotto, Lourigan, McKenna, Martin, Murphy, Parys, Peloquin, Risser, Roseleip, Schuele, Soik, Steinhilber, Swan, Thompson and Whittow—33.

The question was: Shall senate amendment 20 be laid on the table?

The ayes and noes were demanded and the vote was: ayes, 16; noes, 17; absent or not voting, 0; as follows:

Ayes—Senators Bidwell, Cirilli, Dorman, Frank, Heinzen, Hollander, Kendziorski, Knowles, McKenna, Martin, Parys, Peloquin, Risser, Schuele, Thompson and Whittow—16.

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Noes—Senators Busby, Chilsen, Devitt, Johnson, Keppler, Knutson, Krueger, LaFave, Lipscomb, Lorge, Lotto, Lourigan, Murphy, Roseleip, Soik, Steinhilber and Swan—17.

Absent or not voting—None.

The motion did not prevail.

The question on which the call of the senate was put having been decided the call was raised.

Senator McKenna moved rejection of senate amendment 20.

Senator Kendziorski in the chair.

5:15 P.M.

President of the senate in the chair.

5:30 P.M.

Senator Whittow moved a

CALL OF THE SENATE

Which motion was supported.

The sergeant-at-arms was directed to close the doors and the clerk to call the roll.

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

Senators Bidwell, Busby, Chilsen, Cirilli, Devitt, Dorman, Frank, Heinzen, Hollander, Johnson, Kendziorski, Keppler, Knowles, Knutson, Krueger, LaFave, Lipscomb, Lorge, Lotto, Lourigan, McKenna, Martin, Murphy, Parys, Peloquin, Risser, Roseleip, Schuele, Soik, Steinhilber, Swan, Thompson and Whittow—33.

The ayes and noes were demanded and the vote was: ayes, 20; noes, 13; absent or not voting, 0; as follows:

Ayes—Senators Bidwell, Busby, Cirilli, Dorman, Frank, Heinzen, Hollander, Johnson, Kendziorski, Knowles, Krueger, Lorge, McKenna, Martin, Parys, Peloquin, Risser, Schuele, Thompson and Whittow—20.

Noes—Senators Chilsen, Devitt, Keppler, Knutson, La-

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Fave, Lipscomb, Lotto, Lourigan, Murphy, Roseleip, Soik, Steinhilber and Swan—13.

Absent or not voting—None.

The motion prevailed.

The question on which the call of the senate was put having been resolved the call was raised.

Senate amendment 21 to senate substitute amendment 5 to Senate Bill 213 offered by Senator Swan.

By request of Senator Swan, with unanimous consent, senate amendment 21 was laid aside.

Senate amendment 22 to senate substitute amendment 5 to Senate Bill 213 offered by Senator Chilsen.

By request of Senator Chilsen, with unanimous consent, senate amendment 22 was laid aside.

Senate amendment 23 to senate substitute amendment 5 to Senate Bill 213 offered by Senator Roseleip.

Senator Risser moved that senate amendment 23 be laid on the table.

The ayes and noes were demanded and the vote was: ayes, 20; noes, 13; absent or not voting, 0; as follows:

Ayes—Senators Bidwell, Busby, Chilsen, Cirilli, Dorman, Frank, Heinzen, Hollander, Johnson, Kendziorski, Knowles, Lipscomb, Lorge, McKenna, Martin, Pelouquin, Risser, Schuele, Thompson and Whittow—20.

Noes—Senators Devitt, Keppler, Knutson, Krueger, LaFave, Lotto, Lourigan, Murphy, Parys, Roseleip, Soik, Steinhilber and Swan—13.

Absent or not voting—None.

The motion prevailed.

AMENDMENTS OFFERED

Senate amendment 1 to senate substitute amendment 7 to Senate Bill 213 by Senator Keppler.

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By request of Senator Lorge, with unanimous consent, the following letter from Clarence Sturm was spread on the journal.

**A. STURM & SONS INC.
WHOLESALE PRODUCE
Manawa, Wisconsin**

September 14, 1971.

**Honorable Gerald Lorge
State Senator
State of Wisconsin
Madison, Wisconsin 53702**

Dear Jerry:

It certainly was most considerate of you and our mutual friend Assemblyman Byers to cite my election to the Chairmanship of the Aid Association for Lutherans Board of Directors in the records of the Wisconsin Legislature. Needless to say that I deeply appreciate this fine citation, both personally and on behalf of the Aid Association for Lutherans.

It was real generous of you to take your time to personally present the citation to me in the presence of President Walter Rugland and the members of the Advisory Council.

Please convey my thanks to the members of the Legislature who joined you in making this tribute possible.

With kindest regards.

Sincerely,

Clarence L. Sturm

By request of Senator Steinhilber, with unanimous consent, the senate adjourned in honor of the one hundredth anniversary of the Wisconsin State University at Oshkosh.

By request of Senator Peloquin, with unanimous consent, the senate also adjourned in honor of the Wisconsin Credit Union League.

By request of Senator Keppler, with unanimous consent, the senate also adjourned in honor of Senator Roseleip's mother's 90th birthday.

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Senator Johnson asked unanimous consent that the senate adjourn in memory of the 1971 Wisconsin State Budget. Senator Risser objected.

Upon motion of Senator Keppler, with unanimous consent, the senate adjourned until 9:00 A.M. Friday, September 17.

6:00 P.M.

INTRODUCTION OF GUESTS

Senator Steinhilber introduced Mrs. Walter Miller, Utica Township, Wisconsin.

Senator Schuele introduced Battalion Chiefs Richard Ramseyer and Bob McCam and Captains William Ualker, Anthony Joachimczyk and Florian Solzyk, firemen from the city of Milwaukee, Wisconsin.

Senator Krueger introduced Mr. Harvey Mason, President of Thorp Finance Corporation, Thorp, Wisconsin.

Senator Hollander introduced Mrs. Louis Kinyon, Rosendale, Wisconsin.

Senator McKenna introduced Mr. and Mrs. Wm. Korth, Lake Mills, Wisconsin.

Senator Johnson introduced Mr. De Haanstad, Eau Claire, Wisconsin.

Senator Keppler for Senator Soik introduced M. R. Boley, Fox Point, Wisconsin.

Senator Kendziorski introduced Marlyce Gajewski, Milwaukee, Wisconsin.

Senator LaFave introduced R. T. Wilson, Green Bay, Wisconsin.

Senator McKenna introduced Mr. Steve Adams, Gemutlichkeit Promoter, Jefferson, Wisconsin.