

JOURNAL OF THE ASSEMBLY (February 6, 1973)

STATE OF WISCONSIN

# Assembly Journal

Eighty-First Regular Session

---

TUESDAY, February 6, 1973.

10:00 A.M.

The assembly met.

The speaker in the chair.

The prayer was offered by Reverend Kenneth Atkins, pastor of Good Shepherd Wesleyan Methodist Church, 602 Acewood Boulevard, Madison, Wisconsin.

Representative Porter led the membership in reciting the pledge of allegiance to the flag of the United States of America.

The roll was taken.

The result follows:

Present -- Alberts, Atkinson, Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Bradley, Bruhy, Byers, Conradt, Conta, Cyrak, Czerwinski, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Earl, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, Gibson, Giese, Gower, Groshek, Grover, Hauke, Hephner, Jackamonis, Johnson, Kedrowski, Keegan, Kincaid, Kleczka, Klicka, Lallensack, Lewis, Looby, Luckhardt, McEssy, Matty, Menos, Merkel, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Niebler, Oberle, Oestreicher, Olson, O'Malley, Opitz, Otte, Pabst, Plewa, Porter, Quackenbush, Quinn, Roberts, Rogers, Rohner, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Schricker, Schroeder, Sensenbrenner, Shabaz, Sicula, Sweda, Swoboda, Tesmer, Thompson, Tobiasz, Tregoning, Tropman, Vanderperren, Wackett, Wahner, Ward, Wilcox, Willkom and Mr. Speaker -- 97.

Absent -- None.

Absent with leave -- Azim and Lewison -- 2.

AMENDMENTS OFFERED

Assembly amendment 2 to **Assembly Bill 219** offered by Representatives Gower and Duren.

Assembly amendment 1 to **Assembly Bill 84** offered by Representative Duren.

Assembly amendment 1 to **Assembly Bill 127** offered by Committee on Elections.

Assembly amendment 1 to **Assembly Bill 37** offered by Representative Atkinson.

Assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 106** offered by Representative Atkinson.

Assembly substitute amendment 1 to **Assembly Bill 123** offered by Representative Mittness.

Assembly amendment 1 to **Assembly Bill 11** offered by Representative Mittness.

Assembly amendment 1 to **Assembly Bill 119** offered by Representative Mittness.

Assembly amendment 1 to **Assembly Bill 144** offered by Representative Atkinson.

Assembly amendment 1 to **Assembly Bill 266** offered by Representative Tobiasz.

Assembly amendment 1 to **Assembly Bill 19** offered by Representative Sicula.

JOURNAL OF THE ASSEMBLY (February 6, 1973)

Assembly amendment 1 to **Assembly Bill 27** offered by Representatives Schricker and Byers.

Assembly amendment 3 to **Assembly Bill 219** offered by Representative Conta.

Assembly amendment 1 to **Assembly Bill 225** offered by Representative Keegan.

---

INTRODUCTION AND REFERENCE OF RESOLUTIONS

Read and referred:

**Assembly Resolution 18**

To amend assembly rule 20 (2) relating to minority party committee appointments.

---

Analysis by the Legislative Reference Bureau

In announcing his appointments to the standing committees of the 1973 Wisconsin assembly, Speaker Anderson stated that he "honored the requests of the minority leadership in making committee assignments".

This proposal would amend the assembly rules so that, in the future, the speaker would determine the number of members of each standing committee and the number of seats to be given to representatives of the minority party, and the minority leader would make the actual committee appointments for the members of his caucus within the numbers designated by the speaker.

JOURNAL OF THE ASSEMBLY (February 6, 1973)

Resolved by the assembly, That:

Assembly rule 20 (2) is amended to read:

Assembly Rule 20 (2) Unless otherwise designated, ~~the~~:

(a) The number of members on the each committee shall be determined by the speaker, together with the allocation of such number between members of the majority party and members of the minority party.

(b) The speaker shall make all committee appointments of members of the majority party, and the first-named person of each standing committee shall be the chairman and the second-named person shall be the vice chairman.

(c) The minority leader shall make all committee appointments of members of the minority party, and the first-named person of each standing committee shall be the ranking minority member.

By Representatives BALDUS, ANDERSON, EARL, SHABAZ, THOMPSON and SWEDA.

To Calendar.

**Assembly Joint Resolution 31**

Requesting the congress to propose for ratification by the states an amendment to the U.S. constitution providing that the U.S. constitution shall not prohibit the states from protecting the lives of unborn children beginning with the time of conception.

By Representatives ROGERS, DUREN, HEPHNER, KLECZKA, NIEBLER, KEEGAN, OTTE, SWOBODA, KLICKA, CONRADT, MERKEL, WACKETT, LEWIS, MATTY, KINCAID, AZIM, LEWISON, GIBSON, GOWER, LUCKHARDT, DORFF, BOLLE, VANDERPERREN, O'MALLEY, ALBERTS, PLEWA, BEHNKE, MENOS, GROSHEK, MOHN, ROTH, MC ESSY, SHABAZ, TREGONING, PORTER, TOBIASZ and OBERLE; co-sponsored by Senators LORGE, DEVITT, LA FAVE, MARTIN, MURPHY, KNUTSON, CHILSEN, STEINHILBER and SCHUELE.

