

2001 DRAFTING REQUEST

Assembly Amendment (AA-AA1-AB843)

Received: 02/24/2002

Received By: **rmarchan**

Wanted: **Today**

Identical to LRB:

For: **Marc Duff (608) 266-1190**

By/Representing:

This file may be shown to any legislator: **NO**

Drafter: **rmarchan**

May Contact:

Addl. Drafters: **kuesejt**

Subject: **Elections - campaign finance**

Extra Copies:

Submit via email: **YES**

Requester's email: **Rep.Duff@legis.state.wi.us**

Carbon copy (CC:) to: **robert.marchant@legis.state.wi.us**

Pre Topic:

No specific pre topic given

Topic:

AA (severability of 11.26 (1m) and (2m) to AA1 (various changes) to AB-843 (Duff campaign finance proposal)

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>
/?	rmarchan 02/24/2002 kuesejt 02/25/2002	csicilia 02/25/2002		_____			
/1			pgreensl	_____	lrb_docadmin	lrb_docadmin	

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			02/25/2002 _____		02/25/2002	02/25/2002	

FE Sent For:

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1?	rmarchan	1 jjs 2/25 02	2/25 pg	2/25 pg	2/26 pg		JK

FE Sent For:

<END>

Marchant, Robert

From: Rettke, Brandon [RettkeB@WEAC.org]
Sent: Saturday, February 23, 2002 1:26 PM
To: robert.marchant@legis.state.wi.us
Cc: Matthew W. O'Neill (E-mail)
Subject: Need for another amendment.

Rob, I talked with Rep. Duff on Thursday about needing to amend the severability clause a little. Since WEAC believes that the provision that cuts contribution limits in half of non-grant candidates is the most constitutionally unsound provision, Marc agreed that we should single out that portion of the bill in the severability clause so that if any of that provision is ruled unconstitutional, then only that provision falls. I believe the language below would be accurate, but I would check the statute sections to make sure. Thanks for all your help.

Notwithstanding section 990.001 (11) of the statutes, if a court finds that all or any portion of sections 11.26 (1), 11.26 (1m), 11.26 (2m), or 11.26 (2t) of the statutes, as created by this act, is unconstitutional, then sections 11.26 (1), 11.26 (1m), 11.26 (2m), and 11.26 (2t) of the statutes, as created by this act, are void in their entirety.

Brandon Rettke
Government Relations Program Specialist
Wisconsin Education Association Council
608-220-0458



State of Wisconsin
2001 - 2002 LEGISLATURE

LRBa1336/1
RJM&JTK:
gs / EMMC
DWOTE

TODAY

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~

ASSEMBLY AMENDMENT,
TO ASSEMBLY AMENDMENT 1,
TO 2001 ASSEMBLY BILL 843

before that line insert:
non stat
§ 66.46 (39) Nonseverability

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

FIX
COM
PONENT

2 1. Page 5, line 15: after "~~NONSEVERABILITY~~" insert [Ⓢ]; CERTAIN CONTRIBUTION
3 LIMITATIONS. Notwithstanding section 990.001 (11) of the statutes, if a court finds
4 that all or any portion of the statutes listed in paragraph (a) or all or any portion of
5 the treatments listed in paragraph (b) is unconstitutional, then all of the statutes
6 listed in paragraph (a) and all of the treatments listed in paragraph (b) are void in
7 their entirety:

NON STAT

8 (a) Statutes created by this act. Sections 11.26 (1m), (1t), (2m), and (2t), ~~or 11.26~~ and
9 (10a) (with respect to the reference to 11.26 (1m) and (2m)) of the statutes, as created
10 by this act.

✓✓✓✓

STAT
was

1 (b) *Treatments of current statutes by this act.* Sections 11.06 (7m) (a) (with
 2 respect to the reference to 11.26 (1m) and (2m)) and (b) ~~(or)~~ 11.26 (1) (intro.) (with
 3 respect to the reference to 11.26 (1t) and the filing of an affidavit under 11.31 ~~(2m)~~,
 4 (2) (intro.) (with respect to the reference to 11.26 (2t) and the filing of an affidavit
 5 under 11.31 (2m)), (3), (5), (6) (with respect to the reference to 11.26 (1m) and (2m)),
 6 (15) (with respect to the reference to 11.26 (1m) and (2m)), and (17) ^(a) (with respect to
 7 the reference to 11.26 (1m)) of the statutes.

8 ~~9 #. Page 5, line 15: delete "(3m) Nonseverability" and~~
 " (3r) NONSEVERABILITY; OTHER PROVISIONS". ~~Substitute (no 9)~~

9 **2.** Page 5, line 21: delete "(1m), (1t), (2m), (2t), and". ✓

10 **3.** Page 5, line 21: delete the material beginning with "11.26 (10a)" and ending
 11 with "(2m));" on line 22. ✓

12 **4.** Page 6, line 2: delete the material beginning with "and (7m)" and ending
 13 with "and (b)" on line 3. ✓

14 **5.** Page 6, line 3: delete "(1t) and". ✓

15 **6.** Page 6, line 3: delete the material beginning with "and the" and ending with
 16 "(2m)" on line 4. ✓

17 **7.** Page 6, line 4: delete the material beginning with "(2) (intro.)" and ending
 18 with "(2m));" on line 6. ✓

19 **8.** Page 6, line 7: after "(9m)" insert ")". ✓

20 **9.** Page 6, line 7: delete "(b))" and substitute "(b)". ✓

21 **10.** Page 6, line 7: delete the material beginning with "(15)" and ending with
 22 "(2m))" on line 8. ✓

STAT
leave
as typed

1

11. Page 6, line 8: delete "(17) (a)" and substitute "(17) (a) (with respect to the
reference to ^{11.26} (9m))".

2

3

(END)



**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRBa1336/?dn
RJM&JTK:/:...

gjs

Representative Duff:

to AB-843

Attached is the amendment to AA-1, requested via Brandon Rettke, which provides a separate nonseverability provision applicable to the provisions that double individual and committee contribution limitations for candidates that participate in the Wisconsin Election Campaign Fund or file an affidavit to adhere to disbursement and self-contribution limits. Please let us know if you have any questions.

Robert J. Marchant
Legislative Attorney
Phone: (608) 261-4454
E-mail: robert.marchant@legis.state.wi.us

Jeffery T. Kuesel
Managing Attorney
Phone: (608) 266-6778

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRBa1336/1dn
RJM&JTK:cjs:pg

February 25, 2002

Representative Duff:

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