

2013 DRAFTING REQUEST

Bill

Received: 11/13/2012 Received By: rchampag
Wanted: Soon Same as LRB:
For: Administration-Budget By/Representing: Bong
May Contact: Drafter: rchampag
Subject: State Finance - miscellaneous Addl. Drafters:
State Govt - miscellaneous Extra Copies:

Submit via email: YES
Requester's email:
Carbon copy (CC) to:

Pre Topic:

DOA:.....Bong, BB0241 -

Topic:

DOA provision of legal services

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>
/?	rchampag 11/13/2012			_____			
/1	rchampag 12/17/2012	kfollett 11/13/2012	jmurphy 11/13/2012	_____	lparisi 11/13/2012		State
/2		kfollett 12/17/2012	jmurphy 12/17/2012	_____	lparisi 12/17/2012		State

FE Sent For:

<END>

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/1		kfollett 11/13/2012	jmurphy 11/13/2012	<i>Self</i> 12/17/12	lparisi 11/13/2012		State
FE Sent For:		<i>12/15</i> <i>12/17</i>	<i>gm</i> <i>12/17/12</i>				

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/?	rchampag	11/13/12 kjf	Jan 11/17/12	Self			

FE Sent For:

<END>

Champagne, Rick

From: Kuesel, Jeffery
Sent: Tuesday, November 13, 2012 10:55 AM
To: Champagne, Rick
Subject: FW: Statutory Language Drafting Request - BB0241
Attachments: Division of Legal Services White Paper.pdf

From: Hanaman, Cathlene
Sent: Tuesday, November 13, 2012 10:26 AM
To: Kuesel, Jeffery
Subject: FW: Statutory Language Drafting Request - BB0241

Is this your request?

From: SashaE.Bong@wisconsin.gov [<mailto:SashaE.Bong@wisconsin.gov>]
Sent: Tuesday, November 13, 2012 10:26 AM
To: Hanaman, Cathlene
Cc: Thornton, Scott - DOA; Kraus, Jennifer - DOA; Bong, Sasha E - DOA
Subject: Statutory Language Drafting Request - BB0241

Biennial Budget: 2013-15

Topic: Division of Legal Services

Tracking Code: BB0241

SBO Team: GGCF

SBO Analyst: Bong, Sasha - DOA
Phone: (608) 266-5468
E-mail: SashaE.Bong@wisconsin.gov

Agency Acronym: DOA

Agency Number: 505

Priority: Medium

Intent:

Modify s. 16.004(15)(b) to add that the department may provide and assess for legal services provided to any other office, department, or independent agency in the executive branch upon request.

Please see attached document.

Attachments: True

Please send completed drafts to statlanguage@wisapps.wi.gov



DOA:.....Bong, BB0241 – DOA provision of legal services

FOR 2013-2015 BUDGET – NOT READY FOR INTRODUCTION

PWF
dm/13

Don't Gen

1 **AN ACT** ...; relating to: the budget.

Analysis by the Legislative Reference Bureau

STATE GOVERNMENT

OTHER STATE GOVERNMENT

Currently, DOA may provide legal services to any executive branch department that has a secretary who serves at the pleasure of the governor. This bill permits DOA to provide legal services to any office, department, or independent agency in the executive branch.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

2 **SECTION 1.** 16.004 (15) (a) of the statutes is amended to read:



State of Wisconsin
2013 - 2014 LEGISLATURE



LRB-0545/1

RAC:kjf:ja

RMP

DOA:.....Bong, BB0241 - DOA provision of legal services

FOR 2013-2015 BUDGET - NOT READY FOR INTRODUCTION

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For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

2 SECTION 1. 16.004 (15) (a) of the statutes is amended to read:

3 16.004 (15) (a) In this subsection, "state agency" means any office,
4 department, or independent agency in the executive branch of state government ~~that~~
5 ~~has a secretary who serves at the pleasure of the governor.~~

6 (END)

Insert Analysis

Insert 1-6

Insert Analysis:

Currently, DOA may provide legal services to any executive branch state agency that has a secretary who serves at the pleasure of the governor. This bill provides that DOA may provide legal services to any executive branch state agency that does not have a secretary who serves at the pleasure of the governor, but only at the request of the state agency.

Insert 1-6:

SECTION 1. 16.004 (15) (b) of the statutes is amended to read:

16.004 (15) (b) The department may provide legal services to state agencies and shall assess state agencies for legal services provided by the division of legal services. The department shall credit all moneys received from state agencies under this paragraph to the appropriation account under s. 20.505 (1) (kr).

History: 1971 c. 270; 1973 c. 333; 1975 c. 39 s. 732 (1); 1975 c. 224; 1977 c. 196 ss. 21, 130 (3); 1977 c. 272; 1979 c. 34, 221, 357; 1981 c. 20 ss. 3v, 55d, 55m; 1983 a. 27 ss. 58, 2202 (49) (a); 1983 a. 524; 1985 a. 29; 1985 a. 332 s. 251 (3); 1987 a. 27; 1989 a. 335; 1991 a. 39, 316; 1993 a. 496; 1995 a. 27; 1999 a. 9; 2001 a. 16; 2003 a. 33 ss. 140 to 141f, 9160; 2005 a. 25, 74, 335; 2007 a. 20, 97; 2009 a. 28; 2011 a. 7, 10.

SECTION 2. 16.004 (15) (b) of the statutes is repealed and recreated to read:

16.004 (15) (b) 1. At its own discretion, the department may provide legal services to any state agency that has a secretary who serves at the pleasure of the governor and shall assess the state agency for legal services provided by the division of legal services.

2. At the request of any state agency that does not have a secretary who serves at the pleasure of the governor, the department may provide legal services to the state agency and shall assess the state agency for legal services provided by the division of legal services.

3. The department shall credit all moneys received from state agencies under this paragraph to the appropriation account under s. 20.505 (1) (kr).



DOA:.....Bong, BB0241 – DOA provision of legal services

FOR 2013-2015 BUDGET – NOT READY FOR INTRODUCTION

1 AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau

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OTHER STATE GOVERNMENT

Currently, DOA may provide legal services to any executive branch state agency that has a secretary who serves at the pleasure of the governor. This bill provides that DOA may provide legal services to any executive branch state agency that does not have a secretary who serves at the pleasure of the governor, but only at the request of the state agency.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

2 SECTION 1. 16.004 (15) (a) of the statutes is amended to read:

3 16.004 (15) (a) In this subsection, “state agency” means ~~a~~ any office,
4 department, or independent agency in the executive branch of state government ~~that~~
5 ~~has a secretary who serves at the pleasure of the governor.~~

1 **SECTION 2.** 16.004 (15) (b) of the statutes is repealed and recreated to read:

2 16.004 (15) (b) 1. At its own discretion, the department may provide legal
3 services to any state agency that has a secretary who serves at the pleasure of the
4 governor and shall assess the state agency for legal services provided by the division
5 of legal services.

6 2. At the request of any state agency that does not have a secretary who serves
7 at the pleasure of the governor, the department may provide legal services to the
8 state agency and shall assess the state agency for legal services provided by the
9 division of legal services.

10 3. The department shall credit all moneys received from state agencies under
11 this paragraph to the appropriation account under s. 20.505 (1) (kr).

12

(END)