To committee on Judiciary.

**Assembly Joint Resolution 32**

Relating to property tax exemption (1st consideration).

By Representatives SENSENBRENNER, BRADLEY, ELLIS, WILCOX, BYERS, SCHRICKER, KINCAID, GIBSON, DONOGHUE, LEWISON, KLICKA, TREGONING, OPITZ, CYRAK, LUCKHARDT, ROHNER, PORTER, ALBERTS, MC ESSY, WACKETT, MERKEL, SHABAZ, GOWER, LEWIS, SCHROEDER and MATTY.

To Joint Survey Committee on Tax Exemptions.

**Assembly Joint Resolution 33**

Providing for an advisory referendum on the question of reviving the death penalty in this state.

By Representatives KLICKA, LEWIS, CONRADT, WILLKOM, SCHRICKER, VANDERPERREN, WILCOX and MATTY; co-sponsored by Senators J. SWAN, ROSELEIP, THENO, KNUTSON and LA FAVE.

To committee on State Affairs.

**Assembly Joint Resolution 34**

Directing the legislative council to study antitrust laws, predatory pricing practices and monopolistic business practices.

By Representatives JACKAMONIS, BERGER and TROPMAN.

To committee on Commerce and Consumer Affairs.

INTRODUCTION AND REFERENCE OF BILLS

Read first time and referred:

**Assembly Bill 340**

Relating to eligibility for homestead tax relief.

By Representative GOWER.

To committee on Taxation.

**Assembly Bill 341**

Relating to fees collected for publication of motor carrier rates and tariffs.

By Representative NAGER.

To committee on Highways.

**Assembly Bill 342**

Establishing a requirement that all territory in this state be in school districts operating both elementary and high school grades by July 1, 1976.

By Representatives FERRALL, KEDROWSKI,  
QUACKENBUSH and PLEWA.

To committee on Education.

**Assembly Bill 343**

Relating to open housing.

By Representatives BARBEE, WAHNER, EARL,  
SANASARIAN, ANDERSON, ROGERS, JACKAMONIS,  
TOBIASZ, OESTREICHER, ELCONIN, LOOBY, MUNTS,  
GROVER, SICULA, CONTA, TROPMAN and MILLER; co-  
sponsored by Senators M. SWAN, THOMPSON, CHILSEN and  
DORMAN, by request of the Department of Industry, Labor and  
Human Relations.

To committee on Judiciary.

**Assembly Bill 344**

Relating to public school district accreditation.

By Representatives GROVER, FERRALL, KEDROWSKI and  
PLEWA.

To committee on Education.

JOURNAL OF THE ASSEMBLY (February 6, 1973)

**Assembly Bill 345**

Relating to maximum size of liquor containers.

By Representatives MOLINARO and DORFF, by request of R. Tenuta and T. Anthony.

To committee on Excise and Fees.

**Assembly Bill 346**

Relating to extending the city initiative to include counties, villages and towns.

By Representatives SENSENBRENNER, MENOS and NIEBLER; co-sponsored by Senator MURPHY.

To committee on Municipalities.

**Assembly Bill 347**

Permitting savings and loan associations to make consumer loans.

By Representatives SICULA, VANDERPERREN, KLICKA and WACKETT, by request of Wisconsin Savings and Loan League.

To committee on Insurance and Banking.

**Assembly Bill 348**

Relating to counting shared-time pupils for state school aids purposes and making an appropriation.

By Representative QUACKENBUSH; co-sponsored by Senator JOHNSON.

To committee on Education.

**Assembly Bill 349**

Relating to right turning at intersections after stopping and yielding the right-of-way.

By Representatives O'MALLEY, VANDERPERREN, LOOBY, BOLLE, BRADLEY, SCHRICKER, ROONEY, KEDROWSKI and MOHN.

To committee on Highways.

**Assembly Bill 350**

Relating to exhibiting harmful materials at outdoor theaters to minors not in the theater.

By Representatives DORFF, DUREN, KLICKA and KLECZKA.

To committee on Judiciary.

JOURNAL OF THE ASSEMBLY (February 6, 1973)

**Assembly Bill 351**

Relating to creation of river basin authorities.

By Representatives MOLINARO, DGRFF and TOBIASZ; co-sponsored by Senator LA FOLLETTE, by request of the Environmental Control Commission for the City of Kenosha, Peter Nedweski, Chairman.

To committee on Natural Resources.

**Assembly Bill 352**

Relating to registration of mineral rights separate from surface fees ownership and providing a registration fee.

