

STATE OF WISCONSIN
Senate Journal
Eighty-First Regular Session

WEDNESDAY, January 31, 1973.

10:00 A.M.

The senate met.

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

Prayer was offered by the Reverend J. Carl Hillmer, Pastor of Christ Memorial Lutheran Church of Madison

The senate remained standing and the president of the senate led the senate in the pledge of allegiance to the flag of the United States of America.

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

Senators Bablitch, Bidwell, Chilsen, Devitt, Dorman, Flynn, Frank, Hollander, Johnson, Kasten, Keppler, Knowles, Knutson, LaFave, LaFollette, Lorge, McKenna, Martin, Murphy, Parys, Peloquin, Petri, Risser, Roseleip, Schuele, Steinhilber, Swan J.D., Swan M., Theno, Thompson and Whittow -- 31.

Absent -- None.

Absent with leave -- Senators Kendziorski and Krueger -- 2.

INTRODUCTION OF RESOLUTIONS

Senate Joint Resolution 21

To amend article VI, section 4 and article VII, section 12 of the constitution, relating to terms of office for county officers (1st consideration).

By Senators Hollander, Bidwell, McKenna, and Martin, by request of Wisconsin County Officers Association.

Read first time and referred to committee on Governmental and Veterans' Affairs.

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Senate Joint Resolution 22

Relating to the calling and organization of a constitutional convention, and providing for a referendum.

By Senator Parys.

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

Senate Joint Resolution 23

Designating April 9th to 15th as Earth Week 1973.

By Senators LaFollette and Krueger, cosponsored by Representatives Mittness, Alberts and Wahner.

Read.

Senator LaFollette asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 23** be considered for action at this time.

Senator Johnson objected.

Referred to committee on Natural Resources.

Senate Joint Resolution 24

To amend article IV, section 26 of the constitution, relating to retirement benefits of public officers and employes (2nd consideration).

By Senators LaFave and Devitt.

Read first time and referred to the joint survey committee on Retirement Systems.

BILLS INTRODUCED

Read first time and referred:

Senate Bill 144

Relating to distributing the June 30, 1973, general fund surplus as property tax relief, and making an appropriation.

By Senators Hollander, LaFave, Johnson, J.D. Swan, Steinhilber, Knutson, Kasten, Murphy, Petri, Bidwell, Chilsen, Krueger, Roseleip, Theno, Knowles and Devitt, cosponsored by Representatives Shabaz, Thompson, Sensenbrenner, Rohner, Porter, Alberts, Tregoning, Bradley, Matty, DeLong, Wilcox, Schroeder, Opitz, Ellis, Kincaid, Gibson, Schricker, Lewis, Niebler,

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Wackett, Merkel, Bruhy, Roth, Lewison, Giese, Quackenbush, Luckhardt, Donoghue, Klicka, Byers, Gower, Olson, Azim, Cyrak, McEssy, Quinn and Conradt.

To joint committee on Finance.

Senate Bill 145

Relating to licensing and standards for adult group foster homes, granting rule-making powers and providing penalties.

By Senators Devitt, Peloquin, Roseleip, Theno, Hollander, Murphy, Thompson, Chilsen and LaFave, cosponsored by Representative Luckhardt.

To committee on Health, Education, and Welfare.

Senate Bill 146

Relating to ballots for county executive and supervisors.

By Senators Parys and M. Swan, cosponsored by Representatives Sensenbrenner and Tobiasz, by request of Milwaukee County.

To committee on Governmental and Veterans' Affairs..

Senate Bill 147

Relating to assaults by prisoners.

By Senator Parys.

To committee on Health, Education and Welfare..

Senate Bill 148

Relating to compositon of the Milwaukee school board.

By Senator Parys.

To committee on Health, Education and Welfare.

Senate Bill 149

Relating to eliminating the deadline for amending homestead tax relief claims and filing claims for homestead tax relief.

By Senators Parys and Schuele.

To joint committee on Finance.

Senate Bill 150

Relating to the membership of the joint committee on finance.

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By Senators Parys, Keppler, J. D. Swan, Chilsen and Dorman.
To committee on Senate Organization.

Senate Bill 151

Relating to prohibiting the beginning of school years prior to labor day.

By Senators Parys and Schuele.
To committee on Health, Education and Welfare.

Senate Bill 152

Relating to nonresident admissions quota for the University of Wisconsin system.

By Senators Parys and J.D. Swan.
To committee on Health, Education and Welfare.

Senate Bill 153

Relating to the use of crossbows by physically disabled, resident archers.

By Senator Parys.
To committee on Natural Resources.

