

JOURNAL OF THE SENATE (May 10, 1973)

STATE OF WISCONSIN  
**Senate Journal**  
**Eighty-First Regular Session**

---

THURSDAY, May 10, 1973.

9:00 A.M.

The senate met.

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

Prayer was offered by Senator J. Swan.

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, Dorman, Flynn, Frank, Hollander, Johnson, Kasten, Keppler, Knowles, Knutson, Krueger, LaFollette, Lorge, McKenna, Martin, Murphy, Parys, Peloquin, Petri, Risser, Roseleip, Schuele, Steinhilber, Swan, J.D., Theno and Whittow -- 28.

Absent -- Senators Devitt, Swan, M. and Thompson -- 3.

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

---

**BILLS INTRODUCED**

Read first time and referred:

**Senate Bill 553**

Relating to medical assistance eligibility of persons at least 18 but under 21 years of age and a redefining of "dependent child" for purposes of aid to families with dependent children benefits.

JOURNAL OF THE SENATE (May 10, 1973)

By Senators Devitt, McKenna and Dorman, cosponsored by Representatives Schricker and Lewison, by request of State Council for Home and Family, and Richard Q. Scott, Vernon County Director of Social Services.

To committee on Health, Education and Welfare.

**Senate Bill 554**

Relating to property tax exemption for pollution abatement equipment.

By Senators Kasten and Murphy.

To Joint Survey Committee on Tax Exemptions.

**Senate Bill 555**

Relating to commencement and length of school terms.

By Senator Krueger.

To committee on Health, Education and Welfare.

**Senate Bill 556**

Relating to the composition of the barbers examining council.

By Senator Krueger.

To committee on Health, Education and Welfare.

-----  
COMMITTEE REPORTS

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

**Senate Bill 557**

Relating to establishment of guidelines for the management and use of investments held by eleemosynary institutions and funds.

Introduction; Ayes, 5; Noes, 0.

Read first time and referred to committee on Judiciary and Insurance.

ROBERT P. KNOWLES  
Chairman

The committee on Natural Resources reports and recommends for introduction:

**Senate Bill 558**

Relating to county forests.

By request of Wisconsin County Forests Association.

Introduction; Ayes, 4; Noes, 0.

JOURNAL OF THE SENATE (May 10, 1973)

Read first time and referred to committee on Natural Resources.

and further recommends:

**Senate Bill 105**

Relating to firearm safety training.

Passage; Ayes, 4; Noes, 0.

**Senate Bill 153**

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

Passage; Ayes, 4; Noes, 0.

**Senate Bill 316**

Prohibiting issuance of commerical fishing licenses to nonresidents.

Passage; Ayes, 4; Noes, 0.

CLIFFORD W. KRUEGER

Chairman

The committee on Judiciary and Insurance reports and recommends:

**Senate Joint Resolution 50**

Memorializing Congress to commence action to amend the constitution of the United States to require that supreme court justices and federal circuit judges be subject to reappointment and reconfirmation every 9 and 6 years, respectively, and that federal district judges be elected to 6-year terms.

Adoption; Ayes, 3; Noes, 2.

**Senate Joint Resolution 51**

To amend article VII, section 13 of the constitution, relating to removal by address of county and municipal court judges (2nd consideration).

Adoption; Ayes, 5; Noes, 0.

## JOURNAL OF THE SENATE (May 10, 1973)

### **Senate Joint Resolution 56**

Making an application to the Congress of the United States, pursuant to article V of the constitution of the United States, for a convention for proposing an amendment to the constitution of the United States.

Adoption; Ayes, 3; Noes, 2.

**GERALD D. LORGE**  
Chairman

By request of Senator Lorge, with unanimous consent, the committee on Committees report was taken from the table and considered for action at this time.

Senator Lorge moved to amend the report by substituting Senator McKenna for Senator Parys on the Drug Abuse Council.

The amendment was adopted.

The question was: Adoption of the committee report?

Adopted.

---

## PETITIONS AND COMMUNICATIONS

### **Senate Petition 83**

A petition by 46 qualified voters of the 17th Senatorial District requesting that we support Sensenbrenner-Berger Assembly Probate Bill without any crippling amendments.

By Senator Roseleip.

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

---

## MOTIONS

By request of Senator Steinhilber, with unanimous consent, the appeal of the ruling of the chair on **Senate Bill 227** was taken from the table and considered for action at this time.

The question was: shall the ruling of the chair stand as the decision of the senate?

JOURNAL OF THE SENATE (May 10, 1973)

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 Bablitch, Bidwell, Chilsen, Dorman, Flynn, Frank, Hollander, Johnson, Kasten, Keppler, Knowles, Knutson, Krueger, LaFollette, Lorge, McKenna, Martin, Murphy, Parys, Peloquin, Petri, Risser, Roseleip, Schuele, Steinhilber, Swan, J.D., Theno and Whittow -- 28.

