

**1999 DRAFTING REQUEST**

**Bill**

Received: 01/18/2000

Received By: champra

Wanted: Soon

Identical to LRB:

For: Gwendolynne Moore (608) 266-5810

By/Representing: Rob

This file may be shown to any legislator: NO

Drafter: champra

May Contact:

Alt. Drafters:

Subject: State Finance - investment board

Extra Copies:

**Pre Topic:**

No specific pre topic given

**Topic:**

Prohibited investments by investment board

**Instructions:**

Prohibit SWIB from investing in companies that operate facilities that house Wisconsin prisoners; SWIB may not invest in the companies or in any company owned by the companies.

**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>
/1	champra 01/18/2000	wjackson 01/19/2000	jfrantze 01/19/2000	_____	lrb_docadmin 01/19/2000		State
/2	champra 01/25/2000	wjackson 01/25/2000	jfrantze 01/27/2000	_____	lrb_docadmin 01/27/2000	lrb_docadminState 02/07/2000	

FE Sent For:

C9 02-11-00

<END>

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1/2 1/25 wlj  
 2/1/27  
 JF/KM  
 1/27  
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1?	champra	1 WLj 1/19	1/19	Self 1/19			

FE Sent For:

<END>

Sen Moore's office

— Rob

Prohibit SWIB from investing in companies  
that own home WI processes out of state.

Also, have it apply to companies owned by such

companies. Need next week 1/17 - 1/21



State of Wisconsin  
1999 - 2000 LEGISLATURE

LRB-4255/1

RAC:./:...

wlj

Thursday

**1999 BILL**

1                    *Gen Cat*  
AN ACT /.; relating to: prohibiting the investment board from making certain  
2                    investments.

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***Analysis by the Legislative Reference Bureau***

Under current law, a prisoner sentenced to state prison in Wisconsin may be sent to another state for confinement in a prison in that state if the department of corrections (DOC) contracts for the confinement of Wisconsin prisoners with the other state, a political subdivision of the other state or a private person operating a private prison located in the other state.

This bill prohibits the investment board from investing any of the funds under its management in any company that contracts with DOC to confine Wisconsin prisoners in private prisons located in another state or in any company that is owned, wholly or in part, by a company that contracts with DOC to confine Wisconsin prisoners in private prisons located in another state.

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:***

3                    SECTION 1. 25.183 (4)<sup>✓</sup> of the statutes is created to read:  
4                    25.183 (4) INVESTMENTS IN COMPANIES THAT CONTRACT WITH THE DEPARTMENT OF  
5                    CORRECTIONS FOR THE CONFINEMENT OF PRISONERS IN PRIVATE PRISONS. Beginning on the

**BILL****SECTION 1**

1 effective date of this subsection .... [revisor inserts date], the board may not invest  
2 any of the funds specified in ss. 25.14<sup>✓</sup> and 25.17 (1)<sup>✓</sup> in any company under contract  
3 with the department of corrections under s. 301.21 (2m)<sup>✓</sup> or in any company that is  
4 owned, wholly or in part, by a company under contract with the department of  
5 corrections under s. 301.21 (2m)<sup>✓</sup>. If the board has made such investments before the  
6 effective date of this subsection .... [revisor inserts date], the board shall sell the  
7 investments as soon as practicable in a manner consistent with the board's standard  
8 of responsibility under s. 25.15 (2)<sup>✓</sup>.

9

(END)

1/24/2000

Redraft to have bill apply to all  
potential K's for placement out of  
state or in-state.





State of Wisconsin  
1999 - 2000 LEGISLATURE

LRB-4255/1-2  
RAC:wlj:jf

Joan

RM has been  
run

1999 BILL

- 1 **AN ACT** <sup>Reger</sup> ~~to create~~ 25.183 (4) of the statutes; relating to: prohibiting the
- 2 investment board from making certain investments.

*Analysis by the Legislative Reference Bureau*

Under current law, a prisoner sentenced to state prison in Wisconsin may be sent to another state for confinement in a prison in that state if the department of corrections (DOC) contracts for the confinement of Wisconsin prisoners with the other state, a political subdivision of the other state or a private person operating a private prison located in the other state.

Insert  
Analysis

~~This bill prohibits the investment board from investing any of the funds under its management in any company that contracts with DOC to confine Wisconsin prisoners in private prisons located in another state or in any company that is owned, wholly or in part, by a company that contracts with DOC to confine Wisconsin prisoners in private prisons located in another state.~~

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:*

3 SECTION 1. 25.183 (4) of the statutes is created to read:

4 25.183 (4) INVESTMENTS IN COMPANIES THAT CONTRACT WITH THE DEPARTMENT OF

5 CORRECTIONS FOR THE CONFINEMENT OF PRISONERS IN PRIVATE PRISONS. Beginning on the

Insert 1-4 ✓

**BILL**

1 effective date of this subsection .... [revisor inserts date], the board may not invest  
2 any of the funds specified in ss. 25.14 and 25.17 (1) in any company under contract  
3 with the department of corrections under s. 301.21 (2m) or in any company that is  
4 owned, wholly or in part, by a company under contract with the department of  
5 corrections under s. 301.21 (2m). If the board has made such investments before the  
6 effective date of this subsection .... [revisor inserts date], the board shall sell the  
7 investments as soon as practicable in a manner consistent with the board's standard  
8 of responsibility under s. 25.15 (2).

9 (END)

1999-2000 DRAFTING INSERT  
FROM THE  
LEGISLATIVE REFERENCE BUREAU

LRB-4255/2ins  
RAC:wlj:jf

**Insert Analysis:**

This bill prohibits the investment board from investing any of the funds under its management in any of the following:

1. A company that contracts with DOC to confine Wisconsin prisoners in private prisons.
2. A company that has any ownership interest in a company that contracts with DOC to confine Wisconsin prisoners in private prisons.
3. A company that is owned, wholly or in part, by a company that contracts with DOC to confine Wisconsin prisoners in private prisons.

**Insert 1-4:**

25.183 (4) INVESTMENTS IN COMPANIES THAT CONTRACT WITH THE DEPARTMENT OF CORRECTIONS FOR THE CONFINEMENT OF PRISONERS IN PRIVATE PRISONS. (a) Beginning on the effective date of this subsection ... [revisor inserts date], the board may not invest any of the funds specified in ss. 25.14 and 25.17 (1) in any of the following:

1. A company under contract with the department of corrections to confine Wisconsin prisoners in private prisons.

2. A company that has any ownership interest in a company specified in sub<sup>d</sup> 1. ✓

3. A company that is owned, wholly or in part, by a company specified in subd. 1. ✓

(b) If the board has made any investments in any company specified in par. (a) 1. to 3. before the effective date of this subsection ... [revisor inserts date], the board shall sell the investments as soon as practicable in a manner consistent with the board's standard of responsibility under s. 25.15 (2) ✓