By Representatives ANDERSON, DAY, OBERLE, MURRAY, EARLY, KEDROWSKI, LALLENSACK, MOHN, KEEGAN, GROSHEK, DUEHOLM, SCHRICKER, DONOGHUE, BRADLEY, KINCAID, OLSON, WILLKOM, MATTY, VANDERPERREN, BOLLE, EARL, MITTNESS, SCHNEIDER, SWEDA, BALDUS and SCHROEDER; co-sponsored by Senators CHILSEN, THENO, KRUEGER, PELOQUIN, BABLITCH, JOHNSON and MC KENNA.

To committee on Natural Resources.

**Assembly Bill 353**

Relating to mutual savings banks loans, deposits, reserves and bank stations and branches.

By Representatives JOHNSON, O'MALLEY, VANDERPERRÉN, SCHRICKER, DAY, MITTNESS, CONTA, LEWISON, GIESE and MURRAY; co-sponsored by Senators RISSER and FRANK.

To committee on Insurance and Banking.

**Assembly Bill 354**

Relating to corporate farming.

By Representatives DAY, OBERLE, WILLKOM, SCHRICKER, O'MALLEY, VANDERPERRÉN, BOLLE, BYERS, ALBERTS, DUREN, BALDUS, MOHN, KEDROWSKI, EVERSON, KEEGAN, EARL, ROBERTS, EARLY, SWEDA, ROGERS, GROSHEK, LEWISON and QUACKENBUSH; co-sponsored by Senators CHILSEN, KRUEGER, THENO and MC KENNA.

To committee on Agriculture.



JOURNAL OF THE ASSEMBLY (February 6, 1973)

**Assembly Bill 355**

Relating to various changes in the Wisconsin consumer act.

By LEGISLATIVE COUNCIL.

To committee on Commerce and Consumer Affairs.

**Assembly Bill 356**

Relating to expanding the powers of the joint committee for review of administrative rules and increasing its membership.

By LEGISLATIVE COUNCIL.

To committee on Judiciary.

**Assembly Bill 357**

Relating to school board elections and officials, and duties of school district clerks.

By LEGISLATIVE COUNCIL.

To committee on Education.

**Assembly Bill 358**

Relating to private employe welfare, pension and profit-sharing retirement funds, granting rule-making authority, making an appropriation and providing penalties.

By LEGISLATIVE COUNCIL.

To committee on Labor.

**Assembly Bill 359**

Relating to tuition-free education for undergraduate resident students at the university of Wisconsin system, tuition grants to undergraduate resident students attending out-of-state schools and making an appropriation.

By Representative BARBEE.

To committee on Education.

**Assembly Bill 360**

Relating to regulating products containing lead, granting rule-making authority and providing a penalty.

By Representatives BARBEE, TOBIASZ and ROGERS.

To committee on Health and Social Services.

**Assembly Bill 361**

Requiring minority group culture or history courses for teacher certification.

## JOURNAL OF THE ASSEMBLY (February 6, 1973)

By Representatives BARBEE and ROGERS; co-sponsored by Senator LA FOLLETTE.

To committee on Education.

### **Assembly Bill 362**

Relating to right turning at intersections after stopping and yielding the right-of-way.

By Representatives BARBEE and ROGERS.

To committee on Highways.

### **Assembly Bill 363**

Relating to the establishment of a program of intrastate retirement reciprocity.

By Representatives BALDUS, LOOBY, JACKAMONIS, DAY, EARL, SWEDA, GROSHEK, MILLER, GROVER, MOLINARO, JOHNSON, MUNTS, PLEWA and EARLY; co-sponsored by Senators LA FAVE and DEVITT.

To Joint Survey Committee on Retirement Systems.

### **Assembly Bill 364**

Relating to public service commission regulation of cable TV, and providing penalties.

By Representative SANASARIAN.

To committee on State Affairs.

---

## COMMITTEE REPORTS

The committee on Revisions, Repeals, and Uniform Laws reports and recommends:

### **Assembly Bill 2**

Relating to the authority of the revisor of statutes to merge nonconflicting acts into the statutes for printing purposes.

Passage: Ayes (5) Noes: (0)

GERALD D. KLECZKA,

Assembly Chairman

ROBERT P. KNOWLES,

Senate Chairman

The committee on Elections reports and recommends:

### **Assembly Bill 88**

Relating to a free voter registry list for candidates.

JOURNAL OF THE ASSEMBLY (February 6, 1973)

Passage: Ayes: (7) Noes: (0)

**Assembly Bill 89**

Relating to affidavits by registered voters on a late voter registration card for an elector.

Introduction and Adoption of Assembly Amendment 1

Ayes: (7) Noes: (0)

Passage:

Ayes: (6) Noes: (1)

JOHN C. OESTREICHER,  
Chairman

---

MESSAGE FROM THE SENATE

By William P. Nugent, chief clerk.

