

1999 DRAFTING REQUEST

Bill

Received: **01/13/99**

Received By: **kuesejt**

Wanted: **Soon**

Identical to LRB:

For: **Administration-Budget 7-0371**

By/Representing: **Uecker**

This file may be shown to any legislator: **NO**

Drafter: **kuesejt**

May Contact:

Alt. Drafters:

Subject: **Ethics
Lobbying**

Extra Copies: **RPN - 1**

Topic:

DOA:.....Uecker - Special counsel for ethics and lobbying investigations

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>
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FE Sent For:

<END>

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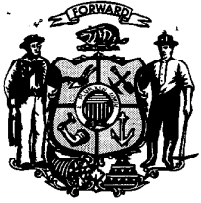
See Attached.

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1/1	kuesejt 1/14	cmw 1/14 1	1-14 LP	1-14 LP JF			
		1/14 JLG					

FE Sent For:

<END>



STATE OF WISCONSIN
DEPARTMENT OF ADMINISTRATION
101 East Wilson Street, Madison, Wisconsin

TOMMY G. THOMPSON
GOVERNOR
MARK D. BUGHER
SECRETARY

Mailing Address:
Post Office Box 7864
Madison, WI 53707-7864



Bob

Date: *January 5, 1998*

To: Steve Miller
Legislative Reference Bureau

From: Deborah A. Uecker
State Budget Analyst

Subject: Ethics Board Statutory Language Change

Request

Please draft a statutory language change to allow for the governor to contract with special counsel and to set a maximum amount of compensation from the Department of Justice's sum sufficient appropriation for special counsel. This would modify s. 20.455 (1)(b). This was a policy of the governor in the 1991-93 budget, but the location of the draft language from that budget cannot be found. That language is what we would like to put forward again. Enclosed in a photocopy of a page in the Legislative Fiscal Bureau summary for the 1991-93 budget that summarizes the governor's policy.

Thank you for your assistance,

Deborah A. Uecker
State Budget Analyst
267-0371

cc: Bob Nelson

GOVERNOR/LEGISLATURE: Consolidate two GPR appropriations for ethics and lobbying regulation and reduce the base by \$3,400 annually. Expand program revenue appropriation language for use of lobbying regulation fees to allow such fees to be used for general program operations of the agency. Expand the appropriation for gifts and grants to allow use of contributions for either ethics law or lobby law regulation activities.

[Act 39 Sections: 618 thru 624]

7. FUNDING FOR INVESTIGATIONS [LFB PAPER 126]

GOVERNOR: Change current law to permit the Governor, upon request of the Ethics Board, to appoint special counsel to assist in investigating and prosecuting alleged violations of lobby or ethics laws. The Governor would contract with the special counsel and set a maximum amount of compensation that would be paid from the Department of Justice's sum sufficient appropriation for special counsel. No estimated increase in expenditures for this purpose has been included in DOJ's special counsel appropriation.

JOINT FINANCE/LEGISLATURE: Delete provision.

8. REQUIRED GENERAL FUND LAPSE [LFB PAPER 213]

	<u>GPR</u>
1991-93 FUNDING	
Jt. Finance (Change to Base)	- \$3,000
Assembly/Legislature (Change to JFC)	<u>3,000</u>
Net Change	\$0

GOVERNOR: Require the Secretary of Administration to lapse the following amounts to the general fund from the agency's state operations appropriations by the end of the indicated fiscal year: \$5,700 GPR in 1991-92 and \$2,900 GPR in 1992-93.

JOINT FINANCE: Delete lapse recommended by the Governor and, instead, reduce the agency's state operations appropriation by 0.82% for a total reduction of \$1,500 GPR in 1991-92 and \$1,500 GPR in 1992-93.

ASSEMBLY/LEGISLATURE: Delete Joint Finance provision and restore the recommendation of the Governor.

[Act 39 Section: 9160(1xg)]

1999

Date (time) needed

NOTED SOON

LRB - 1739, 1

DOA BUDGET DRAFT

*JN : cmr :
+ jlg*

Use the appropriate components and routines developed for bills.

>>FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION<<

AN ACT . . . [DO NOT generate catalog]; relating to: *the budget.*

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.

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

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

SECTION #.

DOA (Chr - Special ethics counsel)

>> FOR 1991-93 BUDGET -- NOT READY FOR INTRODUCTION <<

1 AN ACT relating to appointment of special counsel to investigate or
2 prosecute alleged violations of the lobbying regulation law or code of
3 ethics for state public officials and employes and making an
4 appropriation.

Analysis by the Legislative Reference Bureau

STATE GOVERNMENT ← HEAD
OTHER STATE GOVERNMENT ← SUB

This bill permits the governor, upon request of the ethics board, to employ special counsel for the purpose of assisting the board in investigating or prosecuting an alleged violation of the lobbying regulation law or the code of ethics for state public officials and employes. The counsel is paid from a sum sufficient appropriation for the compensation of special counsel.

Currently, neither the governor nor the ethics board is authorized to employ special counsel for this purpose.

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:

5

SECTION 14.11 (2) (a) 1 to 3 of the statutes are amended to read:

6

14.11 (2) (a) 1. To assist the attorney general in any action or

7

proceeding.

8

2. To act instead of the attorney general in any action or

9

proceeding, if the attorney general is in any way interested adversely to

10

the state.

11

3. To defend any action instituted by the attorney general against

12

any officer of the state.

PROV
w/
STATS

CS # 13

(C.S.) # (B) ✓

1 SECTION 14.11 (2) (a) 5 of the statutes is created to read:

2 14.11 (2) (a) 5. Upon request of the ethics board, to assist the
3 board in investigating or prosecuting an alleged violation of subch. III
4 of ch. 13 or subch. III of ch. 19.

5 (End)

dm →

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

LRB-1739/1dn

JTK.....

cmj
+
jlg

This draft is identical to a 1991 DOA budget draft, LRB-1511/2. ✓

Jeffery T. Kuesel
Assistant Chief Counsel
266-6778

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

LRB-1739/1dn
JTK:cmh&jlg:lp

January 14, 1999

This draft is identical to a 1991 DOA budget draft, LRB-1511/2.

Jeffery T. Kuesel
Managing Attorney
266-6778



State of Wisconsin
1999 - 2000 LEGISLATURE

LRB-1739/1
JTK:cmh&jlg:lp

FOR 1999-01 BUDGET -- NOT READY FOR INTRODUCTION

DOA:.....Uecker - Special counsel for ethics and lobbying investigations

- 1 AN ACT ...; **relating to:** appointment of special counsel to investigate or prosecute
- 2 alleged violations of the lobbying regulation law or code of ethics for state public
- 3 officials and employes and making an appropriation.

Analysis by the Legislative Reference Bureau

STATE GOVERNMENT

OTHER STATE GOVERNMENT

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