

STATE OF WISCONSIN
Senate Journal
Eighty-First Regular Session

THURSDAY, May 24, 1973.

9:00 A.M.

The senate met.

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

Prayer was offered by Reverend Paul Lueders, retired Lutheran Minister, now serving as Chaplain of Central Colony.

In the Name of the Father, and of the Son, and of the Holy Ghost. Amen.

Lord God Almighty, King of Glory and Ruler of Nations, who didst ordain government for the common good: we pray for all the people of our land that they may know the things that belong unto their peace. Make them steadfast in upholding truth and honor, that factions, pride, corruption, injustice and poverty may be removed, and we be united in a godly harmony to work that which is good.

Our government is anything but perfect, administered as it is by imperfect, sinful human beings. But help us to support it nevertheless. Give to all officials in our Nation and in our State the wisdom and integrity to govern us righteously in Thy fear. Then we shall be able to lead quiet and peaceable lives in all godliness and honesty.

This we ask in the name of Jesus Christ, our risen and ascended Lord and Savior. Amen.

The senate remained standing and Senator Roseleip 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:

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

Absent -- Senator Frank -- 1.

Absent with leave -- Senator Kendziorski -- 1.

BILLS INTRODUCED

Read first time and referred:

Senate Bill 598

Relating to allocation of snowmobile registration moneys for trail maintenance, cooperative sign programs, signing of snowmobile routes, snowmobile noise emission studies and departmental law enforcement.

By Senators Krueger, Knowles and Keppler, cosponsored by Representative Mittness, by request of the Snowmobile Recreational Council.

To committee on Natural Resources.

COMMITTEE REPORTS

The committee on Industry, Labor, Taxation and Banking reports and recommends:

Assembly Bill 199

Relating to municipal bargaining with police and firemen.

Concurrence; Ayes, 5; Noes, 0.

EVERETT V. BIDWELL

Chairman

The committee on Judiciary and Insurance reports and recommends:

Assembly Bill 55

Relating to terms of circuit and county judges.

Concurrence; Ayes, 5; Noes, 0.

GERALD D. LORGE

Chairman

PETITIONS AND COMMUNICATIONS

Senate Petition 94

A petition by 45 residents of Tomahawk in opposition to Senate Bill 350, relating to the operation of snowmobiles at night.

By Senator Krueger.

Read and referred to committee on Natural Resources.

Senate Petition 95

A petition in the form of a Resolution adopted by the Kewaunee County Board of Supervisors opposing permission for the abandonment of the Ann Arbor Railroad line which includes the stations of Beulah, Elberta and Frankford, Michigan, and Kewaunee and Manitowoc, Wisconsin.

By Senator Martin.

Read and referred to committee on Transportation.

MESSAGE FROM THE ASSEMBLY

By Thomas S. Hanson, chief clerk.

Mr. President:

I am directed to inform you that the assembly has Concurred in:

Senate Bill 135

Senate Bill 164

Senate amendment 3 to Assembly Bill 226

Senate amendment 1 to Assembly Bill 229

and

Passed and asks concurrence in:

Assembly Bill 622

Assembly Bill 623

Assembly Bill 681

Assembly Bill 219

Amended and concurred in as amended:

Senate Bill 222

(Assembly amendment 1 adopted.)

MESSAGE FROM THE ASSEMBLY CONSIDERED

Assembly Bill 622

Relating to brucellosis testing of cattle and identification of reactors.

By Representatives BRADLEY, CONRADT, MC ESSY, LUCKHARDT, DAY and OBERLE, by request of Wisconsin Livestock Dealers Association.

Read first time and referred to committee on Agriculture and Rural Development.

Assembly Bill 623

Relating to testing of cattle for tuberculosis.

By Representatives BRADLEY, CONRADT, MC ESSY, LUCKHARDT, DAY, OBERLE, EARLY and ROBERTS, by request of Wisconsin Livestock Dealers Association.

Read first time and referred to committee on Agriculture and Rural Development.

Assembly Bill 681

Relating to closing of elector registration.

By Representatives SENSENBRENNER and BERGER.

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

Assembly Bill 219

Relating to indecent articles and family planning, and providing a penalty.