Mr. Speaker:

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

**Assembly Joint Resolution 26; and**

Motions under joint rule 26:

A Joint Certificate of Commendation by Representatives Gibson and Roberts; co-sponsored by Senator Knutson for Esther M. Domke on her retirement as county clerk of La Crosse County;

A Joint Certificate of Commendation by Representatives Gibson and Roberts; co-sponsored by Senator Knutson for Julian Johnson on his retirement as county treasurer of La Crosse County; and

A Joint Certificate of Condolence by the Entire Membership of the Assembly; co-sponsored by Senators Lorge and Steinhilber for Representative Ervin Conradt and family on the occasion of Mrs. Conradt's death.

Adopted and asks concurrence in:

Motions under joint rule 26:

## JOURNAL OF THE ASSEMBLY (February 6, 1973)

A Joint Certificate of Condolence by the Entire Membership of the Senate; co-sponsored by Representatives Thompson, Lewison, Tregoning, Schricker, Quackenbush and Gibson to Representative Vernon W. Thomson and family on the occasion of the death of Mrs. Helen Thompson; and

A Joint Certificate of Commendation by Senator Peloquin; co-sponsored by Representative Willkom to Daniel Farley for outstanding services to his community and good citizenship.

Representative Earl asked unanimous consent that the motions on the senate message be taken up en masse. Granted.

The question was: Concurrence?

Motion carried.

Representative Earl asked unanimous consent that the rules be suspended and that the assembly's action on the motions be immediately messaged to the senate. Granted.

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

---

### MOTION UNDER JOINT RULE 26

The State of Wisconsin \* \* \* Citation by the Legislature

Know you by these presents:

Whereas, Patrolman Gerald William Hempe, 31, of the Milwaukee Police Department, was killed in the line of duty on Wednesday night, January 31; and

Whereas, Patrolman Hempe was brutally assaulted and murdered while attempting with his partner, Officer Charles Smith, to perform his official duties; and

Whereas, Gerald Hempe was known by his colleagues as a "worker" who brought great enthusiasm and dedication to his job; and

Whereas, Mr. Hempe was engaged in performing his responsibilities to the community and the state to protect and defend its citizens; and

## JOURNAL OF THE ASSEMBLY (February 6, 1973)

Whereas, the legislature is outraged and deeply saddened to learn of the death of Patrolman Hempe, and in recognition of his life and public service; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative Tesmer and Senator Frank, under Joint Rule 26, offer their sincere condolences to his mother, Mrs. Helen Hempe, and the family.

Representative Earl asked unanimous consent that the entire membership of the assembly be made co-authors of the motions under joint rule 26. Granted.

---

### MOTION UNDER JOINT RULE 26

The State of Wisconsin \* \* \* Citation by the Legislature

Know you by these presents:

Whereas, Officer Charles T. Smith, 24, of the Milwaukee Police Department, was killed in the line of duty Wednesday night, January 31; and

Whereas, Officer Smith was brutally assaulted and murdered while attempting with his partner, Patrolman Gerald Hempe, to perform his official duties; and

Whereas, Charles Smith, a native of Fayette County, Alabama, was a man of quiet speech and dedication to his profession; and

Whereas, Mr. Smith was engaged in performing his responsibilities to the community and the state to protect and defend its citizens; and

Whereas, the legislature is outraged and deeply saddened to learn of the death of Officer Smith, and in recognition of his life and public service; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative Tesmer and Senator Frank, under Joint Rule 26, extend their sincere condolences to his wife, Mrs. Jennifer Smith, and to the family.

JOURNAL OF THE ASSEMBLY (February 6, 1973)

The question was: Adoption?

Motion carried.

Representative Earl asked unanimous consent that the rules be suspended and that the assembly's action on the motions be immediately messaged to the senate. Granted.

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

---

MOTIONS

Representative Shabaz asked unanimous consent that **Assembly Joint Resolution 1** be withdrawn from the Joint Survey Committee on Tax Exemptions and be referred to the calendar.

Representative Berger objected.

Representative Shabaz moved that **Assembly Joint Resolution 1** be withdrawn from the Joint Survey Committee on Tax Exemptions and be referred to the calendar.

---

POINT OF ORDER

Representative Berger rose to the point of order that the motion was out of order under Wisconsin Statutes 13.52 (6).

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

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

The speaker ruled the point of order not well taken.

The question was: Shall **Assembly Joint Resolution 1** be withdrawn from the Joint Survey Committee on Tax Exemptions and be referred to the calendar?

JOURNAL OF THE ASSEMBLY (February 6, 1973)

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Bradley, Bruhy, Byers, Conradt, Cyrak, DeLong, Donoghue, Duren, Ellis, Everson, Gibson, Giese, Gower, Hephner, Kincaid, Klicka, Lallensack, Lewis, Looby, Luckhardt, McEssy, Matty, Merkel, Mohn, Niebler, Olson, Opitz, Porter, Quackenbush, Quinn, Rohner, Roth, Schricker, Schroeder, Sensenbrenner, Shabaz, Swoboda, Thompson, Tregoning, Wackett, Ward and Wilcox -- 44.

