

STATE OF WISCONSIN
Senate Journal
Eighty-First Regular Session

THURSDAY, June 7, 1973.

10:00 A.M.

The senate met.

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

Prayer was offered by Reverend John W. Grant, Pastor of Calvary Gospel Church, 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, Krueger, LaFave, LaFollette, Lorge, McKenna, Martin, Murphy, Parys, Peloquin, Petri, Risser, Roseleip, Schuele, Steinhilber, Swan, J.D., Swan, M., Theno, Thompson and Whittow -- 32.

Absent -- None.

Absent with leave -- Senator Kendziorski -- 1.

INTRODUCTION OF RESOLUTIONS

Senate Joint Resolution 70

To amend article VIII, section 1 of the constitution, relating to providing property tax relief to surviving spouses, or divorced persons, with dependent children (1st consideration).

By Senators Roseleip and Devitt.

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

BILLS INTRODUCED

Read first time and referred:

Senate Bill 637

Relating to mailing property tax statements.

By Senators Roseleip, Devitt and LaFave.

To committee on Governmental and Veterans' Affairs.

Senate Bill 638

Relating to revamping town laws.

By Senators McKenna, Bablitch, Roseleip and Peloquin.

To committee on Governmental and Veterans' Affairs.

Senate Bill 639

Relating to registration and inspection of livestock brands, granting rule-making authority, setting penalties and providing an appropriation.

By Senators Roseleip and Knutson, by request of Sheriff Raymond L. Childs, President of Sheriffs and Deputy Sheriffs Association.

To committee on Agriculture and Rural Development.

Senate Bill 640

Relating to the duties of the examining board of and the qualifications and requirements for architects, professional engineers, designers and land surveyors and granting rule-making authority.

By Senators Steinhilber, Chilsen and McKenna, by request of the Examining Board of Architects, Professional Engineers, Designers, and Land Surveyors.

To committee on Urban Affairs.

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COMMITTEE REPORTS

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

Senate Bill 455

Establishing minimum safety, health and comfort requirements for railroad cabooses, granting rule-making authority and providing a penalty.

Adoption of senate substitute amendment 1; Ayes, 5; Noes, 0.

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

EVERETT V. BIDWELL

Chairman

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 Congratulations by Representative Sensenbrenner; cosponsored by Senator Kasten for PATRICK T. SHEEDY on his election as President-Elect of the State Bar of Wisconsin;

A Joint Certificate of Commendation by Representative Sensenbrenner; cosponsored by Senator Kasten for DELFORD H. LYNN on his 19 years' service as Principal of Cumberland School in Whitefish Bay.

and

Passed and asks concurrence in:

Assembly Bill 356

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MESSAGE FROM THE ASSEMBLY CONSIDERED

Motions Under Joint Rule 26:

A Joint Certificate of Congratulations by Representative Sensenbrenner, cosponsored by Senator Kasten for PATRICK T. SHEEDY on his election as President-Elect of the State Bar of Wisconsin;

A Joint Certificate of Commendation by Representative Sensenbrenner, cosponsored by Senator Kasten for DELFORD H. LYNN on his 19 years' service as Principal of Cumberland School in Whitefish Bay.

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

Assembly Bill 356

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

By LEGISLATIVE COUNCIL.

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

MOTIONS

By request of Senator Hollander, with unanimous consent, Senate Bill 407 was taken from the calendar of April 27 and referred to the joint committee on Finance.

By request of Senator Johnson, with unanimous consent, the appointments of Bertram McNamara and Nancy Barkla were taken from the committee on Health, Education and Welfare and considered for action en masse at this time.

BERTRAM N. MCNAMARA, of Milwaukee as a member of the Board of Regents of the University of Wisconsin System, to serve for a term ending May 1, 1980.

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BARKLA, NANCY., of River Falls, as a member of the Board of Regents of the University of Wisconsin System, to succeed Eugene Murphy, to serve for the remainder of the unexpired term ending May 1, 1973 and then for a term ending May 1, 1980.

Read.

The question was: Confirmation?

The ayes and noes were required and the vote was: ayes, 31; noes, 0; absent or not voting, 2; as follows:

Ayes -- Senators Bablitch, Bidwell, Chilsen, Dorman, Flynn, Frank, 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.

Noes -- None.

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

So the appointments were confirmed.

