

**1999 DRAFTING REQUEST****Assembly Amendment (AA-ASA1-AB133)**Received: **06/21/99**Received By: **kahlepj**Wanted: **Soon**

Identical to LRB:

For: **Assembly Republican Caucus**By/Representing: **Hartsough**This file may be shown to any legislator: **NO**Drafter: **kahlepj**

May Contact:

Alt. Drafters:

Subject: **Dom. Rel. - marriage**

Extra Copies:

**Pre Topic:**

ARC:.....Hartsough - Am #92,

**Topic:**

Marriage standards by clergy

**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> |
|--------------|---------------------|---------------------|---------------------|----------------|--------------------------|-----------------|-----------------|
| /?           | kahlepj<br>06/22/99 | jgeller<br>06/22/99 |                     | _____          |                          |                 |                 |
| /1           |                     |                     | ismith<br>06/22/99  | _____          | gretskl<br>06/22/99      |                 |                 |
| /2           | kahlepj<br>06/24/99 | jgeller<br>06/24/99 | martykr<br>06/24/99 | _____          | lrb_docadmin<br>06/24/99 |                 |                 |
| /3           | kahlepj<br>06/24/99 | jgeller<br>06/24/99 | mclark<br>06/24/99  | _____          | lrb_docadmin<br>06/24/99 |                 |                 |

FE Sent For:

**<END>**

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| /?           | kahlepj<br>06/22/99 | jgeller<br>06/22/99 |                     | _____          |                          |                 |                 |
| /1           |                     |                     | ismith<br>06/22/99  | _____          | gretskl<br>06/22/99      |                 |                 |
| /2           | kahlepj<br>06/24/99 | jgeller<br>06/24/99 | martykr<br>06/24/99 | _____          | lrb_docadmin<br>06/24/99 |                 |                 |

FE Sent For:

1/3 6/24 JG  
MRC 6/24  
MRC/RJF 6/24  
<END>

1999 DRAFTING REQUEST

Assembly Amendment (AA-ASA1-AB133)

Received: 06/21/99

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|--------------|---------------------|---------------------|--------------------|----------------|---------------------|-----------------|-----------------|
| /?           | kahlepj<br>06/22/99 | ygeller<br>06/22/99 |                    | _____          |                     |                 |                 |
| /1           |                     | 12 6/24 JG          | ismith<br>06/22/99 | _____          | gretskl<br>06/22/99 |                 |                 |
|              |                     |                     | Jm 6/24            | JG 6/24        |                     |                 |                 |

FE Sent For:

<END>

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ARC:.....Hartsough - Am #92,

**Topic:**

Marriage standards by clergy

**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> |
|--------------|----------------|-----------------|--------------|----------------|------------------|-----------------|-----------------|
| /?           | kahlepj        | 1/ 6/22 jg      | IS<br>6/22   | IS/KF<br>6/22  |                  |                 |                 |

FE Sent For:

<END>

# To Be Drafted

819

**Agency** DHFS

**Amendment#** 92

**ARC Analyst** Melanie Hartsough

**LRB#**

**Tax Cut**

### Summary

The amendment would authorize one DHFS program-revenue funded project position for four years. The coordinator is to work with local clergy in order to develop community-wide standards for marriage by a member of the clergy in the community. The amendment would add \$3 to the existing divorce filing fee of \$142, bringing the filing fee to \$145. The proceeds would be used to fund the Office of Community Marriage Policy Coordinator. The fee increases and the position would start October 1, 1999, or the first day of the second month following enactment, whichever is later. The fee increase would sunset on September 30, 2003.

### Fiscal Impact

\$45,000 PR in fiscal year 1999-00. \$60,000 PR in fiscal year 2000-01.

### Statement of Intent

DHFS. Authorize one DHFS program-revenue funded project position for four years.

15.02(3)(c) 1.

814.60 - 814.63

75  
20  

---

95  
40  

---

135  
7  

---

create  
(hm) ⇒ county treas to appropriation

PR

814.634 (2)

635 (2)

814.61(1)(e)

standards → in order to get married

by a clergy person

Community-wide — not related to specific religion

~~20.435~~ 20.435(3)(hm)

(project appts may not be for > 4 yrs)

\* authorize position in nonstat provision



State of Wisconsin  
1999 - 2000 LEGISLATURE

LRBb0819/1  
PJK.....