Noes -- Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Conta, Czerwinski, Day, Dorff, Dueholm, Earl, Early, Elconin, Ferrall, Flintrop, Groshek, Grover, Hauke, Jackamonis, Johnson, Kedrowski, Keegan, Kleczka, Menos, Mielke, Miller, Mittness, Molinaro, Munts, Murray, Nager, Oberle, Oestreicher, O'Malley, Otte, Pabst, Plewa, Roberts, Rogers, Rooney, Rutkowski, Sanasarian, Schneider, Sicula, Sweda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Willkom and Mr. Speaker -- 53.

Absent or not voting -- Azim and Lewison -- 2.

Motion failed.

Representative Merkel asked unanimous consent that **Assembly Joint Resolution 31** be withdrawn from the committee on Judiciary and be referred to the calendar.

Representative Barbee objected.

Representative Merkel moved that the rules be suspended and that **Assembly Joint Resolution 31** be withdrawn from the committee on Judiciary and referred to the calendar.

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

The question was: Shall the rules be suspended and that **Assembly Joint Resolution 31** be withdrawn from the committee on Judiciary and referred to the calendar?

The roll was taken.

The result follows:

JOURNAL OF THE ASSEMBLY (February 6, 1973)

Ayes -- Alberts, Atkinson, Barczak, Bradley, Bruhy, Conradt, Dorff, Duren, Ellis, Gibson, Gower, Hephner, Keegan, Kincaid, Kleczka, Klicka, Lallensack, Lewis, Luckhardt, McEssy, Matty, Menos, Merkel, Niebler, Oberle, Olson, Opitz, Otte, Plewa, Porter, Quackenbush, Quinn, Rohner, Roth, Schroeder, Sensenbrenner, Shabaz, Swoboda, Thompson, Tregoning, Wackett, Wahner and Wilcox -- 43.

Noes -- Baldus, Barbee, Behnke, Berger, Bolle, Byers, Conta, Cyrak, Day, DeLong, Donoghue, Dueholm, Earl, Early, Elconin, Everson, Ferrall, Flintrop, Giese, Groshek, Grover, Hauke, Jackamonis, Johnson, Kedrowski, Looby, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Oestreicher, O'Malley, Pabst, Roberts, Rogers, Rooney, Rutkowski, Sanasarian, Schneider, Schricker, Sicula, Sweda, Tesmer, Tobiasz, Tropman, Vanderperren, Ward, Willkom and Mr. Speaker -- 53.

Absent or not voting -- Azim, Czerwinski and Lewison -- 3.

Motion failed.

-----  
MOTION UNDER JOINT RULE 26

The State of Wisconsin \* \* \* Citation by the Legislature

Know you by these presents:

Whereas, the Air Force has officially confirmed the death of Captain Lance Sijan of Milwaukee as a casualty of the conflict in Southeast Asia; and

Whereas, Captain Sijan was listed as missing in action for five years after being shot down on a mission over Laos in 1968; and

Whereas, he was an outstanding young man, being president of his class at Bay View High School, an All-City football end, lead player in dramatic productions; and

Whereas, Lance Sijan was class speaker at his graduation, recipient of his high school's highest award for all-around excellence, and after graduation attended the Air Force Academy; and



JOURNAL OF THE ASSEMBLY (February 6, 1973)

Whereas, the family's courage through this long ordeal is commendable; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representatives Tesmer and Rutkowski and Senator Frank, under Joint Rule 26, pay tribute to the memory of Lance Sijan and extend their sincere condolences to Mr. and Mrs. Sylvester Sijan and family at this time of grief.

Representative Rutkowski asked unanimous consent to be made a co-author of the motion under joint rule 26. Granted.

The question was: Adoption?

Motion carried.

Representative Earl asked unanimous consent that the rules be suspended and that the assembly's action on the motion be immediately messaged to the senate. Granted.

Representative Gower asked unanimous consent that **Assembly Resolution 17** be withdrawn from the committee on Health and Social Services and be taken up at this time.

Representative Czerwinski objected.

Representative Gower moved that the rules be suspended and that **Assembly Resolution 17** be withdrawn from the committee on Health and Social Services and be taken up at this time.

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

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

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

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

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

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

## JOURNAL OF THE ASSEMBLY (February 6, 1973)

The question was: Shall the rules be suspended and **Assembly Resolution 17** be withdrawn from the committee on Health and Social Services and be taken up at this time?

The roll was taken.

The result follows:

Ayes -- Alberts, Bradley, Bruhy, Conradt, DeLong, Ellis, Gibson, Giese, Gower, Hephner, Kincaid, Klicka, Lewis, Luckhardt, McEssy, Matty, Menos, Merkel, Niebler, Olson, Opitz, Porter, Quackenbush, Quinn, Rohner, Roth, Schricker, Schroeder, Sensenbrenner, Shabaz, Swoboda, Thompson, Tregoning, Vanderperren, Wackett and Wilcox -- 36.

Noes -- Atkinson, Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Byers, Conta, Cyrak, Czerwinski, Day, Donoghue, Dorff, Dueholm, Duren, Earl, Early, Elconin, Everson, Ferrall, Flintrop, Groshek, Grover, Hauke, Jackamonis, Johnson, Kedrowski, Keegan, Kleczka, Lallensack, Looby, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Oberle, Oestreicher, O'Malley, Otte, Pabst, Plewa, Roberts, Rogers, Rooney, Rutkowski, Sanasarian, Schneider, Sricula, Sweda, Tesmer, Tobiasz, Tropman, Wahner, Ward, Willkom and Mr. Speaker -- 61.

Absent or not voting -- Azim and Lewison -- 2.

Motion failed.

---

### CALENDAR OF THURSDAY, FEBRUARY 1, 1973

---

#### THIRD READING OF ASSEMBLY BILLS

##### **Assembly Joint Resolution 6**

Relating to the authorization of bingo for certain purposes (2nd consideration).

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

POINT OF ORDER

Representative Kleczka rose to the point of order that the previous speaker's time had elapsed under Assembly Rule 61.

The speaker ruled the point of order well taken.

Representative Mittness asked unanimous consent to conclude his remarks. Granted.

Representative Dorff moved that **Assembly Joint Resolution 6** be referred to the joint committee on Finance.

The question was: Shall **Assembly Joint Resolution 6** be referred to the joint committee on Finance?

The roll was taken.

The result follows:

Ayes -- Bruhy, Cyrak, Dorff, Dueholm, Earl, Everson, Ferrall, Giese, Johnson, Kedrowski, Kincaid, Lallensack, Luckhardt, Merkel, Miller, Mittness, Molinaro, Munts, Nager, Oestreicher, O'Malley, Otte, Quackenbush, Rohner, Sanasarian, Schneider, Shabaz, Tregoning, Wackett and Mr. Speaker -- 30.

Noes -- Alberts, Atkinson, Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Bradley, Byers, Conradt, Conta, Czerwinski, Day, DeLong, Donoghue, Duren, Early, Elconin, Ellis, Flintrop, Gibson, Gower, Groshek, Grover, Hauke, Hephner, Jackamonis, Keegan, Kleczka, Klicka, Lewis, Looby, McEssy, Matty, Menos, Mielke, Mohn, Murray, Niebler, Oberle, Olson, Opitz, Pabst, Plewa, Porter, Quinn, Roberts, Rogers, Rooney, Roth, Rutkowski, Schricker, Schroeder, Sensenbrenner, Sricula, Sweda, Swoboda, Tesmer, Thompson, Tropman, Vanderperren, Wahner, Ward, Wilcox and Willkom -- 66.

Absent or not voting -- Azim, Lewison and Tobiasz -- 3.

Motion failed.

Representative Molinaro moved rejection of **Assembly Joint Resolution 6**.

JOURNAL OF THE ASSEMBLY (February 6, 1973)

The question was: Shall Assembly Joint Resolution 6 be rejected?

The roll was taken.

The result follows:

Ayes -- Bruhy, Cyrak, Dorff, Dueholm, Earl, Everson, Ferrall, Giese, Johnson, Kedrowski, Kincaid, Klicka, Lallensack, Lewis, Luckhardt, Merkel, Miller, Mittness, Molinaro, Munts, Nager, Niebler, Oestreicher, O'Malley, Otte, Quackenbush, Rohner, Sanasarian, Schneider, Shabaz, Tregoning, Wackett and Mr. Speaker -- 33.

Noes -- Alberts, Atkinson, Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Bradley, Byers, Conradt, Conta, Czerwinski, Day, DeLong, Donoghue, Duren, Early, Elconin, Ellis, Flintrop, Gibson, Gower, Groshek, Grover, Hauke, Hephner, Jackamonis, Keegan, Kleczka, Looby, McEssy, Matty, Menos, Mielke, Mohn, Murray, Oberle, Olson, Opitz, Pabst, Plewa, Porter, Quinn, Roberts, Rogers, Rooney, Roth, Rutkowski, Schricker, Schroeder, Sensenbrenner, Sicula, Sweda, Swoboda, Tesmer, Thompson, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Wilcox and Willkom -- 64.

Absent or not voting -- Azim and Lewison -- 2.

Motion failed.

The question was: Assembly Joint Resolution 6 having been read three times, shall the joint resolution be adopted?

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Bradley, Byers, Conradt, Conta, Czerwinski, Day, DeLong, Donoghue, Duren, Early, Elconin, Ellis, Flintrop, Gibson, Gower, Groshek, Grover, Hauke, Hephner, Jackamonis, Keegan, Kleczka, Looby, McEssy, Matty, Menos, Mielke, Mittness, Mohn, Murray, Oberle, Olson, Opitz, Pabst, Plewa, Porter, Quinn, Roberts, Rogers, Rooney, Roth, Rutkowski, Schricker, Schroeder,

JOURNAL OF THE ASSEMBLY (February 6, 1973)

Sensenbrenner, Sicula, Sweda, Swoboda, Tesmer, Thompson, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Wilcox and Willkom -- 65.