By Representatives CONTA, EARL, FERRALL, MILLER, TROPMAN, BARBEE, GROVER, DUEHOLM, BARCZAK, JACKAMONIS, MUNTS, TREGONING, NAGER, FLINTROP, SCHNEIDER, SICULA and WILLKOM; co-sponsored by Senator RISSER.

Read first time.

Senator Lorge asked unanimous consent that Assembly Bill 219 be referred to the committee on Health, Education and Welfare.

Senator Risser objected.

Senator Lorge moved that Assembly Bill 219 be referred to the committee on Health, Education and Welfare.

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Senator Schuele asked unanimous consent that **Assembly Bill 219** be laid on the table.

Senator Johnson objected.

The ayes and noes were demanded and the vote was: ayes, 13; noes, 18; absent or not voting, 2; as follows:

Ayes -- Senators Bidwell, Devitt, Hollander, Johnson, Keppler, Knutson, Krueger, LaFave, Lorge, Martin, Murphy, Parys and Roseleip -- 13.

Noes -- Senators Bablitch, Chilsen, Dorman, Flynn, Kasten, Knowles, LaFollette, McKenna, Peloquin, Petri, Risser, Schuele, Steinhilber, Swan, J.D., Swan, M., Theno, Thompson and Whittow -- 18.

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

So the motion did not prevail.

Senator Devitt asked unanimous consent for a 5 minute recess.

Senator Schuele objected.

Senator Devitt moved that the senate recess until 9:50 A.M.

The motion prevailed.

9:30 A.M.

RECESS

9:50 A.M.

The senate reconvened.

By request of Senator Johnson, with unanimous consent, **Assembly Bill 219** was referred to committee on Health, Education and Welfare.

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Senate Bill 222

Relating to the Wisconsin state American revolution bicentennial commission.

Read.

By request of Senator Keppler, with unanimous consent, **Senate Bill 222** was considered for action.

The question was: Concurrence in assembly amendment 1 to **Senate Bill 222**?

So the amendment was concurred in.

MOTIONS

Senator Krueger asked unanimous consent that **Senate Bill 502** be withdrawn from the committee on Natural Resources and referred to the committee on Industry, Labor, Taxation and Banking.

Senator Schuele objected.

By request of Senator Schuele, with unanimous consent, **Senate Bill 502** was withdrawn from the committee on Natural Resources and referred to the committee on Health, Education and Welfare.

By request of Senator Flynn, with unanimous consent, **Senate Bill 502** was withdrawn from the committee on Health, Education and Welfare and referred to the committee on Industry, Labor, Taxation and Banking.

MOTIONS UNDER JOINT RULE 26

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, St. Agnes Catholic Church is located in Ashland; and

Whereas, St. Agnes is the largest parish in the Ashland area; and

Whereas, the Church, among its other fine programs, supports a grade school in Ashland; and

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Whereas, St. Agnes Catholic Church is celebrating its 100th anniversary; now, therefore, The Members of the Wisconsin Senate, on the motion of Senator Theno, under Joint Rule 26, congratulate the parishioners and clergy of St. Agnes Catholic Church on the event of the Church's 100th anniversary.

Read and adopted.

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, William Maurina has been a teacher in the Barron School System for over 14 years; and

Whereas, Mr. Maurina is retiring from his position as a vocational agriculture teacher; and

Whereas, in that position, he has been president of the Wisconsin Vocational Agriculture Teachers Association, has developed one of the largest agriculture departments and FFA chapters in the state; and

Whereas, he has inspired his students to win numerous local, state and national awards; and

Whereas, William Maurina will now be employed in the Barron system as Local Vocational Education Coordinator; now, therefore, The Members of the Wisconsin Senate, on the motion of Senator Theno, under Joint Rule 26, commend William Maurina for his outstanding accomplishments in the field of vocational agriculture and wish him continued success as Barron's Local Vocational Education Coordinator.

Read and adopted.

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, the State Senate would like to join Mayor Wallace Burkee and the citizens of the city of Kenosha in their recent tribute to Arvo Mattson, a man who has been active in public service for many years; and

Whereas, Mr. Mattson has since 1954 been active in promoting vocational education in the Racine, Kenosha, and Walworth Counties Area. He has been a member of the Kenosha Vocational School Board and the Kenosha Technical Institute Board. He is presently chairman of the Tri-County Vocational and Adult Education Board; and

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Whereas, besides his vocational education work, Mr. Mattson has unselfishly served on the advisory board of St. Catherine's Hospital of Kenosha, the Kenosha United Fund Board for 8 years, including the offices of treasurer, vice-president and secretary, the Kenosha AFL-CIO Council, as business manager of Local -237 Construction Workers since January, 1950, and the Wisconsin AFL-CIO Executive Board since 1969; now, therefore, The Members of the Wisconsin Senate, on the motion of Senator LaFollette, under Joint Rule 26, commend Arvo Mattson on his outstanding community service.