Absent -- Senators Devitt, Swan, M. and Thompson -- 3.

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

By request of Senator Kasten, with unanimous consent, **Senate Bill 545** was withdrawn from the committee on Governmental and Veterans' Affairs and referred to the committee on Senate Organization.

By request of Senator Peloquin, with unanimous consent, **Senate Bill 261** was taken from the calendar and referred to the joint committee on Finance.

By request of Senator Roseleip, with unanimous consent, the senate recessed for 25 minutes.

9:30 A.M.

-----  
RECESS

9:55 A.M.

The senate reconvened.

JOURNAL OF THE SENATE (May 10, 1973)

-----  
CALENDAR OF APRIL 10

**Senate Bill 387**

Relating to abridged orders in summary assignment, summary settlement and termination of joint tenancy and life estate proceedings affecting real estate.

Read a second time.

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 387**

Read a third time and passed.

By request of Senator Johnson, with unanimous consent, **Senate Bill 81** was laid aside.

-----  
CALENDAR OF APRIL 11

By request of Senator Roseleip, with unanimous consent, **Senate Resolution 11** was laid aside.

**Senate Resolution 12**

Requesting an opinion of the attorney general on the constitutionality of section 66.054 (9) (f) of the statutes, which relates to use of the word "saloon" by establishments selling fermented malt beverages.

By request of Senator Keppler, with unanimous consent, **Senate Resolution 12** was laid on the table.

By request of Senator Roseleip, with unanimous consent, **Senate Resolution 11** was considered for action at this time.

**Senate Resolution 11**

Relating to issuance of citations by members of the senate.  
Read.

Senator Risser moved rejection.

The ayes and noes were demanded and the vote was: ayes, 11; noes, 19; absent or not voting, 3; as follows:

JOURNAL OF THE SENATE (May 10, 1973)

**Ayes** -- Senators Bablitch, Dorman, Flynn, Frank, LaFollette, McKenna, Parys, Peloquin, Risser, Thompson and Whittow -- 11.

**Noes** -- Senators Bidwell, Chilsen, Hollander, Johnson, Kasten, Keppler, Knowles, Knutson, Krueger, Lorge, Martin, Murphy, Petri, Roseleip, Schuele, Steinhilber, Swan, J.D., Swan, M. and Theno -- 19.

**Absent or not voting** -- Senators Devitt, Kendziorski and LaFave -- 3.

So the motion did not prevail.

Senator Whittow asked unanimous consent that **Senate Resolution 11** be referred to the committee on Senate Organization.

Senator Roseleip objected.

By request of Senator Roseleip, with unanimous consent, senate amendment 1 to **Senate Resolution 11** was laid on the table.

By request of Senator Roseleip, with unanimous consent, **Senate Resolution 11** was withdrawn and returned to the author.

Senator Petri brought the chair's attention to the fact that all members now being present the question was: Shall the ruling of the chair stand as the decision of the senate?

By request of Senator Schuele, with unanimous consent, the senate recessed until 11:15 A.M.

11:00 A.M.

-----  
RECESS

11:15 A.M.

The senate reconvened.

By request of Senator Risser, with unanimous consent, his point of order as it related to **Senate Bill 227** was withdrawn.

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

**Senate Bill 227**

Relating to Wisconsin state reformatory.

Read a second time.

JOURNAL OF THE SENATE (May 10, 1973)

The question was: Adoption of senate amendment 1 to **Senate Bill 227?**

Senator Petri moved rejection.

The ayes and noes were demanded and the vote was: ayes, 15; noes, 14; absent or not voting, 4; as follows:

Ayes -- Senators Bidwell, Chilsen, Devitt, Hollander, Johnson, Kasten, Knutson, Krueger, Lorge, Murphy, Petri, Roseleip, Steinhilber, Swan, J.D. and Theno -- 15.

Noes -- Senators Bablitch, Dorman, Flynn, Frank, LaFollette, McKenna, Martin, Parys, Peloquin, Risser, Schuele, Swan, M., Thompson and Whittow -- 14.

Absent or not voting -- Senators Kendziorski, Keppler, Knowles and LaFave -- 4.

So the motion prevailed.

Senate amendment 2 to **Senate Bill 227** offered by Senator LaFollette.

Upon motion of Senator Johnson the senate recessed until 2:00 P.M.

11:55 A.M.

-----  
RECESS

2:00 P.M.

The senate reconvened.

Clerk of the senate in the chair.

By request of Senator Johnson, with unanimous consent, Senator Hollander was selected as presiding officer.

President of the senate in the chair.

2:05 P.M.

