1999 DRAFTING REQUEST

Bill

Received: 02/24/99					Received By: kuesejt			
Wanted: Soon					Identical to LRB:			
For: Stephen Freese (608) 266-7502					By/Representing: Rob Richard			
This file may be shown to any legislator: NO					Drafter: rmarchan			
May Contact:					Alt. Drafters:			
Subject: Elections - campaign finance					Extra Copies:	JTK-1		
Pre Topi	ic:							
No specif	fic pre topic g	iven						
Topic:								
Contribut	tions by foreig	gn nationals pro	hibited					
Instructi	ions:							
Per 1997	AB 925 and A	AA3						
Drafting	g History:							
<u>Vers.</u>	Drafted	Reviewed	<u>Typed</u>	Proofed	Submitted	Jacketed	<u>Required</u>	
/?	rmarchan 03/4/99	wj ackson 03/4/99						
/1			martykr 03/4/99		lrb_docadmin 03/4/99	lrb_docadm 03/5/99	lin	
FE Sent l	For: Jug	\mathcal{P}		<end></end>				

1999 DRAFTING REQUEST

Bill

Received: 0212	24199	Received By: kuesejt		
Wanted: Soon	L Contraction of the second	Identical to LRB:		
For: Stephen	Freese (608) 266-7502	By/Representing: Rob Richard		
This file may	be shown to any legislator: NO	Drafter: rmarchan		
May Contact:		Alt. Drafters:		
Subject:	Elections - campaign finance	Extra Copies: JTK-1		

Pre Topic:

No specific pre topic given

Topic:

Contributions by foreign nationals prohibited

Instructions:

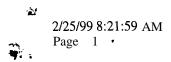
Per 1997 AB 925 and AA3

Drafting History:

Vers.	Drafted	<u>Reviewed</u>	<u>Typed</u>	Proofed	<u>Submitted</u>	Jacketed	Reauired
/?	rmarchan 03/4/99	wjackson 03/4/99					
/1			martykr 03/4/99		lrb_docadmin 03/4/99		

FE Sent For:

<END>



LRB-2333

1999 DRAFTING REQUEST

Bill

Received: 02/2	24/99	Received By: kuesejt	Received By: kuesejt		
Wanted: Soon					
For: Stephen	Freese (608) 266-7502	By/Representing: Rob Richard	By/Representing: Rob Richard		
This file may	be shown to any legislator: NO	Drafter: rmarchan			
May Contact:		Alt. Drafters:			
Subject:	Elections - campaign finance	Extra Copies: JTK-1			
Pre Topic:	a topia giyan				
No specific pr	e topic given				

Topic:

Contributions by foreign nationals prohibited

Instructions:

Per 1997 AB 925 and AA3

Drafting History:

Vers.	Drafted	<u>Reviewed</u>	Typed	Proofed	Submitted	Jacketed	Required
/?	rmarchan		4m34	LP 3 Lm/y			

FE Sent For:

<END>

<u> Kuesel, Jeffery</u>

From: Sent: To: Subject: **LRB.Legal** Tuesday, February **23, 1999 5:31** PM Kuesel, Jeffery; Marchant, Robert FW: HIGH IMPORTANCE - Draft request for Kuesel and Marchant

-----Original Message-----

From: Richard, RobSent:Tuesday, February 23, 1999 5:06 PMTo:LRB.LegalSubject:HIGH IMPORTANCE - Draft request for Kuesel and Marchant



CFR memo to LRB doc

MEMORANDUM

То:	Jeffrey T. Kuesel and Robert J. Marchant, LRB Attorneys
From:	Representative Steve Freese
Date:	February 23 , 1999
R e :	Redrafts of 1997 campaign finance reform bills

As chair of the Committee on Campaigns and Elections, I want to bring forward for discussion and review all 1997 bills that had anything to do with campaign finance reform (CFR) and passed in the Assembly. I am requesting that the bills listed below be redrafted in their original form.

