

STATE OF WISCONSIN

Assembly Journal

Eighty-Ninth Regular Session

WEDNESDAY, April 18, 1990

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

ADMINISTRATIVE RULES

Read and referred:

Assembly Clearinghouse Rule 88-148

Relating to foster home care for children.

Submitted by Department of Health and Social Services.

To committee on Children and Human Services.

Referred on April 12, 1990.

Assembly Clearinghouse Rule 89-199

Relating to sport fishing.

Submitted by Department of Natural Resources.

To committee on Tourism, Recreation and Government Operations.

Referred on April 12, 1990.

Assembly Clearinghouse Rule 89-200

Relating to sport fishing.

Submitted by Department of Natural Resources.

To committee on Tourism, Recreation and Government Operations.

Referred on April 12, 1990.

Assembly Clearinghouse Rule 90-9

Relating to special deer hunts by disabled persons.

Submitted by Department of Natural Resources.

To committee on Tourism, Recreation and Government Operations.

Referred on April 12, 1990.

Assembly Clearinghouse Rule 90-10

Relating to an early goose hunting season for resident giant Canada geese.

Submitted by Department of Natural Resources.

To committee on Tourism, Recreation and Government Operations.

Referred on April 12, 1990.

Assembly Clearinghouse Rule 90-20

Relating to the furnishing of copies of public service commission decisions.

Submitted by Public Service Commission.

To committee on Environmental Resources and Utilities.

Referred on April 12, 1990.

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 | Act No. | Date Signed |
|--------------------|---------|----------------|
| 218 | 186 | April 10, 1990 |
| 277 | 187 | April 10, 1990 |
| 316 | 188 | April 10, 1990 |
| 516 | 189 | April 10, 1990 |
| 656 | 190 | April 10, 1990 |
| 722 | 191 | April 10, 1990 |
| 451 | 193 | April 11, 1990 |
| 452 | 194 | April 11, 1990 |
| 453 | 195 | April 11, 1990 |
| 927 | 196 | April 11, 1990 |
| 4 | 197 | April 12, 1990 |
| 35 | 198 | April 12, 1990 |
| 229 (partial veto) | 199 | April 12, 1990 |
| 305 | 200 | April 12, 1990 |
| 400 | 201 | April 12, 1990 |
| 456 (partial veto) | 202 | April 12, 1990 |
| 461 (partial veto) | 203 | April 12, 1990 |
| 503 | 204 | April 12, 1990 |
| 609 | 205 | April 12, 1990 |
| 822 | 206 | April 12, 1990 |
| 836 | 207 | April 12, 1990 |
| 889 | 208 | April 12, 1990 |
| 107 (partial veto) | 218 | April 12, 1990 |
| 168 | 219 | April 12, 1990 |
| 264 | 220 | April 12, 1990 |
| 424 | 221 | April 12, 1990 |
| 435 | 222 | April 12, 1990 |
| 469 | 223 | April 12, 1990 |
| 555 | 224 | April 12, 1990 |
| 558 | 225 | April 12, 1990 |
| 648 | 226 | April 12, 1990 |
| 839 | 227 | April 12, 1990 |
| 282 | 238 | April 16, 1990 |
| 349 | 239 | April 16, 1990 |
| 382 | 240 | April 16, 1990 |
| 634 | 241 | April 16, 1990 |
| 849 | 242 | April 16, 1990 |
| 220 | 243 | April 17, 1990 |
| 496 | 244 | April 17, 1990 |
| 598 | 245 | April 17, 1990 |

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711----- 246----- April 17, 1990
895----- 247----- April 17, 1990

Respectfully submitted,
TOMMY G. THOMPSON
Governor

GOVERNOR'S VETO MESSAGE

April 12, 1990

To the Honorable Members of the Assembly:

I have approved **Assembly Bill 107** as 1989 Wisconsin Act 218, and have deposited it in the Office of the Secretary of State. I have exercised the partial veto to amend Section 9 and eliminate Section 10, both pertaining to the effective date of the provisions.

As passed by the Legislature, **Assembly Bill 107** would have two effective dates. The courts ability to use the provisions to divide Wisconsin Retirement System (WRS) rights and benefits would have been available for qualified domestic relations orders issued the day after publication. In addition, most of the funding and position authority for the Department of Employee Trust Funds (DETF) would be effective on the day after publication. All other provisions contained in **Assembly Bill 107** would be effective on the first day of the fourth month following publication.

My partial veto of Sections 9 and 10 provides one effective date, the day after publication, for all provisions in **Assembly Bill 107**.