Noes -- Bruhy, Cyrak, Dorff, Dueholm, Earl, Everson, Ferrall, Giese, Johnson, Kedrowski, Kincaid, Klicka, Lallensack, Lewis, Luckhardt, Merkel, Miller, Molinaro, Munts, Nager, Niebler, Oestreicher, O'Malley, Otte, Quackenbush, Rohner, Sanasarian, Schneider, Shabaz, Tregoning, Wackett and Mr. Speaker -- 32.

Absent or not voting -- Azim and Lewison -- 2.

Motion carried.

Representative Mittness moved reconsideration of the vote by which **Assembly Joint Resolution 6** was adopted. Entered.

Representative Kleczka moved that the rules be suspended and that the motion for reconsideration be taken up at this time.

The question was: Shall the rules be suspended and that the motion for reconsideration of the vote by which **Assembly Joint Resolution 6** was adopted be taken up at this time?

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Bradley, Bruhy, Byers, Conratt, Conta, Czerwinski, Day, DeLong, Duren, Early, Elconin, Ellis, Flintrop, Gower, Groshek, Grover, Hauke, Hephner, Jackamonis, Keegan, Kincaid, Kleczka, Klicka, Lallensack, Looby, Luckhardt, McEssy, Matty, Menos, Mielke, Mohn, Murray, Oberle, Olson, O'Malley, Opitz, Pabst, Plewa, Porter, Quinn, Roberts, Rogers, Rohner, Rooney, Roth, Rutkowski, Schneider, Schricker, Schroeder, Sensenbrenner, Sicula, Sweda, Swoboda, Tesmer, Thompson, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Wilcox and Willkom -- 70.

Noes -- Cyrak, Donoghue, Dorff, Dueholm, Earl, Everson, Ferrall, Giese, Johnson, Kedrowski, Lewis, Merkel, Miller, Mittness, Molinaro, Munts, Nager, Niebler, Oestreicher, Otte, Quackenbush, Sanasarian, Shabaz, Tregoning, Wackett and Mr. Speaker -- 26.

Absent or not voting -- Azim, Gibson and Lewison -- 3.

JOURNAL OF THE ASSEMBLY (February 6, 1973)

Motion carried.

The question was: Shall the vote by which **Assembly Joint Resolution 6** was adopted be reconsidered?

The roll was taken.

The result follows:

Ayes -- Bruhy, Cyrak, DeLong, Dorff, Dueholm, Earl, Everson, Ferrall, Giese, Johnson, Kedrowski, Keegan, Kincaid, Klicka, Lewis, Luckhardt, Merkel, Miller, Mittness, Molinaro, Munts, Nager, Niebler, Oestreicher, O'Malley, Otte, Quackenbush, Rooney, Sanasarian, Schneider, Shabaz, Tregoning, Wackett, Ward and Mr. Speaker -- 35.

Noes -- Alberts, Atkinson, Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Bradley, Byers, Conrad, Conta, Czerwinski, Day, Donoghue, Duren, Early, Elconin, Ellis, Flintrop, Gibson, Gower, Groshek, Grover, Hauke, Hephner, Jackamonis, Kleczka, Lallensack, Looby, McEssy, Matty, Menos, Mielke, Mohn, Murray, Oberle, Olson, Opitz, Pabst, Plewa, Porter, Quinn, Roberts, Rogers, Rohner, Roth, Rutkowski, Schricker, Schroeder, Sensenbrenner, Sicula, Sweda, Swoboda, Tesmer, Thompson, Tobiasz, Tropman, Vanderperren, Wahner, Wilcox and Willkom -- 62.

Absent or no voting -- Azim and Lewison -- 2.

Motion failed.

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

---

CALENDAR OF FRIDAY, FEBRUARY 2, 1973

---

CONSIDERATION OF MOTIONS  
FOR RECONSIDERATION

**Assembly Joint Resolution 12**

Relating to internal improvements (1st consideration).

JOURNAL OF THE ASSEMBLY (February 6, 1973)

Representative Shabaz asked unanimous consent to conclude his remarks. Granted.

Representative Niebler asked unanimous consent to conclude his remarks. Granted.

The question was: Shall the vote by which **Assembly Joint Resolution 12** was ordered to a third reading be reconsidered?

The roll was taken.

The result follows:

Ayes -- Alberts, Bradley, Bruhy, Byers, Conradt, Cyrak, Day, DeLong, Donoghue, Duren, Gibson, Giese, Groshek, Hephner, Kedrowski, Kincaid, Klicka, Lewis, Luckhardt, McEssy, Matty, Merkel, Mittness, Mohn, Niebler, Oberle, Olson, Opitz, Porter, Quackenbush, Quinn, Rohner, Rooney, Roth, Schricker, Schroeder, Sensenbrenner, Shabaz, Thompson, Tregoning, Wackett, Wilcox and Willkom -- 43.