Jlg

ARC:.....Hartsough – Am #92, Marriage standards by clergy

FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION

CAUCUS AMENDMENT

TO ASSEMBLY SUBSTITUTE AMENDMENT 1,

TO 1999 ASSEMBLY BILL 133

SOON  
(6-22-99)  
J-note

1 At the locations indicated, amend the substitute amendment as follows:

2 1. Page 196, line 9: after that line insert:

Insert A ✓

3 2. Page 343, line 24: after that line insert:

4 "SECTION 396r. 20.435 (3) (hm) of the statutes is created to read:

5 20.435 (3) (hm) *Community marriage policy project*. The amounts in the

6 schedule for the project under 1999 Wisconsin Act ... (this act), section 9123 (14m),

7 related to developing community-wide marriage standards. All moneys received

8 under s. 814.61 (1) (e) shall be credited to this appropriation account.

9 SECTION 396s. 20.435 (3) (hm) of the statutes, as created by 1999 Wisconsin Act

10 .... (this act), is repealed."

1           **3.** Page 1427, line 4: after that line insert:

2           “**SECTION 3096c.** 814.61 (1) (e) of the statutes is created to read:

3           814.61 (1) (e) In addition to the fees under pars. (a) and (b), at the  
4 commencement of a divorce action under s. 767.02 (1) (c), a fee of \$3. The clerk shall  
5 pay the moneys collected to the county treasurer under s. 59.40 (2) (m). The county  
6 treasurer shall pay those moneys to the state treasurer under s. 59.25 (3) (p) for  
7 deposit in the general fund. The state treasurer shall credit all moneys received  
8 under this paragraph to the appropriation account under s. 20.435 (3) (hm).

9           **SECTION 3096d.** 814.61 (1) (e) of the statutes, as created by 1999 Wisconsin Act  
10 .... (this act), is repealed.”.

11           **4.** Page 1526, line 5: after that line insert:

12 *nonstat* “(14**h**) <sup>d</sup> **COMMUNITY MARRIAGE POLICY PROJECT.** The authorized FTE positions for  
13 the department of health and family services are increased by 1.0 PR project position,  
14 to be funded from the appropriation under section 20.435 (3) (hm), as created by this  
15 act, for the period beginning on the later of October 1, 1999, or the first day of the 2nd  
16 month beginning after the effective date of this subsection, and ending on September  
17 30, 2003. The positions are increased under this subsection for the purpose of  
18 developing, with the assistance of local members of the clergy, community-wide  
19 standards for marriages solemnized in this state by members of the clergy.”.

20           **5.** Page 1606, line 13: after that line insert:

21 *eff* → “(2f) **FEE FOR COMMENCEMENT OF DIVORCE.**  
*date* ↘  
22 (a) The creation of section 814.61 (1) (e) of the statutes takes effect on October  
23 1, 1999, or on the first day of the 2nd month beginning after the effective date of this  
24 subsection, whichever is later.

1 *eff date* (b) The repeal of section 814.61 (1) (e) ✓ of the statutes takes effect on October  
2 1, 2003.”.

3 6. Page 1610, line 16: after that line insert:

4 *eff date* “(14<sup>c</sup>)~~h~~ COMMUNITY MARRIAGE POLICY PROJECT.

5 (a) The creation of section 20.435 (3) (hm) ✓ of the statutes takes effect on October  
6 1, 1999, or on the first day of the 2nd month beginning after the effective date of this  
7 subsection, whichever is later.

8 *eff date* (b) The repeal of section 20.435 (3) (hm) ✓ of the statutes takes effect on October  
9 1, 2003.”.

10 (END)

*D-note*

¶ This amendment raises constitutional questions related to equal protection and separation of church and state issues.