Speaker Jensen, Majority Leader Foti and myself respectfully request that you make -this project a priority and complete it by March 10.

A list of the following 1997 CFR bills:

- Please remove the language from SB **77/AB** 100 that came from the Kettl Commission Report and draft it as **one_individual** bill.
- · AB 60 + AAI comm
- AB4 + AAI Wolkin
- AB 84 AB 277 + AAI Comm, AA 2 Gevetti
- AB 277 + $\sqrt{13}$
- AB 925 + AT 5
- AB 508 AB 959

1997 - 1998 LEGISLATURE

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ASSEMBLY AMENDMENT 3, TO 1997 ASSEMBLY BILL 925

March 19, 1998 - Offered by Representative Jensen.

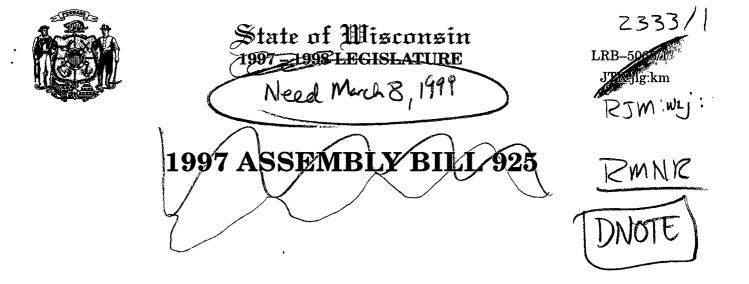
Pgl Lnl At the locations indicated, amend the bill as follows:

AA3-AB925, Item 1.

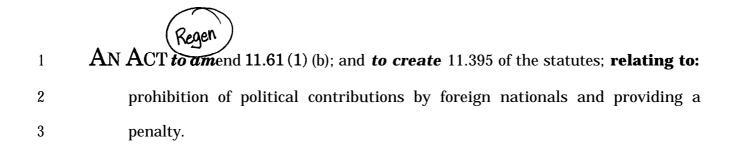
Pgl Ln2**1.** Pane 2, Line 8: delete "(3) No person may solicit or accept a contribution from
a foreign national. ".

Pgl Ln4

(End)



March 17, 1998 - Introduced by Representative JENSEN, cosponsored by Senator WELCH. Referred to calendar.



Analysis by the Legislative Reference Bureau

This bill prohibits any foreign national from making a contribution to any candidate for state or local office in this state or to any individual, committee or group who or which accepts contributions and makes expenditures for the purpose of influencing an election for state or local office or the outcome of a referendum in this state. Under the bill, a "foreign national" means a government of a foreign country, a foreign political party, an entity organized under the laws of and having its principal place of business in a foreign country, or any other individual or entity united outside of the United States, except an individual WAS citizen who is domiciled states or any state, territory or possession that has its principal place of business within the United States.

Any person who makes a contribution which is prohibited under the bill is subject to a forfeiture (civil penalty) of treble the amount of the contribution and any person who solicits or accepts a contribution which is prohibited under the bill is subject to a forfeiture of not more than \$500 for each violations. Any person who intentionally makes, solicits or accepts a contribution which is prohibited under the bill may be fined not more than \$1,000 or imprisoned for not more than \$100 or imprisoned for not more than or both, if the contribution does not exceed \$100, and may be fined not more than

-2 -LRB-5066/1 JTK:jlg:km re maximum term of imprisonment applicable to a prohibited contribution to A years and the six **ASSEMBLY BILL 925** No This bill increases Th months, effective December 31, (4990 Ŧ \$10,000 or imprisoned for not more than 3 years, or both, if the contribution exceeds \$100. **I** on foreign national contributions. Currently, there is no such prohibitio.

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

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SECTION 1. 11.395 of the statutes is created to read:

11.395 Contributions by foreign nationals prohibited. (1) In this section, $\mathbf{2}$ 3 "foreign national" means a foreign principal, as defined in 22 USC 611 (b), other than a citizen of the United States, or an individual who is not a citizen of the United 4 5 States and is not lawfully admitted for permanent residence, as defined in 8 USC 6 1101 (a) (20).