Senator Steinhilber moved rejection of senate amendment 2 to **Senate Bill 227.**

The ayes and noes were demanded and the vote was: ayes, 16; noes, 12; absent or not voting, 5; as follows:



JOURNAL OF THE SENATE (May 10, 1973)

Ayes -- Senators Bidwell, Chilsen, Devitt, Hollander, Johnson, Kasten, Knutson, Krueger, Lorge, Murphy, Petri, Roseleip, Steinhilber, Swan, J.D., Theno and Whittow -- 16.

Noes -- Senators Bablitch, Dorman, Flynn, Frank, LaFollette, McKenna, Martin, Parys, Peloquin, Risser, Schuele and Swan, M. - - 12.

Absent or not voting -- Senators Kendziorski, Keppler, Knowles, LaFave and Thompson -- 5.

So the motion prevailed.

Senator Dorman in the chair.

2:25 P.M.

Senator Risser moved indefinite postponement of **Senate Bill 227**.

The ayes and noes were demanded and the vote was: ayes, 12; noes, 16; absent or not voting, 5; as follows:

Ayes -- Senators Bablitch, Dorman, Flynn, Frank, LaFollette, McKenna, Martin, Parys, Peloquin, Risser, Schuele and Swan, M. - - 12.

Noes -- Senators Bidwell, Chilsen, Devitt, Hollander, Johnson, Kasten, Knutson, Krueger, Lorge, Murphy, Petri, Roseleip, Steinhilber, Swan, J.D., Theno and Whittow -- 16.

Absent or not voting -- Senators Kendziorski, Keppler, Knowles, LaFave and Thompson -- 5.

So the motion did not prevail.

President of the senate in the chair.

2:30 P.M.

The question was: Shall **Senate Bill 227** be ordered to a third reading?

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:

## JOURNAL OF THE SENATE (May 10, 1973)

Senators Bablitch, Bidwell, Chilsen, Devitt, Dorman, Flynn, Frank, Hollander, Johnson, Kasten, Knutson, Krueger, LaFollette, Lorge, McKenna, Martin, Murphy, Parys, Peloquin, Petri, Risser, Roseleip, Schuele, Steinhilber, Swan, J.D., Swan, M., Theno and Whittow -- 28.

Absent -- Senator Thompson -- 1.

Absent with leave -- Senators Kendziorski, Keppler, Knowles and LaFave -- 4.

Senator Johnson asked unanimous consent for a leave of absence for Senator Thompson.

Senator Whittow objected.

---

### AMENDMENTS OFFERED

Senate amendment 1 to **Senate Joint Resolution 3** by Senator LaFollette.

Senate amendment 2 to **Senate Joint Resolution 3** by Senator M. Swan.

Senate substitute amendment 1 to **Senate Bill 223** by Senator Kasten.

Senate amendment 4 to **Senate Bill 307** by Senator Whittow.

Senate substitute amendment 1 to **Senate Bill 520** by Senator Lorge.

Senator Johnson moved that the senate adjourn until 9:00 A.M. Friday, May 11.

The ayes and noes were demanded and the vote was: ayes, 15; noes, 13; absent or not voting, 5; as follows:

Ayes -- Senators Bidwell, Chilsen, Devitt, Hollander, Johnson, Kasten, Knutson, Krueger, Lorge, Murphy, Petri, Roseleip, Steinhilber, Swan, J.D. and Theno -- 15.

Noes -- Senators Bablitch, Dorman, Flynn, Frank, LaFollette, McKenna, Martin, Parys, Peloquin, Risser, Schuele, Swan, M. and Whittow -- 13.

Absent or not voting -- Senators Kendziorski, Keppler, Knowles, LaFave and Thompson -- 5.

So the motion prevailed.

2:45 P.M.

— — —  
INTRODUCTION OF GUESTS

Senator Thompson introduced 2nd and 3rd grade students from Milton East Grade School, Milton, Wisconsin.

Senator Dorman introduced 41 students and 4 leaders from St. Louis School, Caledonia, Wisconsin.

Senator J. Swan introduced 51 students and 2 teachers from Lakeview School, Whitewater, Wisconsin.

Senator Roseleip introduced 80 students and 4 teachers from Monticello Public School, Monticello, Wisconsin.

Senator Bidwell introduced 26 fourth grade students and 4 leaders from Dekorra School, Poynette, Wisconsin.

Senator Devitt introduced 34 students, 4 leaders and 2 teachers from Eagle Grade School, Eagle, Wisconsin.

Senator LaFollette introduced the Lance Junior High School Student Council, Kenosha, Wisconsin.

Senator Flynn introduced 400 citizens of the cities of Wauwatosa, West Allis and West Milwaukee here for Budget Opposition Day.

Senator Parys introduced Roger and Dawn Parys of West Milwaukee, Wisconsin.

Senator Flynn introduced 58 fourth grade students and leaders from Franklin School, West Allis, Wisconsin.