Read and adopted.

CALENDAR OF APRIL 27

Senate Bill 203

Relating to the right to be reimbursed under accident and health policies for chiropractic services.

Read a second time.

The question was: Adoption of senate amendment 1 to **Senate Bill 203**?

The ayes and noes were demanded and the vote was: ayes, 16; noes, 16; absent or not voting, 1; as follows:

Ayes -- Senators Bablitch, Chilsen, Frank, Hollander, Johnson, Kasten, Keppler, Knowles, Lorge, Martin, Murphy, Petri, Risser, Steinhilber, Theno and Whittow -- 16.

Noes -- Senators Bidwell, Devitt, Dorman, Flynn, Knutson, Krueger, LaFave, LaFollette, McKenna, Parys, Peloquin, Roseleip, Schuele, Swan, J.D., Swan, M. and Thompson -- 16.

Absent or not voting -- Senator Kendziorski -- 1.

So the amendment was not adopted.

President of the senate in the chair.

10:20 A.M.

Senator Whittow moved reconsideration of the vote by which senate amendment 1 to **Senate Bill 203** failed adoption.

Senator Whittow asked unanimous consent that the motion for reconsideration be laid on the table.

Senator LaFave objected.

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Senator Whittow moved that the motion for reconsideration be laid on the table.

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

Ayes -- Senators Bablitch, Chilsen, Frank, Hollander, Kasten, Keppler, Knowles, Knutson, Martin, Steinhilber and Whittow -- 11.

Noes -- Senators Bidwell, Devitt, Dorman, Flynn, Johnson, Krueger, LaFave, LaFollette, Lorge, McKenna, Murphy, Parys, Peloquin, Petri, Risser, Roseleip, Schuele, Swan, J.D., Swan, M., Theno and Thompson -- 21.

Absent or not voting -- Senator Kendziorski -- 1.

So the motion did not prevail.

By request of Senator Whittow, with unanimous consent, he withdrew his motion for reconsideration.

Senator LaFave moved reconsideration of the vote by which senate amendment 1 to Senate Bill 203 failed adoption.

Senator Whittow moved that the motion for reconsideration be laid on the table.

The motion did not prevail.

Senator Hollander raised the point of order that Senate Bill 203 required a fiscal note.

The chair ruled the point of order not well taken.

Senator Whittow asked unanimous consent that senate amendment 1 to Senate Bill 203 be laid aside.

Senator LaFave objected.

Senator Whittow asked unanimous consent that Senate Bill 203 be referred to the joint committee on Finance.

Senator McKenna objected.

Senator Whittow moved that Senate Bill 203 be referred to the joint committee on Finance.

Senator McKenna raised the point of order that Senate Bill 203 was already referred to the joint committee on Finance and could not be referred again.

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The chair ruled the point of order not well taken, and the motion to refer to committee in order.

The motion did not prevail.

The question was: Reconsideration of the vote by which senate amendment 1 to **Senate Bill 203** failed adoption?

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 Bablitch, Bidwell, Chilsen, Dorman, Flynn, Frank, Hollander, Johnson, Kasten, Keppler, Knowles, Knutson, Krueger, LaFave, LaFollette, Lorge, McKenna, Martin, Murphy, Parys, Petri, Risser, Roseleip, Schuele, Steinhilber, Swan, J.D., Swan, M., Theno, Thompson and Whittow -- 30.

Absent -- Senators Devitt and Peloquin -- 2.

Absent with leave -- Senator Kendziorski -- 1.

Senator Johnson asked unanimous consent to raise the call.

Senator Bidwell objected.

Senator Johnson moved that the call be raised.

