

1999 DRAFTING REQUEST

Bill

Received: 08/17/1999

Received By: kuesejt

Wanted: Soon

Identical to LRB:

For: Joseph Leibham (608) 266-0656

By/Representing: Patrick Vander Sanden

This file may be shown to any legislator: NO

Drafter: kuesejt

May Contact: Roth Judd, Ethics Board

Alt. Drafters:

Subject: Lobbying
Ethics

Extra Copies:

Pre Topic:

No specific pre topic given

Topic:

Solicitation of charitable contributions by state public officials

Instructions:

Permit state public officials to solicit contributions on behalf of charitable organizations.

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>
/?	kuesejt 08/19/1999	kgeller 08/20/1999		_____			
/1	kuesejt 09/21/1999		mclark 08/20/1999	_____	lrb_docadmin 08/20/1999	lrb_docadmin 09/21/1999	
				_____	lrb_docadmin 09/21/1999		

FE Sent For:

<END>

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For: Scott Jensen (608) 266-5683

By/Representing: Chad Taylor

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Transfer to Rep. Leibham per C. Taylor, 9/21/99

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17/1	kuesejt 8/19	1 8/20 jlg	mrc 8/20	mrc/jlg 8/20			

FE Sent For:

<END>

1999

Date (time) needed

SOON

LRB - 3463,1

Jfk : jlg :

BILL

Use the appropriate components and routines developed for bills.

AN ACT . . . [generate catalog] to repeal . . . ; to renumber . . . ; to consolidate and renumber . . . ; to renumber and amend . . . ; to consolidate, renumber and amend . . . ; to amend . . . ; to repeal and recreate . . . ; and to create . . . of the statutes; relating to: officers and guilds to state public . . . officials for the benefit of charitable organizations and their personal campaign committees . . .

[NOTE: See section 4.02 (2) (br), Drafting Manual, for specific order of standard phrases.]

Analysis by the Legislative Reference Bureau

For the 3 titles used in an analysis, in the component bar: For the main heading [old =M], execute: create -> anal: -> title: -> head For the subheading [old =S], execute: create -> anal: -> title: -> sub For the sub-subheading [old =P], execute: create -> anal: -> title: -> sub-sub

attached

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

SECTION #.







DOA:.....Grinde - Offers and gifts to state public officials for the benefit of the endangered resources program

FOR 1997-99 BUDGET - NOT READY FOR INTRODUCTION

ANALYSIS

1 AN ACT ...; relating to: offers and gifts to state public officials for the benefit of
2 the endangered resources program.

Analysis by the Legislative Reference Bureau

STATE GOVERNMENT

OTHER STATE GOVERNMENT

Currently, under the code of ethics for state public officials (which applies to all elective and major appointive officials), no person may offer or give to a state public official, and no state public official may solicit or accept from any person, anything of value if it could reasonably be expected to influence the official's vote, official actions or judgment, or could reasonably be considered as a reward for any official action or inaction on the part of the official.

This bill provides that this prohibition does not apply to the offer or gift to a state public official who administers the endangered resources program in the department of natural resources (DNR), or to the solicitation or acceptance by such an official, of anything of value for the benefit of that program.

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

begin

Analysis cont

In addition, no state public official may use his or her public position or office to obtain financial gain or anything of substantial value for the private benefit of an organization in which the official or a member of the official's immediate family is a director, officer or trustee, or owns or controls, directly or indirectly, individually or in combination with other immediate family members, at least 10% of the outstanding equity, or of which the official or member of the official's immediate family is an authorized representative or agent.

This bill provides that these prohibitions do not apply to the solicitation or acceptance of a donation by a state public official or to the gift or offer of a gift of a donation by any person, to or on behalf of a charitable, religious, scientific or educational organization that is exempt from the federal income tax.

Currently, no elective state official, official of a state agency who has responsibility for rule making or legislative employe, and no personal campaign committee of such an official or employe, may solicit or accept anything of pecuniary value from a lobbyist or principal (person who employs a lobbyist).

This bill provides that this prohibition does not apply to the solicitation or acceptance of anything of pecuniary value for the benefit of a charitable, religious, scientific or educational organization that is exempt from the federal income tax by an elective state official, official of a state agency or legislative employe who is a state public official, or by the personal campaign committee of such an official or employe.

1999-2000 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-3463/lins
JTK.....

SECTION 1. 13.62 (5m)^X of the statutes is created to read:

13.62 (5m)[✓] "Charitable organization" has the meaning given under s. 19.42 (4m).

SECTION 2. 13.625 (8s)[✓] of the statutes is created to read:

13.625 (8s)[✓] Subsection (3)[✓] does not apply to the solicitation or acceptance of anything of pecuniary value for the benefit of a charitable organization by an elective state official, agency official or legislative employe of the state who is a state public official, as defined in s. 19.42 (14)[✓], or by the personal ^{campaign} committee of such an official or employe.

SECTION 3. 19.42 (4m)^X of the statutes is created to read:

19.42 (4m)[✓] "Charitable organization" means an organization described in 26 USC 501 (c) (3) that is exempt from the federal income tax under 26 USC 501 (a).

SECTION 4. 19.45 (13)^X of the statutes is created to read:

19.45 (13)[✓] Notwithstanding subs. (2) and (3), this section does not apply to the solicitation or acceptance of a donation by a state public official or to the gift or offer of a gift of a donation by any person, to or on behalf of a charitable organization.

(End)[✓]