PJK

1999

LRB 60819 11

File With Statute **20.005 (3)** Schedule

PTK : : \_\_\_\_\_

\$\$\$ SCHEDULE

*Insert A*

In the component bar:

For the action phrase, execute: ..... create → action: → ch20

For the table layout, execute: ..... create → <Table> → \$sched

**SECTION #.** 20.005 (3) (schedule) of the statutes: at the appropriate place, insert the following amounts for the purposes indicated:

|           | 1999-00 | 2000-01 |
|-----------|---------|---------|
| 20. _____ |         |         |
| _____     |         |         |
| ( ) _____ |         |         |
| _____     |         |         |

" (hm) Community marriage  
policy project

PR A ..... 45,000 ..... 60,000".  
z = =

|           |  |  |
|-----------|--|--|
| 20. _____ |  |  |
| _____     |  |  |
| ( ) _____ |  |  |
| _____     |  |  |
| ( ) _____ |  |  |
| _____     |  |  |

*(end of ins A)*

---

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

LRBb0819/1dn  
PJK:jlgijs

June 22, 1999

This amendment raises constitutional questions related to equal protection and separation of church and state issues.

Pamela J. Kahler  
Senior Legislative Attorney  
Phone: (608) 266-2682  
E-mail: Pam.Kahler@legis.state.wi.us



State of Wisconsin  
1999 - 2000 LEGISLATURE

LRBb0819/2  
PJK:jl:g:ijs

*rmisun*

ARC:.....Hartsough – Am #92, Marriage standards by clergy

FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION

CAUCUS AMENDMENT

TO ASSEMBLY SUBSTITUTE AMENDMENT 1,

TO 1999 ASSEMBLY BILL 133

*SOON  
(6-24-99)  
D. J. J. J.*

1 At the locations indicated, amend the substitute amendment as follows:

2 1. Page 196, line 9: after that line insert:

3 “(hm) Community marriage policy proj-

4 ect PR A 45,000 60,000”.

5 2. Page 343, line 24: after that line insert:

6 “SECTION 396r. 20.435 (3) (hm) of the statutes is created to read:

7 20.435 (3) (hm) *Community marriage policy project*. The amounts in the

8 schedule for the project under 1999 Wisconsin Act ... (this act), section 9123 (14d),

9 related to developing community-wide marriage standards. All moneys received

10 under s. 814.61 (1) (e) shall be credited to this appropriation account.

1           **SECTION 396s.** 20.435 (3) (hm) of the statutes, as created by 1999 Wisconsin Act  
2       .... (this act), is repealed.”.

3           **3.** Page 1427, line 4: after that line insert:

4           **“SECTION 3096c.** 814.61 (1) (e) of the statutes is created to read:

5           814.61 (1) (e) In addition to the fees under pars. (a) and (b), at the  
6       commencement of a divorce action under s. 767.02 (1) (c), a fee of \$3. The clerk shall  
7       pay the moneys collected to the county treasurer under s. 59.40 (2) (m). The county  
8       treasurer shall pay those moneys to the state treasurer under s. 59.25 (3) (p) for  
9       deposit in the general fund. The state treasurer shall credit all moneys received  
10      under this paragraph to the appropriation account under s. 20.435 (3) (hm).

11          **SECTION 3096d.** 814.61 (1) (e) of the statutes, as created by 1999 Wisconsin Act  
12      .... (this act), is repealed.”.

13          **4.** Page 1526, line 5: after that line insert:

14          “(14d) **COMMUNITY MARRIAGE POLICY PROJECT.** The authorized FTE positions for  
15      the department of health and family services are increased by 1.0 PR project position,  
16      to be funded from the appropriation under section 20.435 (3) (hm) <sup>of the statutes</sup> as created by this  
17      act, for the period beginning on the later of October 1, 1999, or the first day of the 2nd  
18      month beginning after the effective date of this subsection, and ending on September  
19      30, 2003. The positions are increased under this subsection for the purpose of  
20      developing, with the assistance of local members of the clergy, community-wide  
21      standards for marriages solemnized in this state by members of the clergy.”.

