

State of Wisconsin



1999 Assembly Joint Resolution 15

ENROLLED JOINT RESOLUTION

Relating to: requesting Congress to enact legislation that would specify that no portion of the money received by the states as part of the settlement with tobacco companies may be withheld, offset or claimed by the federal government.

Whereas, the state of Wisconsin, together with 45 other states, has initiated litigation against the tobacco industry seeking damages and other relief for the alleged misconduct of the tobacco industry; and

Whereas, the claims against the tobacco industry include the recovery of damages for the violation of consumer protection and antitrust laws, for common law conspiracy and for the expenditure of public funds for health care services; and

Whereas, the tobacco industry has agreed to a proposed settlement of the states' litigation, which includes the states' recovery of substantial money damages; and

Whereas, the states, which initiated the litigation and settlement of legal claims for the violation of a number of state laws by the tobacco industry, should recover the full amount of damages in the proposed settlement without any offset or withholding by the federal government; and

Whereas, the federal department of health and human services does not and should not have a claim to any portion of the funds agreed to in the tobacco settlement as payments to the states for damages, based on receipt by the states of federal funds for Medicaid costs; now, therefore, be it

Resolved by the assembly, the senate concurring, That the members of the Wisconsin legislature request that the Congress of the United States enact legislation that would specify that no portion of the money received by the states as part of the tobacco settlement or of any other resolution of the tobacco litigation may be withheld, offset or claimed by the federal government or by any agency of the federal government; and, be it further

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Joint Resolution Passed by Both Houses

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ADOPTED DOCUMENTS:

Orig SubAmdt

99-1759,1

Amendments to above (if none, write "NONE"): None

Corrections - show date (if none, write "NONE"): None

Topic Requesting Congress to let states keep all
of tobacco company settlement money

6/16/99 Patte / By / Mason
Date Drafter

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BILL HISTORY FOR ASSEMBLY JOINT RESOLUTION 15 (LRB-1759)

Relating to: requesting Congress to enact legislation that would specify that no portion of the money received by the states as part of the settlement with tobacco companies may be withheld, offset or claimed by the federal government.

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|--------|----|--|-----|
| 01-26. | A. | Introduced by Representatives Ladwig, Kestell, Montgomery, Suder, Brandemuehl, Freese, Gard, Goetsch, Grothman, Hahn, Kedzie, Kelso, Klusman, F. Lasee, Musser, Olsen, Owens, Spillner, Stone, Sykora, Urban, Vrakas, Bock, Ryba, Miller, Porter and Kaufert ; cosponsored by Senators Rosenzweig, Clausing, Cowles, Drzewiecki, Fitzgerald, Roessler, Schultz and Lazich. | |
| 01-26. | A. | Read and referred to committee on Rules | 38 |
| 01-26. | A. | Placed on calendar 1-28-99 by committee on Rules. | |
| 01-28. | A. | Representative Plale added as a coauthor | 52 |
| 01-28. | A. | Representative Morris-Tatum added as a coauthor | 53 |
| 01-28. | A. | Adopted | 52 |
| 01-28. | A. | Ordered immediately messaged | 52 |
| 02-03. | S. | Received from Assembly | 46 |
| 02-03. | S. | Read and referred to committee on Economic Development, Housing and Government Operations | 46 |
| 04-14. | S. | Public hearing held. | |
| 05-18. | S. | Executive action taken. | |
| 05-20. | S. | Report concurrence recommended by committee on Economic Development, Housing and Government Operations, Ayes 5, Noes 0 | 155 |
| 05-20. | S. | Available for scheduling. | |
| 06-15. | S. | Concurred in | 181 |
| 06-15. | S. | Ordered immediately messaged | 181 |
| 06-17. | A. | Received from Senate concurred in. | |

1999 ASSEMBLY JOINT RESOLUTION 15

January 26, 1999 – Introduced by Representatives LADWIG, KESTELL, MONTGOMERY, SUDER, BRANDEMUEHL, FREESE, GARD, GOETSCH, GROTHMAN, HAHN, KEDZIE, KELSO, KLUSMAN, F. LASEE, MUSSER, OLSEN, OWENS, SPILLNER, STONE, SYKORA, URBAN, VRAKAS, BOCK, RYBA, MILLER, PORTER and KAUFERT, cosponsored by Senators ROSENZWEIG, CLAUSING, COWLES, DRZEWIECKI, FITZGERALD, ROESSLER, SCHULTZ and LAZICH. Referred to Committee on Rules.

1 **Relating to:** requesting Congress to enact legislation that would specify that no
2 portion of the money received by the states as part of the settlement with
3 tobacco companies may be withheld, offset or claimed by the federal
4 government.

5 Whereas, the state of Wisconsin, together with 45 other states, has initiated
6 litigation against the tobacco industry seeking damages and other relief for the
7 alleged misconduct of the tobacco industry; and

8 Whereas, the claims against the tobacco industry include the recovery of
9 damages for the violation of consumer protection and antitrust laws, for common law
10 conspiracy and for the expenditure of public funds for health care services; and

11 Whereas, the tobacco industry has agreed to a proposed settlement of the states'
12 litigation, which includes the states' recovery of substantial money damages; and

13 Whereas, the states, which initiated the litigation and settlement of legal
14 claims for the violation of a number of state laws by the tobacco industry, should

1 recover the full amount of damages in the proposed settlement without any offset or
2 withholding by the federal government; and

3 Whereas, the federal department of health and human services does not and
4 should not have a claim to any portion of the funds agreed to in the tobacco settlement
5 as payments to the states for damages, based on receipt by the states of federal funds
6 for Medicaid costs; now, therefore, be it

7 ***Resolved by the assembly, the senate concurring, That*** the members of the
8 Wisconsin legislature request that the Congress of the United States enact
9 legislation that would specify that no portion of the money received by the states as
10 part of the tobacco settlement or of any other resolution of the tobacco litigation may
11 be withheld, offset or claimed by the federal government or by any agency of the
12 federal government; and, be it further

13 ***Resolved, That*** the assembly chief clerk shall provide copies of this joint
14 resolution to the members of this state's congressional delegation, the clerk of the
15 U.S. house of representatives and the secretary of the U.S. senate.

16 (END)