

2013 DRAFTING REQUEST

Bill

Received: 12/26/2012 Received By: tkuczens
 Wanted: As time permits Same as LRB:
 For: Gary Hebl (608) 266-7678 By/Representing: Mike Murray
 May Contact: Drafter: tkuczens
 Subject: Courts - courts/judges/commsrs Addl. Drafters:
 Extra Copies:

Submit via email: YES
 Requester's email: Rep.Hebl@legis.wisconsin.gov
 Carbon copy (CC) to: tracy.kuczenski@legis.wisconsin.gov

Pre Topic:

No specific pre topic given

Topic:

equally divided decisions of the supreme court in cases of judicial misconduct or permanent disability

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>
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/1				_____	srose 1/3/2013	srose 4/1/2013	

FE Sent For:

Not Needed

<END>

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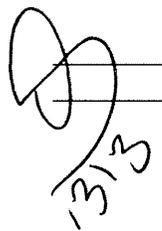
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/?	tkuczens						



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Kuczenski, Tracy

From: Murray, Mike
Sent: Wednesday, December 26, 2012 11:46 AM
To: Kuczenski, Tracy
Subject: redraft requests

Hi Tracy, I hope that you're having a nice holiday season. Gary would like to redraft the judicial ethics bills that you drafted last session: LRB 3811/1, LRB 3812/1, and 3810/1. Thanks for all of your help and let me know if you need any more information.

Mike

Mike Murray
Office of Rep. Gary Hebl
46th Assembly District



State of Wisconsin
2011 - 2012 LEGISLATURE

-0909/1



LRB-3810/1

TKK:jld:jm

MMR

2011 ASSEMBLY BILL 683

2013

in 12/26/12

Stays

March 8, 2012 - Introduced by Representatives HEBL, JORGENSEN, ROYS, C. TAYLOR, BERCEAU, TURNER, PASCH, RICHARDS, BEWLEY, POPE-ROBERTS and KESSLER, cosponsored by Senators S. COGGS and C. LARSON. Referred to Committee on Judiciary and Ethics.

revised

1 AN ACT to amend 757.91 of the statutes; relating to: equally divided
2 determinations of the Wisconsin Supreme Court on matters of judicial
3 discipline or permanent disability.

Analysis by the Legislative Reference Bureau

Under current law, the Judicial Commission (commission) must investigate any possible misconduct or permanent disability of a judge or circuit or supplemental court commissioner. If, after the investigation, the commission finds probable cause that the judge or court commissioner has engaged in misconduct or has a permanent disability, the commission must file a petition with the Wisconsin Supreme Court (supreme court) and prosecute the case against the judge or court commissioner. The case is heard either by a panel of judges or, when requested by the commission, a jury. Also under current law, the supreme court must review the findings of fact, conclusions of law, and recommendations made by the panel of judges and determine appropriate discipline of the judge or court commissioner in cases of misconduct and appropriate action in cases of permanent disability.

This bill provides that, in cases where the supreme court is equally divided on the question of appropriate discipline or action, the findings of fact, conclusions of law, and recommendations of the panel of judges are binding on the disciplined or disabled judge or court commissioner. The bill also clarifies that, in those cases of discipline or permanent disability that are heard by a jury, the supreme court must review the jury verdict and recommendations of the presiding judge. If the supreme court is equally divided on the question of appropriate discipline or action in a case

by

Rose, Stefanie

From: Murray, Mike
Sent: Monday, April 01, 2013 9:07 AM
To: LRB.Legal
Subject: Draft Review: LRB -0909/1 Topic: equally divided decisions of the supreme court in cases of judicial misconduct or permanent disability

Please Jacket LRB -0909/1 for the ASSEMBLY.