The rationale for having two effective dates was to allow courts to use the provisions of **AB 107** as soon as possible, yet allow DETF three months to implement the bill. However, as a consequence, this arrangement may cause conflicts in implementation. Courts may immediately issue divorce orders for the division of benefits, but DETF will not be allowed to actually divide the benefits for 90 days. During this time, participants named in divorce orders may be seeking the payment of benefits. This conflict will make the initial administration of the division of benefits more burdensome and could result in lawsuits filed against DETF. In addition, this partial veto allows DETF to receive immediately all available resources for administration of the provisions. Given the fact that implementation of **Assembly Bill 107** will begin on the day following publication, all appropriated funds and positions will be needed as soon as possible.

This partial veto will improve the implementation of the changes made in this act, and allow our pension system to serve the courts, WRS participants and others in the most efficient manner.

Respectfully submitted,
TOMMY G. THOMPSON
Governor

GOVERNOR'S VETO MESSAGE

April 12, 1990

To the Honorable Members of the Assembly:

I have approved **Assembly Bill 229** as 1989 Wisconsin Act 199, and have deposited it in the Office of the Secretary of State. The bill establishes a statutory framework for the licensure and regulation of hospices. I have exercised the partial veto on sections 1 and 10 (2). These sections create an appropriation and authorize increased positions in the Department of Health and Social Services (DHSS) for licensing and regulation of hospices.

I am vetoing those provisions in the bill that appropriate funds and increase authorized positions in state fiscal year 1989-90 because, with only ten weeks remaining in this fiscal year, DHSS will be unable to utilize this funding and position authority.

Based on personal experience, I have been impressed with the excellent work of the many persons, including volunteers, serving the terminally ill in our state's hospices. The provisions in **AB 229** balance the need for minimum quality of care standards and the importance of promoting the efforts of hospice organizations.

Respectfully submitted,
TOMMY G. THOMPSON
Governor

GOVERNOR'S VETO MESSAGE

April 12, 1990

To the Honorable Members of the Assembly:

I have approved **Assembly Bill 456** as 1989 Wisconsin Act 202, and have deposited it in the Office of the Secretary of State. I have exercised the partial veto in Sections 3 and 5 to remove the funding from the appropriation for fiscal year 1989-90, and I have partially vetoed a part of Section 2 to remove legislative representation on the Council on Physical Disabilities.

Assembly Bill 456 creates a Council on Physical Disabilities attached to the Department of Health and Social Services. I support the creation of this Council and believe it will improve the coordinated delivery of services to Wisconsin citizens with physical disabilities. I do not believe that legislative representation on the Council is necessary, as it is an executive branch council.

I am vetoing the appropriation of \$12,000 GPR in FY90. As the effective date for the appointment of Council members is the first day of the fourth month after

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publication, it is not necessary to provide funding in the first year of the biennium.

Respectfully submitted,
TOMMY G. THOMPSON
Governor

GOVERNOR'S VETO MESSAGE

April 12, 1990

To the Honorable Members of the Assembly:

I have approved **Assembly Bill 461** as 1989 Wisconsin Act 203, and have deposited it in the Office of the Secretary of State. I have exercised the partial veto to remove Sections 1, 2 and 3 of the bill, which apply to requiring and paying for instruction on the human immunodeficiency virus and acquired immunodeficiency syndrome.

AB 461 seeks to address preventing the transmission of the AIDS virus by requiring that it be included as part of school district health curricula. I believe that preventing the spread of AIDS is one of the major health issues facing the state and that education must be part of the solution. However, I am concerned that creating a sum-sufficient appropriation is not responsible fiscal policy.

Current law already requires that school districts offer instruction on preventing sexually transmitted diseases. According to the recent DPI survey, 71% of school districts include AIDS as part of that instruction. **AB 461** is not clear on whether school districts which already have AIDS prevention programs can seek state reimbursement for their costs or on what costs are eligible for reimbursement.

I am retaining language requiring DPI to include AIDS as part of their critical health problems education program and requiring school districts receiving human growth and development grants from the state to provide AIDS prevention instruction. School district participation in both these programs is voluntary. I believe that education is the cornerstone to preventing the spread of AIDS and I hope signing this bill encourages more school districts to implement AIDS education programs.

Respectfully submitted,
TOMMY G. THOMPSON
Governor

COMMUNICATIONS

State of Wisconsin
Department of State
Madison

To Whom It May Concern:

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

| Bill or Res. No. | Act No. | Publication date |
|--------------------------------|-----------|------------------|
| Assembly Bill 705 ----- | 159 ----- | April 18, 1990 |
| Assembly Bill 715 ----- | 160 ----- | April 18, 1990 |

Sincerely,
DOUGLAS La FOLLETTE
Secretary of State