

1985 Assembly Bill 383

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## 1985 Wisconsin Act 203

AN ACT to amend 19.56 (1) and (2) (b) (intro.), 3 and 4 and 19.56 (3); and to create 19.56 (2) (b) 5 of the statutes, relating to reporting of governmental payments by state public officials (suggested as remedial legislation by the ethics board).

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

SECTION 1. 19.56 (1) and (2) (b) (intro.), 3 and 4 of the statutes are amended to read:

19.56 (1) Every state public official is encouraged to meet with clubs, conventions, special interest groups, political groups, school groups and other gatherings to discuss and to interpret legislative, administrative, executive or judicial processes and proposals and issues initiated by or affecting a department or the judicial branch.

(2) (b) (intro.) ~~Notwithstanding par. (a), an~~ An official need not report on his or her statement of economic interests ~~concerning~~ under par. (a) any compensation, reimbursement or payment which:

3. The official can show by clear and convincing evidence was made for a purpose unrelated to the purposes specified in sub. (1) and unrelated to the duties or responsibilities of the official's position; ~~or~~

4. The official has previously reported to the board as a matter of public record; ~~or~~

SECTION 2. 19.56 (2) (b) 5 of the statutes is created to read:

19.56 (2) (b) 5. Is paid by the department or municipality of which the official's state public office is a part, or, in the case of a justice or judge of a court of record, is paid from the appropriations for operation of the state court system.

SECTION 2m. 19.56 (3) of the statutes is amended to read:

19.56 (3) Notwithstanding s. 19.45, a state public official may receive and retain reimbursement or payment of actual and reasonable expenses for a published work or for the presentation of a talk or participation in a meeting and may receive and retain reasonable compensation if the work is published or the activity is accomplished by the official without the use of the state's time, facilities, services or supplies not generally available to all citizens of this state and, in the case of an official not holding an elective office, outside the course of his or her official duties. If a state public official receives a payment not authorized by this subchapter, in cash or otherwise, for a published work or a talk or meeting, the official may not retain it. If practicable, the official shall deposit it with the department or municipality with which he or she is associated or if, in the case of a justice or judge of a court of record, with the director of state courts. If that is not practicable, the official shall return it or its equivalent to the payor or convey it to the state or to a charitable organization other than one with which he or she is associated.

SECTION 3. **Initial applicability.** This act applies to information contained in statements of economic interests for the calendar year in which this act takes effect and thereafter.