

JOURNAL OF THE ASSEMBLY [April 26, 1978]

STATE OF WISCONSIN

# Assembly Journal

Eighty-Third Regular Session

WEDNESDAY, April 26, 1978.

The chief clerk makes the following entries under the above date:

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## COMMUNICATION

State of Wisconsin  
Department of State  
Madison

To Whom It May Concern:

Dear Sir: Acts, joint resolutions and resolutions, deposited in this office, have been numbered and published as follows:

Bill, Jt. Res. or Res.	Chapter No.	Publication date
Assembly Bill 1272	245	April 21, 1978
Assembly Bill 1223	247	April 21, 1978
Assembly Bill 220	250	April 24, 1978
Assembly Bill 389	251	April 24, 1978
Assembly Bill 659	252	April 24, 1978
Assembly Bill 24	254	April 24, 1978
Assembly Bill 130	255	April 24, 1978
Assembly Bill 165	256	April 24, 1978
Assembly Bill 309	257	April 24, 1978
Assembly Bill 461	258	April 24, 1978
Assembly Bill 564	259	April 24, 1978
Assembly Bill 638	260	April 24, 1978
Assembly Bill 663	261	April 24, 1978
Assembly Bill 678	262	April 24, 1978
Assembly Bill 720	263	April 24, 1978
Assembly Bill 753	264	April 24, 1978
Assembly Bill 851	265	April 24, 1978
Assembly Bill 923	266	April 24, 1978

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Assembly Bill 1067 ----- 267 ----- April 24, 1978

DOUGLAS LaFOLLETTE  
Secretary of State

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EXECUTIVE COMMUNICATIONS

State of Wisconsin  
Office of the Governor  
Madison

To the Honorable, the Assembly:

The following bills, originating in the assembly, have been approved, signed and deposited in the office of the Secretary of State:

Assembly Bill	Chapter No.	Date Approved
220 -----	250 -----	April 17, 1978
389 -----	251 -----	April 17, 1978
659 -----	252 -----	April 17, 1978
24 -----	254 -----	April 18, 1978
130 -----	255 -----	April 18, 1978
165 -----	256 -----	April 18, 1978
309 -----	257 -----	April 18, 1978
461 -----	258 -----	April 18, 1978
564 -----	259 -----	April 18, 1978
638 -----	260 -----	April 18, 1978
663 -----	261 -----	April 18, 1978
678 -----	262 -----	April 18, 1978
720 -----	263 -----	April 18, 1978
753 -----	264 -----	April 18, 1978
851 -----	265 -----	April 18, 1978
923 -----	266 -----	April 18, 1978
1067 -----	267 -----	April 18, 1978
1004 (partial veto) -----	274 -----	April 20, 1978
868 -----	275 -----	April 24, 1978
610 -----	276 -----	April 24, 1978
349 (partial veto) -----	277 -----	April 25, 1978

Respectfully submitted,  
MARTIN J. SCHREIBER  
Acting Governor

GOVERNOR'S VETO MESSAGES

April 20, 1978

To the Honorable Members of the Assembly:

I have approved **Assembly Bill 1004** as Chapter 274, Laws of 1977, and deposited it in the office of the Secretary of State.

I have exercised the partial veto power in two instances. **Assembly Bill 1004** established a five member Wisconsin Waterways Commission attached to the Department of Natural Resources to administer the newly created recreational boating facilities program. The Commission's membership is carefully balanced to provide appropriate geographical representation. Further, a Commission member must be able to assess the recreational water use problems in his or her geographical area of the state. Given these prerequisites, I do not believe that it is necessary or desirable to require in addition that the members also must be "active", "knowledgeable" and "experienced recreational boat users". Aside from the difficulty inherent in assessing the meaning of these terms, I believe that all persons who are able to assess their geographical area's needs should be eligible to serve.