Senate Bill 154

Relating to vehicle parking restrictions on public or private property.

By Senator Risser.
To committee on Transportation.

Senate Bill 155

Relating to security for costs, suit tax, service and clerk's fees for indigents represented by federally funded organizations.

By Senators Schuele and Murphy, by request of Milwaukee County.
To committee on Judiciary and Insurance.

Senate Bill 156

Relating to labeling and regulating the sale of cleaning products containing phosphorus, and prohibiting the sale of enzyme detergents.

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By Senators LaFave, Devitt, McKenna and Dorman,
cosponsored by Representatives Jackamonis, Molinaro, Byers,
Wilcox, Dorff, Alberts and Porter.

To committee on Natural Resources.

COMMITTEE REPORTS

The committee on Committees reports and recommends:

That Senator Reuben LaFave be appointed to the Committee
on Retirement Bills.

GERALD D. LORGE

Chairman

REUBEN LAFAVE

RAYMOND C. JOHNSON

Read and adopted.

PETITIONS AND COMMUNICATIONS

Senate Petition 11

A petition of 81 constituents of the 19th District favoring **Senate Bill 45**, relating to 16-year-old maximum for compulsory school attendance.

Introduced by Senator Steinhilber.

Read and referred to committee on Health, Education and Welfare.

Mr. William P. Nugent
Chief Clerk of the Senate
Room 243 South Capitol
Madison, Wisconsin

Dear Mr. Nugent:

Pursuant to the provisions of Section 13.52, (1) (a) of the Wisconsin Statutes, I hereby appoint Daniel G. Smith to represent

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the Department of Revenue on the Joint Survey Committee on Tax Exemptions.

Respectfully,

EDWARD A. WIEGNER

Secretary of Revenue

MESSAGE FROM THE ASSEMBLY

By Thomas S. Hanson, chief clerk.

Mr. President:

I am directed to inform you that the assembly has adopted and asks concurrence in:

Motions Under Joint Rule 26:

A Joint Certificate of Condolence by Representative Grover; cosponsored by Senators Chilsen and Lorge for **THE WIFE AND FAMILY OF DR. ROGER C. CANTWELL** on the occasion of his death;

A Joint Certificate of Commendation by Representative Opitz; cosponsored by Senator Keppler for **GEORGE KRICK** on the occasion of his retirement;

A Joint Certificate of Commendation by Representative Sensenbrenner; cosponsored by Senator Kasten for **J. MARTIN KLOTSCH** on his retirement as Chancellor of the University of Wisconsin--Milwaukee.

and

Passed and asks concurrence in:

Assembly Bill 4

Assembly Bill 5

Assembly Bill 6

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MESSAGE FROM THE ASSEMBLY CONSIDERED

Motions Under Joint Rule 26:

A Joint Certificate of Condolence by Representative Grover; cosponsored by Senators Chilsen and Lorge for THE WIFE AND FAMILY OF DR. ROGER C. CANTWELL on the occasion of his death;

A Joint Certificate of Commendation by Representative Opitz; cosponsored by Senator Keppler for GEORGE KRICK on the occasion of his retirement;

A Joint Certificate of Commendation by Representative Sensenbrenner; cosponsored by Senator Kasten for J. MARTIN KLOTSCHKE on his retirement as Chancellor of the University of Wisconsin-Milwaukee.

The above motions under Joint Rule 26 were read and concurred in en masse.

Assembly Bill 4

An act to appropriate \$732 from the general fund for payment of a claim by Orpha Pearl Price, executrix of the estate of James B. Price, deceased, against the state.

By Legislative Council.

Read first time and referred to committee on Health, Education and Welfare.

Assembly Bill 5

An act to appropriate \$1,746 from the general fund for payment of a claim by Gerald Thomas against the state.

By Legislative Council.

Read first time and referred to committee on Health, Education and Welfare.

Assembly Bill 6

To appropriate \$4,522.04 from the segregated highway fund for payment of a claim by United Contractors, Inc. against the state.

By Legislative Council.

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Read first time and referred to committee on Health, Education and Welfare.

Motions

By request of Senator Hollander, with unanimous consent, Senate Bills 10 and 11 were withdrawn from the joint committee on finance and rereferred to the committee on Judiciary and Insurance.

MOTIONS UNDER JOINT RULE 26

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, nearly two thousand members of the United States Armed Forces bravely serving our country in Vietnam have been listed as prisoners of war or missing in action for months or years; and,

Whereas, their families have endured the agonies of uncertainty with faith and character; and,

Whereas, because of the cease-fire and settlement terms negotiated by the President, the prisoners will be returned and the missing in action accounted for; now, therefore, The Members of the Wisconsin Senate, on the motion of Senator Roseleip, under Joint Rule 26, commend the courage of the wives and families of the prisoners of war and missing in action, admire their faith, determination, and spirit, and thank them for the strength they have lent us all.

