1999 DRAFTING REQUEST

Assembly Substitute Amendment (ASA-AB(LRBx1926/1))

Received: 01/27/99 Wanted: Soon For: Terry Musser (608) 266-7461 This file may be shown to any legislator: NO May Contact: Subject: Military Affairs					Received By: nelsorp1							
					Identical to LRB:							
					By/Representing: Marlene Drafter: nelsorp1 Alt. Drafters:							
								Extra Copies:				
								Topic:				
					Nationa	l guard activat	ion					
Instruc	etions:											
See Atta	ached											
Draftin	g History:											
Vers.	<u>Drafted</u>	Reviewed	Typed	Proofed	<u>Submitted</u>	<u>Jacketed</u>	Required					
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National guard activation	
Instructions:	
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<u>Vers.</u> <u>Drafted</u> <u>Reviewed</u> <u>Typed</u>	Proofed Submitted Jacketed Required
/? nelsorp1 /27 jkg 197	1915

FE Sent For:

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21.11 Call to Active Service Amending 95-97 Wis. Stats., page 582

21.11 Call to active service. (1) In case of war, insurrection, rebellion, riot, invasion, resistance to the execution of the laws of this state, or of the United States, or in the event of public disaster resulting from flood, conflagration or tornado, or when the governor considers the call to active service necessary for the protection of persons or property, or upon the application of any marshal of the United States, the president of any village, the mayor of any city, the chairperson of any town board, or any sheriff in this state, the governor may order into active service all or any portion of the national guard. . . .

Bob-Buft a sub to (IRB 1926) AB77 -Using the wording Under lined above

hanks

6.746/

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State of Misconsin



1999 BILL



AN ACT to renumber 21.11 (1); and to create 21.11 (1) (b) of the statutes;

relating to: authorizing the activation of the national guard for public disasters related to the year 2000 computer issues.

Analysis by the Legislative Reference Bureau

Under current law, in response to a war, insurrection, rebellion, riot or invasion, in the event of a public disaster resulting from a flood, conflagration or tornado, or upon application of certain public officials, the governor may order into active service all or any portion of the national guard. Current law also includes a procedure for activating the national guard if the governor is not able to do so.

This bill allows for activation of the national guard for a public disaster resulting from a computer device's failure to recognize and respond correctly to the year 2000 date data and in anticipation of such a public disaster.

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:

- **SECTION 1.** 21.11 (1) of the statutes is renumbered 21.11 (1) (a).
- 5 Section 2. 21.11 (1) (b) of the statutes is created to read:

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21.11 (1) (b) 1. In this paragraph "electronic computing device" means any computer hardware or software, computer chip, embedded chip, process control equipment, or other information system used to capture, store, manipulate, or process information, or that controls, monitors, or assists in the operation of physical apparatus that relies on automation or digital technology to function.

-2-

2. In anticipation of, or in the event of, a public disaster resulting from the failure of an electronic computing device to process, transmit or receive date data from, into and between the 20th and 21st centuries, and during the years 1999 and 2000, and from leap year calculations, the governor may order into active service all or any portion of the national guard. If the governor is absent, or cannot be immediately communicated with, the commanding officers of any national guard company, battalion or regiment may, upon approval of the adjutant general, if the danger is great and imminent, order out that officer's command to respond to the public disaster. The order shall be delivered to the commanding officer, who shall immediately communicate the order to each, and every subordinate officer. Every company commander receiving an order under this paragraph shall immediately communicate the substance of that order to each member of the company, or if any member cannot be found, a notice in writing containing the substance of the order shall be left at the last and usual place of residence of the member with some person of suitable age and discretion, to whom its contents shall be explained. This paragraph does not apply after December 31, 2000.

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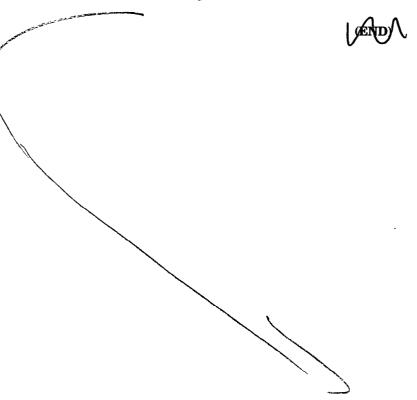
State of Misconsin 1999 - 2000 LEGISLATURE

LRBs0006/2

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION ASSEMBLY SUBSTITUTE AMENDMENT, TO 1999 ASSEMBLY BILL (LRB-1926/1)

AN ACT ...; relating to: 200 activation of the national quard

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



DOA:.....Caucutt - Governor's authority to call national guard to active service

FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION

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

Analysis by the Legislative Reference Bureau VETERANS AND MILITARY AFFAIRS

Under current law, in response to a war, insurrection, rebellion, riot or invasion, in the event of a public disaster resulting from a flood, conflagration or tornado, or upon application of certain public officials, the governor may order into active service all or any portion of the national guard. Current law also includes a procedure for activating the national guard if the governor is not able to do so.

This bill allows the governor to order the national guard into active service when the governor considers that activation necessary for the protection of persons or property.

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:

- **SECTION 1.** 21.11 (1) of the statutes is amended to read:
- 3 21.11 (1) In case of war, insurrection, rebellion, riot, invasion, or resistance to
- 4 the execution of the laws of this state, or of the United States, or; in the event of public

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disaster resulting from flood, conflagration or tornado; when the governor considers the call to active service necessary for the protection of persons or property; or upon application of any marshal of the United States, the president of any village, the mayor of any city, the chairperson of any town board, or any sheriff in this state, the governor may order into active service all or any portion of the national guard. If the governor is absent, or cannot be immediately communicated with, any such civil officer may, if the officer deems the occasion so urgent, make such application, which shall be in writing, to the commanding officers of any company, battalion or regiment, who may upon approval of the adjutant general, if the danger is great and imminent, order out that officer's command to the aid of such civil officer. Such order shall be delivered to the commanding officer, who shall immediately communicate the order to each, and every subordinate officer, and every company commander receiving the same shall immediately communicate the substance thereof to each member of the company, or if any such member cannot be found, a notice in writing containing the substance of such order shall be left at the last and usual place of residence of such member with some person of suitable age and discretion, to whom its contents shall be explained.

(END)