Noes -- Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Conta, Czerwinski, Dorff, Dueholm, Earl, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, Gower, Grover, Hauke, Jackamonis, Johnson, Keegan, Kleczka, Lallensack, Looby, Menos, Mielke, Miller, Molinaro, Munts, Murray, Nager, Oestreicher, O'Malley, Otte, Pabst, Plewa, Roberts, Rogers, Rutkowski, Sanasarian, Schneider, Sicula, Sweda, Swoboda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward and Mr. Speaker -- 53.

Absent or not voting -- Atkinson, Azim and Lewison -- 3.

Motion failed.

The question was: **Assembly Joint Resolution 12** having been read three times, shall the joint resolution be adopted?

The roll was taken.

The result follows:

Ayes -- Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Conta, Czerwinski, Dorff, Dueholm, Earl, Early, Elconin, Everson, Ferrall, Flintrop, Grover, Hauke, Hephner, Jackamonis, Johnson, Keegan, Kincaid, Kleczka, Lallensack, Looby, McEssy, Menos Mielke,

JOURNAL OF THE ASSEMBLY (February 6, 1973)

Miller, Molinaro, Munts, Nager, Oestreicher, O'Malley, Otte, Pabst, Plewa, Roberts, Rogers, Rutkowski, Sanasarian, Schneider, Sicula, Sweda, Swoboda, Tesmer, Thompson, Tobiasz, Tropman, Vanderperren, Wahner, Ward and Mr. Speaker -- 54.

Noes -- Alberts, Bradley, Bruhy, Byers, Conradt, Cyrak, Day, DeLong, Donoghue, Duren, Ellis, Gibson, Giese, Gower, Groshek, Kedrowski, Klicka, Lewis, Luckhardt, Matty, Merkel, Mittness, Mohn, Murray, Niebler, Oberle, Olson, Opitz, Porter, Quackenbush, Quinn, Rohner, Rooney, Roth, Schricker, Schroeder, Sensenbrenner, Shabaz, Tregoning, Wackett, Wilcox and Willkom -- 42.

Absent or not voting -- Atkinson, Azim and Lewison -- 3.

Motion carried.

Representative Earl moved that the rules be suspended, and that **Assembly Joint Resolution 12** be immediately messaged to the Senate.

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

The question was: Shall the rules be suspended and that **Assembly Joint Resolution 12** be immediately messaged to the senate?

The roll was taken.

The result follows:

Ayes -- Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Conta, Czerwinski, Dorff, Dueholm, Earl, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, Grover, Hauke, Hephner, Jackamonis, Johnson, Keegan, Kleczka, Lallensack, Looby, Menos, Mielke, Miller, Molinaro, Munts, Nager, Oestreicher, O'Malley, Otte, Pabst, Plewa, Roberts, Rogers, Rooney, Rutkowski, Sanasarian, Schneider, Sicula, Sweda, Swoboda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward and Mr. Speaker -- 53.

Noes -- Alberts, Bradley, Bruhy, Byers, Conradt, Cyrak, Day, DeLong, Donoghue, Duren, Gibson, Giese, Gower, Groshek, Kedrowski, Kincaid, Klicka, Lewis, Luckhardt, McEssy, Matty, Merkel, Mittness, Mohn, Murray, Niebler, Oberle, Olson, Opitz,



## JOURNAL OF THE ASSEMBLY (February 6, 1973)

Porter, Quackenbush, Quinn, Rohner, Roth, Schricker, Schroeder, Sensenbrenner, Shabaz, Thompson, Tregoning, Wackett, Wilcox and Willkom -- 43.

Absent or not voting -- Atkinson, Azim and Lewison -- 3.

Motion failed.

Representative Sricula asked unanimous consent that **Assembly Bill 19** be taken from the table and referred to the calendar of Friday, February 2, 1973 at the foot of the thirteenth order of business.

Representative Earl objected.

---

### LEAVES OF ABSENCE

Representative Thompson asked unanimous consent for a leave of absence for Representatives Azim and Lewison. Granted.

---

### LEGISLATIVE REFERENCE BUREAU CORRECTIONS

#### **Assembly Bill 45**

In lines 17 and 18, "348.07" is substituted for "347.07".

---

### VISITORS

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

49 Students of 9th grade from Reedsburg High School, accompanied by teachers, Kermit Oppriecht and Mrs. Pelowsky from Reedsburg, Wisconsin, guests of Representative Giese.

JOURNAL OF THE ASSEMBLY (February 6, 1973)

---

Representative Earl moved that the assembly stand adjourned until 9:00 A.M. tomorrow.

The question was: Adjournment?

Motion carried.

The assembly stood adjourned.

12:35 P.M.