

1999 DRAFTING REQUEST

Bill

Received: **03/20/2000**

Received By: **kunkemd**

Wanted: **As time permits**

Identical to LRB:

For: **Glenn Grothman (608) 264-8486**

By/Representing: **Scott**

This file may be shown to any legislator: NO

Drafter: **kunkemd**

May Contact:

Alt. Drafters:

Subject: **Occupational Reg. - misc**

Extra Copies:

Pre Topic:

No specific pre topic given

Topic:

Eligibility for private security permits and private detective licenses

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>
/?	kunkemd 03/20/2000	csicilia 03/20/2000		_____			State
/1			haugeca 03/20/2000	_____	lrb-docadmin 03/20/2000	lrb-docadmin 03/20/2000	

FE Sent For:

<END>

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I?	kunkemd	1 cjs 3/20 oo	CH 3-20	CH 3-20 CH			

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<END>

Noon today

1999 - 2000 LEGISLATURE

- 4790/1
LRB-4492/8
MDK:cjs:jf

Today by
NOON
if possible

O-NOTE

PM
NOT
RUN

1999 ASSEMBLY BILL 779

February 22, 2000 - Introduced by Representatives GROTHMAN, KESTELL, MUSSER, BOCK, SKINDRUD and SYKORA, cosponsored by Senator ROBSON. Referred to Committee on Labor and Employment.

Regen
cat

- 1 **AN ACT** to renumber and amend 440.26 (5m) (a) 2.; and to create 440.26 (5m)
- 2 (a) 2. b. of the statutes; relating to: eligibility requirements for private security
- 3 permits. *and private detective licenses*

INSERT
A

-Analysis by the Legislative Reference Bureau

Under current law, certain individuals who are employed to perform private security activities, such as patrolling private property, must obtain a private security permit from the ~~department of regulation and licensing (DORL)~~. An individual is not eligible for such a permit if he or she has been convicted of a felony, unless he or she has been pardoned for that felony. *license or such a license or*

This bill provides that an individual who has been convicted of a felony and has not been pardoned for that felony is eligible for a ~~private security~~ permit if the conduct on which the felony conviction is based is no longer punishable as a felony under state law in effect at the time that the individual applies for the permit. *license or* In addition, the individual must have no other felony conviction subsequent to the conviction that is no longer punishable as a felony.

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:

ASSEMBLY BILL 779

INSERT 2-1

1 SECTION ~~440.26~~ (a) 2. of the statutes is renumbered 440.26 (5m) (a) 2. 18
2 (intro.) and amended to read:

3 440.26 (5m) (a) 2. (intro.) The individual has not been convicted in this state
4 or elsewhere of a felony, unless ~~he or she~~ any of the following apply:

5 a. The individual has been pardoned for that felony

6 SECTION ~~440.26~~ (5m) (a) 2. b. of the statutes is created to read: 18

7 440.26 (5m) (a) 2. b. The conduct on which that felony conviction is based is no
8 longer punishable as a felony under the laws of this state as of the date of the

9 individual's application for the private security permit, and, subsequent to that
10 conviction, the individual has not been convicted in this state or elsewhere of another
11 felony.

12 (END)

**1999-2000 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-4790/lins
MDK:.....

1

INSERT A:

with certain exceptions, an individual may not act as a private detective unless he or she is issued a license by the department of regulation and licensing (DORL). In addition,

INSERT 2-1:

**ASSEMBLY AMENDMENT 1,
TO 1999 ASSEMBLY BILL 779**

March 10, 2000 - Offered by Representative GROTHMAN.

WPO:
unfreeze
number

1 At the locations indicated, amend the bill as follows:

2 1. Page 2, line 1: before that line insert:

3 SECTION 440.26 (2) (c) 2. of the statutes is amended to read:

4 440.26 (2) (c) 2. An individual who has been convicted in this state or elsewhere
5 of a felony and who has not been pardoned for that felony is not eligible for a license
6 under this section, unless the conduct on which that felony conviction is based is no
7 longer unishable as a felony under the laws of this state as of the date of the
8 application for the nprivate detective license.

END OF INSERT 2-1

9 2. Page 2, line 1: delete "1" and substitute "1r".

10 3. Page 2, line 9: delete the material beginning with "and" and ending with
11 "felony" on line 11.

A X

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-4790/1dn

MDK:f:....

gjs

Representative Grothman: ✓ ✓

This bill is identical to Assembly Bill 779, as amended by Assembly Amendment 1.

Mark D. Kunkel
Legislative Attorney
Phone: (608) 266-0131
E-mail: Mark.Kunkel@legis.state.wi.us

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-4790/1dn
MDK:cjs:ch

March 20, 2000

Representative Grothman:

This bill is identical to Assembly Bill 779, as amended by Assembly Amendment 1.

Mark D. Kunkel
Legislative Attorney
Phone: (608) 266-0131
E-mail: Mark.Kunkel@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: 03/20/2000

To: Representative Grothman

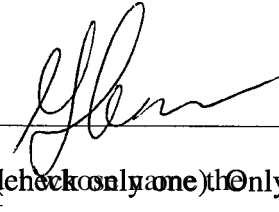
Relating to LRB drafting number: LRB-4790

Topic

Eligibility for private security permits and private detective licenses

Subject(s)

Occupational Reg. - misc

1. ~~JACKET~~ the draft for introduction _____ to for in _____ roduction _____ 

in the Senate _____ (check only one). Only ~~Assembly~~ ~~check only one~~ Only

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.

Mark D. Kunkel, Legislative Attorney
Telephone: (608) 266-O 13 1