22          **5.** Page 1606, line 13: after that line insert:

23          “(2f) **FEE FOR COMMENCEMENT OF DIVORCE.**

1 (a) The creation of section 814.61 (1) (e) of the statutes takes effect on October  
2 1, 1999, or on the first day of the 2nd month beginning after the effective date of this  
3 subsection, whichever is later.

4 (b) The repeal of section 814.61 (1) (e) of the statutes takes effect on October  
5 1, 2003.”.

6 **6.** Page 1610, line 16: after that line insert:

7 “(14c) COMMUNITY MARRIAGE POLICY PROJECT.

8 (a) The creation of section 20.435 (3) (hm) of the statutes takes effect on October  
9 1, 1999, or on the first day of the 2nd month beginning after the effective date of this  
10 subsection, whichever is later.

11 (b) The repeal of section 20.435 (3) (hm) of the statutes takes effect on October  
12 1, 2003.”.

13 (END)

D-note  
¶ This redraft makes a technical correction  
in a non-statutory provision.

PJK

---

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

LRBb0819/2dn  
PJK:jl:km

June 24, 1999

This redraft makes a technical correction in a nonstatutory provision.

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State of Wisconsin  
1999 - 2000 LEGISLATURE

LRBb0819/3  
PJK:jl:km

*nmis*

ARC:.....Hartsough – Am, #92, Marriage standards by clergy

FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION

**CAUCUS AMENDMENT**

**TO ASSEMBLY SUBSTITUTE AMENDMENT 1,**

**TO 1999 ASSEMBLY BILL 133**

*SOON  
(6-24)  
D-use*

1 At the locations indicated, amend the substitute amendment as follows:

2 1. Page 196, line 9: after that line insert:

3 “(hm) Community marriage policy proj-

4 ect PR A 45,000 60,000”.

5 2. Page 343, line 24: after that line insert:

6 “SECTION 396r. 20.435 (3) (hm) of the statutes is created to read:

7 20.435 (3) (hm) *Community marriage policy project*. The amounts in the  
8 schedule for the project under 1999 Wisconsin Act .... (this act), section 9123 (14d),  
9 related to developing community-wide marriage standards. All moneys received  
10 under s. 814.61 (1) (e) shall be credited to this appropriation account.

1           **SECTION 396s.** 20.435 (3) (hm) of the statutes, as created by 1999 Wisconsin Act  
2 .... (this act), is repealed.”.

3           **3.** Page 1427, line 4: after that line insert:

4           **“SECTION 3096c.** 814.61 (1) (e) of the statutes is created to read:

5           814.61 (1) (e) In addition to the fees under pars. (a) and (b), at the  
6 commencement of a divorce action under s. 767.02 (1) (c), a fee of \$3. The clerk shall  
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11           **SECTION 3096d.** 814.61 (1) (e) of the statutes, as created by 1999 Wisconsin Act  
12 .... (this act), is repealed.”.

13           **4.** Page 1526, line 5: after that line insert:

14           **“(14d) COMMUNITY MARRIAGE POLICY PROJECT.** The authorized FTE positions for  
15 the department of health and family services are increased by 1.0 PR project position,  
16 to be funded from the appropriation under section 20.435 (3) (hm) of the statutes, as  
17 created by this act, for the period beginning on the later of October 1, 1999, or the first  
18 day of the 2nd month beginning after the effective date of this subsection, and ending  
19 on September 30, 2003. The positions are increased under this subsection for the  
20 purpose of ~~developing~~ *developing*, with the assistance of local members of the ~~clergy~~,  
21 community-wide standards for marriages solemnized in this state by members of  
22 the clergy.”.

23           **5.** Page 1606, line 13: after that line insert:

24           **“(2f) FEE FOR COMMENCEMENT OF DIVORCE.**

*✓ coordinating the  
development of, and  
assisting local  
members of the  
clergy to develop*

1 (a) The creation of section 814.61 (1) (e) of the statutes takes effect on October  
2 1, 1999, or on the first day of the 2nd month beginning after the effective date of this  
3 subsection, whichever is later.

4 (b) The repeal of section 814.61 (1) (e) of the statutes takes effect on October  
5 1, 2003.”.

6 **6.** Page 1610, line 16: after that line insert:

7 “(14c) COMMUNITY MARRIAGE POLICY PROJECT.

8 (a) The creation of section 20.435 (3) (hm) of the statutes takes effect on October  
9 1, 1999, or on the first day of the 2nd month beginning after the effective date of this  
10 subsection, whichever is later.

11 (b) The repeal of section 20.435 (3) (hm) of the statutes takes effect on October  
12 1, 2003.”.

13 (END)

*D. J. J.*

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

LRBb0819/dn 3  
PJK:jlg:km

June 24, 1999

*(NO TP)* changes the ~~responsibilities~~ responsibilities  
of the project position to ~~coordinating~~  
coordinating and assisting in the

This redraft makes a technical correction in a nonstatutory provision

development  
of standards  
by local  
clergy  
clergy  
members

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

LRBb0819/3dn  
PJK;jlg:mrc

June 24, 1999

This redraft changes the responsibilities of the project position to coordinating and assisting in the development of standards by local clergy members.

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State of Wisconsin  
1999 - 2000 LEGISLATURE

LRBb0819/3  
PJK:jlg:mrc

ARC:.....Hartsough - Am #92, Marriage standards by clergy

FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION

**CAUCUS AMENDMENT**

**TO ASSEMBLY SUBSTITUTE AMENDMENT 1,**

**TO 1999 ASSEMBLY BILL 133**

1 At the locations indicated, amend the substitute amendment as follows:

2 **1.** Page 196, line 9: after that line insert:

3 “(hm) Community marriage policy proj-

4 ect PR A 45,000 60,000”.

5 **2.** Page 343, line 24: after that line insert:

6 “**SECTION 396r.** 20.435 (3) (hm) of the statutes is created to read:

7 20.435 (3) (hm) *Community marriage policy project.* The amounts in the  
8 schedule for the project under 1999 Wisconsin Act .... (this act), section 9123 (14d),  
9 related to developing community-wide marriage standards. All moneys received  
10 under s. 814.61 (1) (e) shall be credited to this appropriation account.

1           **SECTION 396s.** 20.435 (3) (hm) of the statutes, as created by 1999 Wisconsin Act  
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4           **“SECTION 3096c.** 814.61 (1) (e) of the statutes is created to read:

5           814.61 (1) (e) In addition to the fees under pars. (a) and (b), at the  
6 commencement of a divorce action under s. 767.02 (1) (c), a fee of \$3. The clerk shall  
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12 .... (this act), is repealed.”.

13           **4.** Page 1526, line 5: after that line insert:

14           “(14d) **COMMUNITY MARRIAGE POLICY PROJECT.** The authorized FTE positions for  
15 the department of health and family services are increased by 1.0 PR project position,  
16 to be funded from the appropriation under section 20.435 (3) (hm) of the statutes, as  
17 created by this act, for the period beginning on the later of October 1, 1999, or the first  
18 day of the 2nd month beginning after the effective date of this subsection, and ending  
19 on September 30, 2003. The positions are increased under this subsection for the  
20 purpose of coordinating the development of, and assisting local members of the clergy  
21 to develop, community-wide standards for marriages solemnized in this state by  
22 members of the clergy.”.

23           **5.** Page 1606, line 13: after that line insert:

24           “(2f) **FEE FOR COMMENCEMENT OF DIVORCE.**

1           (a) The creation of section 814.61 (1) (e) of the statutes takes effect on October  
2 1, 1999, or on the first day of the 2nd month beginning after the effective date of this  
3 subsection, whichever is later.

4           (b) The repeal of section 814.61 (1) (e) of the statutes takes effect on October  
5 1, 2003.”.

6           **6.** Page 1610, line 16: after that line insert:

7           “(14c) COMMUNITY MARRIAGE POLICY PROJECT.

8           (a) The creation of section 20.435 (3) (hm) of the statutes takes effect on October  
9 1, 1999, or on the first day of the 2nd month beginning after the effective date of this  
10 subsection, whichever is later.

11           (b) The repeal of section 20.435 (3) (hm) of the statutes takes effect on October  
12 1, 2003.”.

13

(END)