By request of Senator Johnson, with unanimous consent, the appointment of Roland B. Day was taken from the committee on Health, Education and Welfare and considered for action at this time.

DAY, ROLAND B., of Madison, as a member of the University of Wisconsin System Board of Regents, to succeed David Carley, for the remainder of the unexpired term ending May 1, 1974.

The question was: Confirmation?

Senator Parys asked unanimous consent that the appointment of Roland B. Day be laid on the table.

Senator Risser objected.

Senator Parys moved that the appointment of Roland B. Day be laid on the table.

Senator Risser raised the point of order that appointments must either be confirmed or rejected and not tabled.

The chair ruled the point of order not well taken.

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The ayes and noes were demanded and the vote was: ayes, 6; noes, 26; absent or not voting, 1; as follows:

Ayes -- Senators Chilsen, Keppler, Murphy, Parys, Roseleip and Swan, J.D. -- 6.

Noes -- Senators Bablitch, Bidwell, Devitt, Dorman, Flynn, Frank, Hollander, Johnson, Kasten, Knowles, Knutson, Krueger, LaFave, LaFollette, Lorge, McKenna, Martin, Peloquin, Petri, Risser, Schuele, Steinhilber, Swan, M., Theno, Thompson and Whittow -- 26.

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

So the motion did not prevail.

The question was: Confirmation?

The ayes and noes were required and the vote was: ayes, 28; noes, 4; absent or not voting, 1; as follows:

Ayes -- Senators Bablitch, Bidwell, Devitt, Dorman, Flynn, Frank, Hollander, Johnson, Kasten, Keppler, Knowles, Knutson, Krueger, LaFave, LaFollette, Lorge, McKenna, Martin, Peloquin, Petri, Risser, Roseleip, Schuele, Steinhilber, Swan, M., Theno, Thompson and Whittow -- 28.

Noes -- Senators Chilsen, Murphy, Parys and Swan, J.D. -- 4.

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

So the appointment was confirmed.

MOTIONS UNDER JOINT RULE 26

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Senator Daniel O. Theno of Ashland is on Saturday, June 16, 1973 marrying Susan Burnham of Chetek; and

Whereas, Senator Theno has been an energetic, diligent, and celibate member of this legislature, making an important contribution to our work despite his extreme youth; and

Whereas, due to his efforts and virtue Senator Theno has earned promotion to the state of wedded bliss; now, therefore, The Members of the Wisconsin Legislature, on the motion of the entire membership of the senate and Representative Schrickler, under

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Joint Rule 26, be it resolved that the Wisconsin Legislature does hereby take official note of and congratulate Senator Theno as he joins the ranks of the wed.

Read and adopted.

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, William A. Canary, a lifelong resident of Footville, Wisconsin, and president of the Footville State Bank, has enjoyed a distinguished career in banking; and

Whereas, Mr. Canary is a past president of the Wisconsin Bankers Association and a former chairman of the State Banking Review Board; and

Whereas, William Canary, a World War I Navy veterans, courageously pursued and assisted in capturing an armed bank robber in 1965; and

Whereas, he is a veterans of distinction as past Chef de Gare (1950-51) of Wisconsin's 40 et 8 and, as past chairman of the Board of Camp American Legion; now, therefore, The Members of the Wisconsin Legislature, on the motion of Senators Roseleip, Devitt, J. Swan and Representatives Tregoning and Atkinson, under Joint Rule 26, commend William A. Canary on his many years of distinguished service to his state and community in the banking profession and as a leader in veterans organizations, and wish him continued success in all of his endeavors.

Read and adopted.

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Edmund L. Wescott, a native of Busseyville, Wisconsin, resides in Waukesha and commutes to his office in the state capitol; and

Whereas, Mr. Wescott is a past national commander and chief of the Spanish American War Veterans; and

Whereas he has served as superintendent on Memorial Hall under the department of veterans' affairs since 1962; and

Whereas, Mr. Wescott celebrated his 94th birthday on April 2; now, therefore, The Members of the Wisconsin Legislature, on the motion of the entire membership of the senate and Representatives Tregoning and Atkinson, under Joint Rule 26,

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congratulate Edmund L. Wescott on the celebration of his 94th birthday and commend him for his many years of service to his state and country.

Read and adopted.

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, the future of our state and nation rests with our youth; and

Whereas, the appreciation of music adds to the cultural character of the individual; and

Whereas, the spirit of clean competition promotes the best that is America; and

Whereas, the Madison Scouts Drum and Bugle Corps is celebrating its 35th anniversary in 1973; and

Whereas, the Madison Scouts will host the finest drum and bugle corps in the nation at the 21st annual Drums on Parade on July 8, 1973, in Madison; now, therefore, The Members of the Wisconsin Legislature, on the motion of Senator Risser, under Joint Rule 26, do congratulate the Madison Scouts Drum and Bugle Corps Association for its work with thousands of Madison boys since the Madison Scouts was founded by the revered C.H. Beebe and wish continued success to the Madison Scouts organization in its work with Madison's youth.

Read and adopted.

By request of Senator Risser, with unanimous consent, the senate recessed until 11:45 A.M.

11:30 A.M.

RECESS

11:45 A.M.

The senate reconvened.

Senator Steinhilber asked unanimous consent that **Assembly Bill 31** be considered for action at this time.

Senator McKenna objected.

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Senator Steinhilber moved that **Assembly Bill 31** be considered for action at this time.

Senator McKenna raised the point of order that suspension of the rules were not in order on **Assembly Bill 31** as it had not been given a public hearing.

The chair ruled the point of order not well taken.

The ayes and noes were required and the vote was: ayes, 18; noes, 14; absent or not voting, 1; as follows:

Ayes -- Senators Bidwell, Chilsen, Devitt, Hollander, Johnson, Kasten, Keppler, Knowles, Knutson, Krueger, LaFave, Lorge, Murphy, Petri, Roseleip, Steinhilber, Swan, J.D. and Theno -- 18.

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

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

Less than two-thirds having voted in the affirmative the motion did not prevail.

Senator Johnson moved that the senate adjourn until 9:00 A.M. Friday, June 7 and for the following weeks on Monday, Wednesday and Friday for skelton sessions until Wednesday, June 20 at 10:00 A.M. for a regular session.

The chair recessed the senate until 1:00 P.M.

12:25 P.M.

RECESS

1:00 P.M.

The senate reconvened.

Senator Risser moved to amend the adjournment motion to June 12 at 10:00 A.M. for a regular session.

Senator Johnson moved rejection.

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

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Ayes -- Senators Bidwell, Chilsen, Devitt, Frank, Hollander, Johnson, Kasten, Keppler, Knowles, Knutson, Krueger, LaFave, Lorge, Murphy, Peloquin, Petri, Roseleip, Steinhilber, Swan, J.D. and Theno -- 20.

Noes -- Senators Bablitch, Dorman, Flynn, LaFollette, McKenna, Parys, Risser, Schuele, Swan, M., Thompson and Whittow -- 11.

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

So the motion prevailed.

AMENDMENTS OFFERED

Senate amendment 3 to **Assembly Bill 128** by Senator Krueger.

Senate substitute amendment 1 to **Assembly Bill 219** by Senator Frank.

Senate amendment 1 to senate amendment 1 to **Senate Bill 165** by Senator J. D. Swan.

Senate amendment 1 to **Senate Bill 177** by Senator Bidwell.

Senate amendment 2 to **Senate Bill 177** by Senator Bidwell.

Senate amendment 1 to **Senate Bill 490** by Senator Devitt, by request of the Legislative Committee of Milwaukee County.

The question was: Shall the senate adjourn until 9:00 A.M. Friday, June 8 for a skelton session and for the following weeks on Monday, Wednesday and Friday's for skelton sessions until Wednesday, June 20 at 10:00 A.M. for a regular session?

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

Ayes -- Senators Bidwell, Chilsen, Devitt, Hollander, Johnson, Kasten, Keppler, Knowles, Knutson, Krueger, LaFave, Lorge, Murphy, Petri, Roseleip, Steinhilber, Swan, J.D. and Theno -- 18.

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

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

So the motion prevailed.

1:25 P.M.

INTRODUCTION OF GUESTS

Senator Bidwell introduced Dr. Bruce Koch of Prairie du Sac, Wisconsin.

Senator Risser introduced Mr. Fred Postler of Madison, Wisconsin.

Senator Schuele introduced Mrs. Rucinski, Miss Glaser and 55 students of Bruce School, Milwaukee, Wisconsin.