

**1999 DRAFTING REQUEST**

**Assembly Amendment (AA-AB208)**

Received: **03/24/99**

Received By: **rmarchan**

Wanted: **Today**

Identical to LRB:

For: **Phil Montgomery (608) 266-5840**

By/Representing: **john**

This file may be shown to any legislator: NO

Drafter: **rmarchan**

May Contact:

Alt. Drafters:

Subject: **Elections - miscellaneous**

Extra Copies:

**Pre Topic:**

No specific pre topic given

**Topic:**

Change "indicates" to "states" and "indicated" to "specific".

**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>
/?	rmarchan 03/24/99	gilfokm 03/24/99		_____			
/1			martykr 03/24/99	_____	lrb-docadmin 03/24/99	lrb-docadmin 03/24/99	

FE Sent For:

**<END>**

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1/?	rmarchan	1-3-21-99 Kmg	3/24 Kmg	3/24 Kmg			

FE Sent For:

<END>



2

## 1999 ASSEMBLY BILL 208

March 15, 1999 - Introduced by Representatives **MONTGOMERY, SUDER, FREESE, RYBA, MUSSER, KESTELL, AINSWORTH, PORTER, BOCK, SKINDRUD, OTT, URBAN, WASSERMAN, DUFF, WALKER, VRAKAS, HANDRICK, HAHN, LADWIG, OWENS, M. LEHMAN, SERATTI, GOETSCH, KAUFERT, ALBERS** and **BRANDEMUEHL**, cosponsored by Senators **ROESSLER, CLAUSING, HUELSMAN, PLACHE** and **LAZICH**. Referred to Committee on Campaigns and Elections.

1 **AN ACT** to create 12.06 and 12.60 (1) (bm) of the statutes; **relating to:**  
2 publication or dissemination of false information pertaining to a response to  
3 certain questions and providing a penalty.

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### *Analysis by the Legislative Reference Bureau*

Currently, no person may knowingly publish a false representation pertaining to an election which is intended or tends to affect voting at an election. Violators may be fined not more than \$1,000 or imprisoned for not more than six months or both.

This bill provides, in addition, that no person may knowingly publish or disseminate information which indicates that an elective local official, elective national official or elective state **official** or candidate for local, national or state office has responded to a verbal or written question in a particular manner if the indicated response has not been made or no response has been made. Violators are subject to a forfeiture (civil penalty) of not more than \$1,000 for each violation.

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

4 **SECTION 1.** 12.06 of the statutes is created to read:

5 **12.06 False representations of responses to questions. (1)** In this  
6 section:

**ASSEMBLY BILL 208**

1 (a) "Elective local official" means any individual who holds a local office or has  
2 been elected or appointed to fill a local **office** but has not yet taken office.

3 (b) "Elective national **official**" means any individual who holds a national office  
4 or has been elected to fill a national office but has not yet taken office.

5 (c) "Elective state official" means any individual who holds a state office or has  
6 been elected or appointed to fill a state office but has not yet taken office.

7 (2) No person may knowingly publish or disseminate information which  
8 indicates that an elective local **official**, elective national official, elective state official  
9 or candidate for local, national or state office. has responded to a verbal or written  
10 question in a particular manner if the indicated question has not been asked, **or** the  
11 indicated response has not been made or no response has been made.

12 **SECTION 2.** 12.60 (1) (bm) of the statutes is created to read:

13 12.60 **(1)** (bm) Whoever violates **s.** 12.06 may be required to forfeit not more  
14 than \$1,000.

15 **SECTION 3. Nonstatutory provisions; information to registrants.**

16 (1) The elections board shall provide to **all** registrants, as defined in section  
17 11.01 **(18m)** of the statutes, for whom the board serves as a filing officer information  
18 concerning the prohibition under section 12.06 of the statutes, as created by this act.

19 (2) . Subsection (1) of this act does not apply after December **31, 2000.**

20 **(END)**



State of Wisconsin  
1999 - 2000 LEGISLATURE

LRBa02490

RJM:

1

King  
RMN/R

TODAY

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~

**ASSEMBLY AMENDMENT,**

**TO 1999 ASSEMBLY BILL 208**

- 1 At the locations indicated, amend the bill as follows:
- 2 ✓1. Page 2, line 8: delete "indicates" and substitute "states".
- 3 ✓2. Page 2, line 10: delete "indicated" and substitute "specific".
- 4 ✓3. Page 2, line 11: delete "indicated" and substitute "specific".
- 5 (END)