The ayes and noes were demanded and the vote was: ayes, 27; noes, 4; absent or not voting, 2; as follows:

Ayes -- Senators Bablitch, Bidwell, Chilsen, Dorman, Frank, Hollander, Johnson, Kasten, Keppler, Knowles, Knutson, Krueger, LaFave, LaFollette, Lorge, McKenna, Martin, Parys, Peloquin, Petri, Roseleip, Schuele, Steinhilber, Swan, J.D., Swan, M., Theno and Thompson -- 27.

Noes -- Senators Flynn, Murphy, Risser and Whittow -- 4.

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

So the call was raised.

Senator Whittow moved indefinite postponement of **Senate Bill 203**.

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Senator LaFave raised the point of order that indefinite postponement had already been voted on previously.

The chair ruled the point of order not well taken.

Senator McKenna asked unanimous consent that the motion for indefinite postponement of **Senate Bill 203** be laid on the table.

Senator Murphy objected.

Senator McKenna moved that the motion for indefinite postponement be laid on the table.

Senator Lorge asked unanimous consent that the motion to table indefinite postponement of **Senate Bill 203** be withdrawn.

Senator Chilsen objected.

By request of Senator McKenna, with unanimous consent, his motion to table indefinite postponement of **Senate Bill 203** was withdrawn.

By request of Senator Whittow, with unanimous consent, his motion for indefinite postponement was withdrawn.

The question was: Reconsideration of the vote by which senate amendment 1 to **Senate Bill 203** failed adoption?

The ayes and noes were demanded and the vote was: ayes, 18; noes, 13; absent or not voting, 0; paired, 2; as follows:

Ayes -- Senators Bablitch, Chilsen, Frank, Hollander, Johnson, Kasten, Keppler, Knowles, Knutson, LaFollette, Lorge, Martin, Murphy, Petri, Risser, Steinhilber, Theno and Whittow -- 18.

Noes -- Senators Bidwell, Devitt, Dorman, Flynn, Krueger, LaFave, McKenna, Parys, Peloquin, Roseleip, Schuele, Swan, J.D. and Swan, M. -- 13.

Absent or not voting -- None.

Paired for reconsideration -- Senator Thompson -- 1.

Paired against reconsideration -- Senator Kendziorski -- 1.

So the motion prevailed.

Senate amendment 2 to **Senate Bill 203** offered by Senator J. Swan.

Senate amendment 3 to **Senate Bill 203** offered by Senators Lorge and LaFave.

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Senator McKenna asked unanimous consent that senate amendments 1 and 2 be laid aside and senate amendment 3 considered for action at this time.

Senator Whittow objected.

Senator McKenna moved that senate amendment 1 and 2 be laid aside and senate amendment 3 be considered for action at this time.

The motion did not prevail.

Senator McKenna moved that senate amendment 1 be laid aside and senate amendment 2 be considered for action at this time.

The motion did not prevail.

The question was: Adoption of senate amendment 1 to **Senate Bill 203?**

The ayes and noes were demanded and the vote was: ayes, 18; noes, 13; absent or not voting, 0; paired, 2; as follows:

Ayes -- Senators Bablitch, Chilsen, Frank, Hollander, Johnson, Kasten, Keppler, Knowles, Knutson, LaFollette, Lorge, Martin, Murphy, Petri, Risser, Steinhilber, Theno and Whittow -- 18.

Noes -- Senators Bidwell, Devitt, Dorman, Flynn, Krueger, LaFave, McKenna, Parys, Peloquin, Roseleip, Schuele, Swan, J.D. and Swan, M. -- 13.

Absent or not voting -- None.

Paired for adoption -- Senator Thompson -- 1.

Paired against adoption -- Senator Kendziorski -- 1.

So the amendment was adopted.

The question was: Adoption of senate amendment 2 to **Senate Bill 203?**

So the amendment was adopted.

The question was: Adoption of senate amendment 3 to **Senate Bill 203?**

By request of Senator McKenna, with unanimous consent, senate amendment 3 was laid on the table.

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By request of Senator Lorge, with unanimous consent, senate amendment 3 to **Senate Bill 203** was withdrawn and returned to the authors.

Senate amendment 4 to **Senate Bill 203** offered by Senator Chilsen.

By request of Senator Chilsen, with unanimous consent, senate amendment 4 to **Senate Bill 203** was withdrawn and returned to the author.

Senate amendment 5 to **Senate Bill 203** offered by Senator Chilsen.

Senator LaFave moved rejection.