(2) No foreign national may make a contribution.

∧(3) No person may solicit or accept a contribution from/a foreign hational. **SECTION** 2. 11.61 (1) (b) of the statutes amended to read:

11.61 (1) (b) Whoever intentionally violates s. 11.25, 11.26, 11.27 (1), 11.30 (1) **or**, 11.38 <u>or 11.395</u> where the intentional violation does not involve a specific figure, or where the intentional violation concerns a figure which exceeds \$100 in amount STET or value may be fined not more than \$10,000 or imprisoned not more than **3** years. or both.

(END)

WRO: Please proof w/ stats

INSERT 2-14

SECTION 1. 11.61 (1) (b) of the statutes, as affected by 1999 Wisconsin Act (this **Act**), is repealed and recreated to read:

11.61 (1) (b) Whoever intentionally violates s. 11.25, 11.26, 11.27 (1), 11.30 (1), 11.38 or 11.395 where the intentional violation does not involve a specific figure, or where the intentional violation concerns a figure which exceeds \$100 in amount or value may be fined not more than \$10,000 or imprisoned for not more than 4 years and 6 months or both.

SECTION 2. Effective date.

(1) The repeal and recreation of section 11.61(1)(b) of the statutes takes effect on December 31, 1999.

DRAFTER'S NOTE FROMTHE LEGISLATIVE REFERENCE BUREAU

The attached draft utilizes the current penalty provided in s. 11.61 (1) (b), stats. However, 1997 Wis. Act 283 amended that penalty provision, effective December 31, 1999, to increase the maximum possible prison term to 4 years and 6 months. This increased penalty would apply to a violation of this bill, as it is currently drafted, effective December 3 1, 1999. If you do not intend this increased penalty to apply, please let me know.

> Robert J. Marchant Legislative Attorney Phone: (608) 261-4454 E - m a i l: Robert.Marchant@legis.state.wi.us ,

DRAFTER'S NOTE FROM THE LEGISLATIVE REFERENCE BUREAU

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March 4, 1999

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> Robert J. Marchant Legislative Attorney Phone: (608) 261-4454 E-mail: Robert.Marchant@legis.state.wi.us

SUBMITTAL FORM

LEGISLATIVE REFERENCE BUREAU Legal Section Telephone: 266-3561 5th Floor, 100 N. Hamilton Street

The attached draft is submitted for your inspection. Please check each part carefully, proofread each word, and **sign** on the appropriate line(s) below.

Date: 3/4/99

To: Representative Freese

Relating to LRB drafting number: LRB-2333

<u>Topic</u>

Contributions by foreign nationals prohibited

1. **JACKET** the draft for introduction

Subject(s)

Elections - campaign finance

Hure Loses

in the Senate <u>or_the</u> Assembly (check only one). Only the requester under whose name the drafting request is entered in the LRB's drafting records may authorize the draft to be submitted. Please allow one day for the preparation of the required copies.

2. REDRAFT. See the changes indicated or attached ______

A revised draft will be submitted for your approval with changes incorporated.

3. Obtain FISCAL ESTIMATE NOW, prior to introduction

If the analysis indicates that a fiscal estimate is required because the proposal makes an appropriation or increases or decreases existing appropriations or state or general local government fiscal liability or revenues, you have the option to request the fiscal estimate prior to introduction. If you choose to introduce the proposal without the fiscal estimate, the fiscal estimate will be requested automatically upon introduction. It takes about 10 days to obtain a fiscal estimate. Requesting the fiscal estimate prior to introduction retains your flexibility for possible redrafting of the proposal.

If you have any questions regarding the above procedures, please call 266-3561. If you have any questions relating to the attached draft, please feel free to call me.

Robert J. Marchant, Legislative Attorney Telephone: (608) 261-4454