Read.

By request of Senator Johnson, with unanimous consent, the Motion Under Joint Rule 26 was referred to the foot of the calendar of January 30.

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

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Whereas, some 3.3 million American servicemen and women have served in the armed forces in connection with the conflict in Southeast Asia, including 138,000 from Wisconsin; and

Whereas, these servicemen and women have endured great hardships, along with their families, on behalf of the commitment of their country; and

Whereas, these dedicated people made great sacrifices to benefit the cause of freedom and to lay a firm foundation for a generation of peace; and

Whereas, because of the settlement terms negotiated by the President, our servicemen and women remaining in Vietnam will soon be home.; now, therefore, The Members of the Wisconsin Senate, on the motion of Senator Roseleip, under Joint Rule 26, commend those who have sacrificed their lives, their families, their careers, and their well being to fight for the beliefs we share with them.

Read.

By request of Senator Johnson, with unanimous consent, the Motion Under Joint Rule 26 was referred to the foot of the calendar of January 30.

By request of Senator Steinhilber, with unanimous consent, the Senate recessed until 11:30 A.M.

10:45 A.M.

— — —
RECESS

11:30 A.M.

The senate reconvened.

By request of Senator Murphy, with unanimous consent, the Senate returned to the third order of business.

BILLS INTRODUCED

Read first time and referred:

Senate Bill 157

Relating to extending the city initiative to include villages.

By Senators Murphy, Lorge, Devitt, Roseleip, Theno, McKenna, Krueger, Peloquin, Bablitch and J.D. Swan, cosponsored by Representatives Neibler, Sensenbrenner, Tregoning, Klicka, Berger, Luckhardt, Bruhy, Donoghue, Gower, Merkel and Wackett.

To committee on Urban Affairs.

Senate Bill 158

Relating to increasing the penalties for theft and receiving stolen property.

By Senators Murphy, Bablitch, LaFollette, Roseleip, Devitt and McKenna, cosponsored by Representatives Tregoning, Klicka and Gower.

To committee on Judiciary and Insurance.

Senate Bill 159

Relating to sending records of criminal convictions to the U.S. department of justice and use of such records.

By Senators Murphy and Roseleip, cosponsored by Representatives Tregoning and Gower.

To committee on Judiciary and Insurance.

Senate Bill 160

Relating to voluntary state income tax withholding from pensions.

By Senators Murphy, Roseleip, Devitt and McKenna.

To joint committee on Finance.

Senate Bill 161

An act relating to correction in privilege highway tax distribution for certain years.

By Senators LaFave and Martin, cosponsored by Representatives Gower, Vanderperren and Rohner.

To committee on Transportation.

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Senate Bill 162

Relating to requiring certain safety features on motor vehicles to comply with federal law and providing a penalty.

By Senator Risser.

To committee on Transportation.

Senate Bill 163

Relating to prohibiting disconnection of devices designed to warn drivers that seat belts are not fastened.

By Senator Risser.

To committee on Transportation.

Senate Bill 164

Relating to boxing exhibitions.

By Senator Schuele.

To committee on Governmental and Veterans' Affairs.

By request of Senator Johnson, with unanimous consent the Senate advanced to the 11th order of business.

CALENDAR OF JANUARY 30

Senate Bill 24

Relating to a general revision of the insurance law relating to town mutual company law and granting rule-making authority.

Read a second time.

Ordered to a third reading.

By request of Senator Johnson, with unanimous consent, **Senate Bill 24** was considered for final action at this time.

Senate Bill 24

Read a third time and passed.

Senate Bill 26

Relating to revising state life and property insurance and the state indemnity fund, granting rule-making authority and making appropriations.

Read a second time.

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By request of Senator Hollander, with unanimous consent, **Senate Bill 26** was referred to joint committee on Finance.

By request of Senator Hollander, with unanimous consent, **Senate Bill 26** was withdrawn from the joint committee on Finance and considered for action at this time.

The question was: Adoption of senate amendment 1?

Senator Hollander moved rejection.

Senate amendment 1 rejected.

The question was: Adoption of senate amendment 2?

Senator J.D. Swan moved rejection.

The motion did not prevail.

Senate amendment 2 adopted.

Senate amendment 3 offered by Senator Parys.

By request of Senator Johnson, with unanimous consent, **Senate Bill 26** was placed at the foot of the calendar of January 30.