By request of Senator Chilsen, with unanimous consent, senate amendment 5 to **Senate Bill 203** was withdrawn and returned to the author.

Senate amendment 6 to **Senate Bill 203** offered by Senator LaFave.

Senator Chilsen raised the point of order that senate amendment 6 was not germane.

The chair ruled the point of order not well taken.

Senator Chilsen moved rejection.

The ayes and noes were demanded and the vote was: ayes, 19; noes, 12; absent or not voting, 0; paired, 2; as follows:

Ayes -- Senators Bablitch, Chilsen, Hollander, Johnson, Kasten, Keppler, Knowles, Knutson, Krueger, LaFollette, Lorge, Martin, Murphy, Petri, Risser, Steinhilber, Swan, J.D., Theno and Whittow -- 19.

Noes -- Senators Bidwell, Devitt, Dorman, Flynn, Frank, LaFave, McKenna, Parys, Peloquin, Rosecip, Schuele and Swan, M. -- 12.

Absent or not voting -- None.

Paired for rejection -- Senator Kendziorski -- 1.

Paired against rejection -- Senator Thompson -- 1.

So the motion prevailed.

Ordered to a third reading.

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

Senate Bill 203

Read a third time.

The ayes and noes were demanded and the vote was: ayes, 26; noes, 5; absent or not voting, 0; paired, 2; as follows:

Ayes -- Senators Bablitch, Bidwell, Chilsen, Devitt, Dorman, Flynn, Frank, Johnson, Keppler, Knowles, Knutson, Krueger, LaFave, LaFollette, Lorge, McKenna, Martin, Murphy, Parys, Peloquin, Roseleip, Schuele, Swan, J.D., Swan, M., Theno and Whittow -- 26.

Noes -- Senators Hollander, Kasten, Petri, Risser and Steinhilber -- 5.

Absent or not voting -- None.

Paired for passage -- Senator Kendzioriski -- 1.

Paired against passage -- Senator Thompson -- 1.

So the bill passed.

Ordered immediately messaged.

AMENDMENTS OFFERED

Senate amendment 1 to **Senate Bill 224** by Senator Frank.

Senate substitute amendment 1 to **Senate Bill 410** by Senators Krueger, LaFave and J. Swan.

Senate amendment 2 to **Senate Bill 451** by Senator Hollander.

Senate substitute amendment 1 to **Senate Bill 575** by Senator Frank, by request of Milwaukee County.

By request of Senator Keppler, with unanimous consent, the senate adjourned in honor the 125th anniversary of the State of Wisconsin's Admission to the Union on May 29.

By request of Senator Roseleip, with unanimous consent, the senate also adjourned in honor of the 94th birthday of Edmund L. Westcott, caretaker of the Veterans' Memorial Museum and the retirement of Robert Travis from state employment.

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Upon motion of Senator Johnson the senate adjourned until 9:00 A.M. Friday, May 25.

12:10 P.M.

INTRODUCTION OF GUESTS

Senator Knutson introduced 31 students and 3 leaders from Logan Special Work and Study Group, LaCrosse, Wisconsin.

Senator Devitt introduced Mr. LaClaw, Mr. Hetzel and 56 students from the Whitnall Middle School, Greenfield, Wisconsin.

Senator Parys introduced Mr. Cy Durand and 62 students from the American Government course at Milwaukee Southern Division High School, Milwaukee, Wisconsin.

Senator Whittow introduced Mrs. Turnbull, Mrs. Rogers and Theodore Harris of Neeskara School, Milwaukee, Wisconsin.

Senator Murphy introduced 110 students from the seventh grade class of Templeton Middle School, Sussex, Wisconsin.

Senator Lorge introduced 100 students and 7 teachers from Einstein High School, Appleton, Wisconsin.

Senator Martin introduced Mr. Bill Tisler and Eldred Herrman of Manitowoc, Wisconsin.

Senator Bidwell introduced 77 fifth and sixth grade students from Lime Ridge Grade School, Lime Ridge, Wisconsin.

Senator Murphy introduced Pastor Krug, Ms. Susan Haar, Mrs. Herman, Mrs. Schoenwetter and 41 students from Trinity Lutheran School, Waukesha, Wisconsin.

Senator Dorman introduced Mr. James Fay, County Clerk and Mr. Stanley Bealiske, Register of Deeds, Racine, Wisconsin.