

**2009 DRAFTING REQUEST**

**Assembly Amendment (AA-AB365)**

Received: **09/29/2009**

Received By: **rryan**

Wanted: **As time permits**

Identical to LRB:

For: **Frederick Kessler (608) 266-5813**

By/Representing: **Andy Hinkel**

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

Drafter: **rryan**

May Contact:

Addl. Drafters:

Subject: **Correctional System - misc**

Extra Copies:

Submit via email: **YES**

Requester's email: **Rep.Kessler@legis.wisconsin.gov**

Carbon copy (CC:) to:

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**Pre Topic:**

No specific pre topic given

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**Topic:**

Victim testimony at revocation hearing

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**Instructions:**

See attached

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**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	rryan 09/29/2009	wjackson 09/29/2009	phenry 09/30/2009	_____	sbasford 09/30/2009	sbasford 09/30/2009	

FE Sent For:

<END>

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/?	rryan	1 wly 9/29	9/30 ph	9/30 ph			

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<END>

9/29/09

Call from Andy for Rep Kessler

AB 365 - concerned about due process  
Reverse the burden to show  
good cause -

OK with Andy to say - no  
subpoena of hearing examiner  
if no good cause for  
not compelling victim to  
appear



State of Wisconsin  
2009 - 2010 LEGISLATURE

LRBa0795/2

RLR:f:...

Wlj  
RMR

Wed. by 9 AM

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~

ASSEMBLY AMENDMENT,  
TO 2009 ASSEMBLY BILL 365

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

2 ✓ 1. Page 2, line 5: delete "available, a" and substitute "available".

3 ✓ 2. Page 2, line 6: delete lines 6 to 8 and substitute "and the hearing examiner  
4 determines that there is good cause for not requiring the victim to appear at the  
5 administrative hearing, a subpoena for the victim to appear at the administrative  
6 hearing may not be issued."

7 ✓ 3. Page 2, line 13: delete "available, a" and substitute "available".

8 ✓ 4. Page 2, line 14: delete lines 14 to 16 and substitute "and the hearing  
9 examiner determines that there is good cause for not requiring the victim to appear  
10 at the administrative hearing, a subpoena for the victim to appear at the  
11 administrative hearing may not be issued."

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~~#~~ Page 3, line 7: delete the material beginning with "~~a party~~  
~~administrative~~" and ending with line 9 and substitute "and the hearing examiner  
determines that there is good cause for not requiring the victim to appear at the  
administrative hearing, a subpoena for the victim to appear at the administrative  
hearing may not be issued." ✓

~~#~~ Page 2, line 21: delete the material beginning with "~~a party~~  
~~administrative~~" and ending with page 3, line 2 and substitute "and the hearing  
examiner determines that there is good cause for not requiring the victim to appear  
at the administrative hearing, a subpoena for the victim to appear at the  
administrative hearing may not be issued." ✓

(END)