My second veto relates to the state's authority to share the costs of maintaining recreational boating facilities. Under the bill, the state can provide up to 50 percent of the cost of the feasibility studies and 50 percent of the actual construction costs. While I support this cost-sharing arrangement, giving priority to feasibility studies and construction, I believe that municipalities should be prepared to operate and maintain these facilities once constructed. In any event, the feasibility studies and the facilities construction will, for the most part, precede facilities maintenance. However, if as the program develops, a compelling argument arises for providing permanent state involvement in selective cases, maintenance cost-sharing is a question that could easily be re-examined.

Respectfully submitted,

MARTIN J. SCHREIBER

Acting Governor

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GOVERNOR'S VETO MESSAGES

April 25, 1978

To the Honorable Members of the Assembly:

I have approved **Assembly Bill 349** as Chapter 277, Laws of 1977, and deposited it in the office of the Secretary of State.

The bill makes Wisconsin's ethics law one of the best in the nation. I have exercised the partial veto in some instances to strengthen the bill by making its reporting requirements more timely and more precise.

Section 8 of the bill defines the word "associated" insofar as it relates to the disclosure requirements of the bill. Specifically, it requires the reporting of interests in any organization in which the public official owns "at least ten percent of the equity and voting rights." This provision is unnecessarily narrow and would exempt from disclosure certain financial relationships that might involve considerable financial interests but not voting rights. For example, limited partnership interests or rights to income from a trust would be excluded from the reporting requirements. Therefore, I have deleted the words "and voting rights" from the bill so that disclosure is required whenever a public official owns a ten percent interest in a particular organization whether or not that official also has voting rights.

Section 15 of the bill provides that statements of economic interests shall be filed "not later than the third day following the deadline for filing nomination papers for the office for which the person is a candidate ... unless such person has previously filed a statement of economic interests with the board during that year." The effect of the language is to require that challengers for public office will file the expanded statement of economic interests provided for in the new law, while incumbents who will have already filed the more limited statement of economic interests required by the current law, will be exempt from the more stringent filing requirements. I do not believe this result was intended and have therefore stricken the language which exempts incumbents from filing the new ethics form prior to the election.

Section 19 of the bill requires public officials and candidates for public office to disclose any real estate holdings they have in Wisconsin. Specifically, those covered by the bill are asked to identify the county in which their holdings are located. I do not believe that this broad requirement is sufficient to meet the objectives

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of disclosure. I have, therefore, stricken the words "county in which" from the bill so that a more precise description of the location of the real estate will be required.

Section 21 of the bill requires that income derived from certain trusts must be reported on the statement of financial interests. Specifically excluded from the reporting requirements are interests in trusts which were created by a person other than a public official and which were not created while the person who is required to file is a state public official. There is no reason why such trusts must be exempt from disclosure. The important element in any reporting requirement is the nature of a particular financial interest, not when that interest may have been acquired.

Section 36 of the bill provides a procedure for the review of administrative rules adopted pursuant to the new law. The procedure provided in this bill is not the same as that which has been appended to other legislation as a means of resolving the impasse between the two houses concerning prior review of administrative rules. This bill provides that in the event the Joint Committee for the Review of Administrative Rules disapproves a proposed rule, the rule may not be promulgated unless properly enacted law specifically authorizes the adoption of that rule. This provision is contrary to the existing practice and the agreed-upon amendment which require that the JCRAR must introduce a bill upholding its disapproval of a particular rule if that disapproval is to remain in effect. Accordingly, I have deleted the language in the bill which sets in motion this unacceptable procedure.

Respectfully submitted,  
MARTIN J. SCHREIBER  
Acting Governor

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MESSAGE FROM THE SENATE

By Donald J. Schneider, chief clerk.

Mr. Speaker:

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

A joint certificate of congratulations by Representative Duren; co-sponsored by Senator Morrison for the UW Center-Richland Roadrunners on their WCC basketball championship.

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**A joint certificate of congratulations by Representative Duren; co-sponsored by Senator Morrison for Paul Nooyen on winning the National Junior College Wrestling Title.**