# 1999 DRAFTING REQUEST

# **Assembly Joint Resolution**

Receive	ed: <b>09/2/98</b>		Received By: kuesejt				
Wanted	: As time peri	nits	Identical to LRB:				
For: <b>Ti</b> r	nothy Carper	nter (608) 266-	By/Representing: him				
This file	may be show	n to any legislat	Drafter: kuesejt				
May Co	ntact:		Alt. Drafters:	dykmapj			
Subject:	Consti	tutional Amen	Extra Copies:				
Topic:							
Limitati	ons on campai	gn expenditures	s for state or l	ocal office a	uthorized		
Instruc Per 199	tions: 7 AJR 109.						
Draftin	g History:						
Vers.	Drafted	Reviewed	Typed	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	Required
/?	kuesejt 10/15/98	gilfokm 10/15/98					
/P1			lpaasch 10/19/98		lrb_docadmin 10/19/98		
/1	dykmapj 10/20/98	gilfokm 10/20/98	lpaasch 10/20/98		lrb_docadmin 10/20/98	lrb_docadm 11/5/98	nin
FE Sent	For:			<end></end>			

# 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:** 10/20/98

To: Representative Carpenter

Relating to LRB drafting number: LRB-0366

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T۸	nia
10	pic

Limitations on campaign expenditures for state or local office authorized

### Subject(s)

Constitutional Amendments

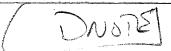
If you have any questions regarding the above procedures, please call 266-3561. If you have any questions relating to the attached draft, please feel free to call me.

Jeffery T. Kuesel, Assistant Chief Counsel Telephone: (608) 266-6778

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For: Tir	nothy Carpen	nter (608) 266-					
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FE Sent	For:			<end></end>			



### 1999 DRAFTING REQUEST

### **Assembly Joint Resolution**

Received: 09/2/98

Received By: kuesejt

Wanted: As time permits

Identical to LRB:

For: Timothy Carpenter (608) 266-1707

By/Representing: him

This file may be shown to any legislator: NO

Drafter: kuesejt

May Contact:

Alt. Drafters:

dykmapj

Subject:

**Constitutional Amendments** 

Extra Copies:

Topic:

Limitations on campaign expenditures for state or local office authorized

**Instructions:** 

Per 1997 AJR 109.

**Drafting History:** 

Vers.

Drafted

Reviewed

**Typed** 

Proofed

Submitted

**Jacketed** 

Required

kuesejt 101/5 101-10-15

<END>

FE Sent For:



## STATE REPRESENTATIVE

# Timothy W. Carpenter

### NINTH ASSEMBLY DISTRICT

### MEMO

TO:

Legislative Reference Bureau

FROM:

Representative Tim Carpenter

RE:

Bill Drafting Requests for the 1999 - 2000 Legislative Biennium

DATE:

September 1, 1998

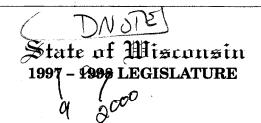
I would like to have the following bills from the 1998-1999 legislative session redrafted for the 1999-2000 biennium (*copies enclosed*):

- AB 148: Health care benefits no longer provided by employer: notification requirements created. *Amend from 60 day notification to 120 day notification*.
- AB 76: Pediatric health care: insurance coverage of preventive services required.
- AJR 109: To create section 4 of article III of the constitution; relating to: reasonable limits on state or local campaign expenditures.
- AB 805: An Act to amend 943.012 (intro.) of the statutes; relating to: criminal damage to certain property and providing a penalty.

In addition, I would also like a bill drafted that would fund adult day care with Title XIX dollars (please see attachment).

Thank you for your assistance with this request. If you have any questions or concerns, please contact Rex Loehe in my office at 6-1707.





LRB-<del>1639/1</del> JTK&PJD:kmg:arm

1999

# 1997 ASSEMBLY JOINT RESOLUTION 109

February 17, 1998 – Introduced by Representatives Carpenter, Plouff, Travis, Kaufert, Goetsch, Notestein, Black, Turner, Meyer, Baumgart, L. Young and Baldwin, cosponsored by Senator Burke. Referred to Committee on Elections and Constitutional Law.

To create section 4 of article III of the constitution; relating to: reasonable limits
 on state or local campaign expenditures (first consideration).

### Analysis by the Legislative Reference Bureau

Currently, no provision of the state constitution treats the subject of campaign expenditures.

This proposed constitutional amendment, proposed to the **Managerial State** on first consideration, specifically authorizes the legislature, by law, to impose reasonable limits on campaign expenditures for state or local elective offices in this state.

A constitutional amendment requires adoption by 2 successive legislatures, and ratification by the people, before it can become effective.

#### Resolved by the assembly, the senate concurring, That:

- **SECTION 1.** Section 4 of article III of the constitution is created to read:
- 5 [Article III] Section 4. The legislature may by law impose reasonable limits on campaign expenditures for state or local elective offices.
  - Be it further resolved, That this proposed amendment be referred to the legislature to be chosen at the next general election and that it be published for 3 months previous to the time of holding such election.

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LRB-1639/16.1 JTK:kmg:arm

Tuesday, February 18, 1997

This draft permits the legislature to impose reasonable limits on campaign expenditures for state or local elective offices. If the legislature were to impose such a limitation before a corresponding change in the U.S. Constitution is made, the limitation may not be enforceable in view of the position of the U.S. supreme court that a campaign spending limit burdens a candidate's right to freedom of speech. See *Buckley v. Valeo*, et al., 96 S.Ct. 612, 652–652 (1976) and F.E.C. v. N.C.P.A.C., 105 S.Ct. 1459, 1465–1471 (1985).

I know that this draft is designed to confront these decisions and to encourage rethinking of them. Because a number of personalities have changed on the court since these decisions were issued, it is possible that the court might be persuaded to take a second look at these decisions. I would, however, expect the lower federal courts to continue to apply these decisions until the U.S. supreme court decides to revisit them.

LRB-0366/P1dn JTK:kmg:lp

October 19, 1998

This draft permits the legislature to impose reasonable limits on campaign expenditures for state or local elective offices. If the legislature were to impose such a limitation before a corresponding change in the U.S. Constitution is made, the limitation may not be enforceable in view of the position of the U.S. supreme court that a campaign spending limit burdens a candidate's right to freedom of speech. See *Buckley v. Valeo, et al.*, 96 S.Ct. 612, 652–652 (1976) and *F. E.C. v. N.C.P.A.C.*, 105 S.Ct. 1459, 1465–1471 (1985).

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LRB-0366/Pidn JTK:kmg:lp

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LRB-0366/1dn JTK:kmg:lp

October 20, 1998

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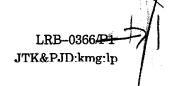
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### State of Misconsin 1999 - 2000 LEGISLATURE



PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

# 1999 ASSEMBLY JOINT RESOLUTION



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Be it further resolved, That this proposed amendment be referred to the legislature to be chosen at the next general election and that it be published for 3 months previous to the time of holding such election.

(END)