By request of Senator Johnson, with unanimous consent, the Senate returned to the fourth and fifth orders of business.

COMMITTEE REPORTS

The committee on Organization reports and recommends:

Senate Resolution 5

Relating to stationary for members and officers of the senate.
Adoption of senate substitute amendment 2; Ayes, 5; Noes, 0.

Adoption as amended; Ayes, 5; Noes, 0.

ERNEST C. KEPPLER

Chairman

Senate Resolution 5

Read.

Senate amendment 1 to senate substitute amendment 2 offered by Senator Murphy.

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On Line 22 delete "period" after organization and add "must be of uniform design".

Senator Keppler moved rejection.

Senate amendment 1 rejected.

The question was; Adoption of senate substitute amendment 2 to **Senate Resolution 5**.

Senate substitute amendment 2 to **Senate Resolution 5**

Relating to stationery for members and officers of the senate.

Resolved by the Senate, That:

(1) The lieutenant governor as president of the senate, each member of the senate, and the chief clerk and sergeant at arms of the senate may each request not to exceed 12,000 sheets of letterhead, and not to exceed 12,000 envelopes, from the department of administration.

(2) All printing under this resolution shall be done by the lowest responsible bidder in compliance with article IV, section 25, of the constitution of this state.

(3) Any person entitled to stationery, including envelopes, under subsection (1) may elect to have it printed by a printer of his own choice provided subsection (2) is complied with. The committee on Senate Organization shall not approve the voucher for any stationery to be printed other than through the Department of Administration unless the cost of such stationery, including envelopes, will be the same, or less, as the cost of providing the stationery through the Department of Administration.

(4) The design of each person's letterhead and envelope must be approved by the Committee on Senate Organization.

(5) Any person entitled to stationery under sub. (1) may specify that this stationery shall be produced using recycled paper.

The ayes and noes were demanded and the vote was: ayes, 17; noes, 14; absent or not voting, 2; as follows:

Ayes -- Senators Bidwell, Devitt, Hollander, Johnson, Keppler, Knowles, LaFave, LaFollette, Lorge, McKenna, Petri, Roseleip, Steinhilber, Swan J.D., Theno, Thompson and Whittow -- 17.

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Noes -- Senators Bablitch, Chilsen, Dorman, Flynn, Frank, Kasten, Knutson, Martin, Murphy, Parys, Peloquin, Risser, Schuele and Swan M. -- 14.

Absent or not voting -- Senators Kendziorski and Krueger --2.

Senate substitute amendment 2 adopted.

Senator Parys moved rejection of **Senate Resolution 5**.

The ayes and noes were demanded and the vote was: ayes, 12; noes, 19; absent or not voting, 2; as follows:

Ayes -- Senators Chilsen, Dorman, Flynn, Frank, Knutson, Martin, Murphy, Parys, Peloquin, Risser, Schuele and Swan M. -- 12.

Noes -- Senators Bablitch, Bidwell, Devitt, Hollander, Johnson, Kasten, Keppler, Knowles, LaFave, LaFollette, Lorge, McKenna, Petri, Roseleip, Steinhilber, Swan J.D., Theno, Thompson and Whittow -- 19.

Absent or not voting -- Senators Kendziorski and Krueger -- 2.

So the motion to reject **Senate Resolution 5** did not prevail.

Senate Resolution 5 adopted.

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

By request of Senator Lorge, with unanimous consent, **Senate Bill 120** was withdrawn from the committee on Judiciary and Insurance and referred to the Joint Committee on Finance.

AMENDMENTS OFFERED

Senate amendment 1 to **Senate Joint Resolution 5** by Senator Roseleip.

Senate substitute amendment 1 to **Senate Bill 12** by Senator Murphy.

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Senate amendment 1 to **Senate Bill 14** by Senator Roseleip.

Senate amendment 2 to **Senate Bill 26** by Senator Hollander.

Senate amendment 1 to **Senate Bill 28** by Senator Roseleip.

Senate substitute amendment 1 to **Senate Bill 43** by Senators Chilsen and Risser.

LEAVE OF ABSENCE

By request of Senator Risser, with unanimous consent, Senator Kendziorski was granted a leave of absence for the balance of the week's session.

Upon motion of Senator Johnson the senate adjourned until 10:00 A.M. Thursday, February 1.

12:21 P.M.

INTRODUCTION OF GUESTS

Senator Johnson introduced Lyle Indribo, Mayor of Blair, Wisconsin, James Brynildson of Ettrick, Wisconsin and Ernst H. Nold, of Osseo, Vice Chairman of Trempeleau County Board of Supervisors.