

1999 DRAFTING REQUEST

Assembly Amendment (AA-ASA1-AB133)

Received: 06/23/99

Received By: kenneda

Wanted: As time permits

Identical to LRB:

For: Senate Democratic Caucus

By/Representing: Walter

This file may be shown to any legislator: NO

Drafter: mdsida

May Contact:

Alt. Drafters: kenneda

Subject: Health - miscellaneous

Extra Copies:

Pre Topic:

SDC:.....Walter - 4203

Topic:

Grant for St. Clare Health Mission

Material from this bill has been moved to b1764

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/1	mdsida 06/24/99	wjackson 06/24/99	martykr 06/25/99	_____	lrb_docadmin 06/25/99		

FE Sent For:

<END>

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DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBb1228/1dn
MGD:wj:km

June 25, 1999

It is possible that a Wisconsin court would find that this amendment is a "private or local law" which, under art. IV, sec. 18 of the Wisconsin Constitution, must be enacted as single-subject legislation. If so, this amendment cannot validly be enacted as part of the budget bill, which clearly encompasses more than one subject. Under *Milwaukee Brewers Baseball Club v. Wisconsin Dept. of Health and Social Services*, 130 Wis. 2d 79, 115 (1986), "a legislative provision which is specific to any person, place or thing is a private or local law within the meaning of art. 4, sec. 18, unless: 1) the general subject matter of the provision relates to a state responsibility of statewide dimension; and 2) its enactment will have direct and immediate effect on a specific statewide concern or interest". As it is difficult to predict the potential for and outcome of any court action on this amendment, you may wish to consider introducing this proposal as a separate bill.

Michael Dsida
Legislative Attorney
Phone: (608) 266-9867

SDC:.....Walter - 4203 Grant for St. Clare Health Mission

FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION

CAUCUS AMENDMENT

TO ASSEMBLY SUBSTITUTE AMENDMENT 1,

TO 1999 ASSEMBLY BILL 133

1 At the locations indicated, amend the substitute amendment as follows:

2 **1.** Page 339, line 13: delete that line and substitute:

3 “**SECTION 377g.** 20.435 (1) (gp) of the statutes is renumbered 20.435 (4) (gp) and
4 amended to read:

5 20.435 (4) (gp) *Health care; aids.* All moneys received under s. 146.99, to be
6 used for purchase of primary health care services under s. 146.93 and for a grant
7 under 1999 Wisconsin Act (this act), section 9123 (12m).

8 **SECTION 377h.** 20.435 (4) (gp) of the statutes, as affected by 1999 Wisconsin Act
9 (this act), is amended to read:

