

**2001 DRAFTING REQUEST**

**Assembly Amendment (AA-AB18)**

Received: 02/14/2001

Received By: **rmarchan**

Wanted: 02/15/2001

Identical to LRB:

For: **Stephen Freese (608) 266-7502**

By/Representing: **Bob Conlin-LCS**

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

Drafter: **rmarchan**

May Contact:

Alt. Drafters: **kuesejt**

Subject: **Elections - campaign finance**

Extra Copies: **Bob Conlin-LCS**

**Pre Topic:**

No specific pre topic given

**Topic:**

AA to change penalties in AB-18 (Registration and reporting under campaign finance laws)

**Instructions:**

See Attached. Delete creiminal penalties for any violation under proposed s. 11.01 (16) (a) 3. that would not be covered under current law. Instead, provide for a forfeiture not exceeding 3 times the amount of hte illegal contribution, disbursement, or obligation. Same as SA2 to SB-2.

**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>
/?	rmarchan 02/14/2001	csicilia 02/14/2001		_____			
	kuesejt 02/14/2001			_____			
/1			rschluet 02/14/2001	_____	lrb_docadmin 02/14/2001	lrb_docadmin 02/14/2001	

FE Sent For:

<END>

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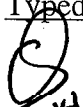
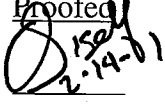
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1/?	rmarchan	1/1 cjs 2/14/01	 2-14-01	 2-14-01			

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<END>

2001-2002 LEGISLATURE

**CORRECTIONS IN:**

**SENATE AMENDMENT 2,  
TO 2001 SENATE BILL 2**

Prepared by the Legislative Reference Bureau  
(February 9, 2001)

**1.** Page 2, line 15: delete that line and substitute:

“**SECTION 6s.** 11.61 (1) (d) of the statutes is created to read:

11.61 (1) (d)”.

Thursday 2-15 8:30 AM  
JPM

2001 - 2002 LEGISLATURE

023811  
LRBa0019/1  
JTK:cjs:km

A

+RSM

RvNR

SENATE AMENDMENT 2

TO 2001 ~~SENATE BILL 2~~

AB 18

NOTE

January 25, 2001 - Offered by COMMITTEE ON JUDICIARY, CONSUMER AFFAIRS, AND CAMPAIGN FINANCE REFORM.

- 1 At the locations indicated, amend the bill as follows:
- 2 1. Page 1, line 4: after "law" insert "and providing a penalty". ✓
- 3 2. Page 4, line 6 after that line insert: <sup>5</sup>
- 4 "SECTION 6e. 11.60 (3s) of the statutes is created to read:
- 5 11.60 (3s) Notwithstanding sub. (1), if any person, including any committee,
- 6 group, or corporation, fails to register or to report a contribution, disbursement, or
- 7 incurred obligation, makes an unlawful contribution or disbursement, or incurs an
- 8 unlawful obligation, and the violation results from a communication made for a
- 9 political purpose described under s. 11.01 (16) (a) 3. but not from an act for a political
- 10 purpose described under any other provision of s. 11.01 (16), the person may be
- 11 required to forfeit not more than 3 times the amount or value of the contribution,
- 12 disbursement, or incurred obligation.
- 13 SECTION 6m. 11.61 (1) (a) to (c) of the statutes are amended to read:

1           11.61 (1) (a) ~~Whoever~~ Except as provided in par. (d), whoever intentionally  
 2 violates s. 11.05 (1), (2), (2g) or (2r), 11.07 (1) or (5), 11.10 (1), 11.12 (5), 11.23 (6) or  
 3 11.24 (1) may be fined not more than \$10,000 or imprisoned for not more than 4 years  
 4 and 6 months or both.

5           (b) ~~Whoever~~ Except as provided in par. (d), whoever intentionally violates s.  
 6 11.25, 11.26, 11.27 (1), 11.30 (1) or 11.38 where the intentional violation does not  
 7 involve a specific figure, or where the intentional violation concerns a figure which  
 8 exceeds \$100 in amount or value may be fined not more than \$10,000 or imprisoned  
 9 for not more than 4 years and 6 months or both.

10          (c) ~~Whoever~~ Except as provided in par. (d), whoever intentionally violates any  
 11 provision of this chapter other than those provided in par. (a) and whoever  
 12 intentionally violates any provision under par. (b) where the intentional violation  
 13 concerns a specific figure which does not exceed \$100 in amount or value may be fined  
 14 not more than \$1,000 or imprisoned not more than 6 months or both. P

15 NO P **SECTION 6s.** 11.60 (1) (d) of the statutes is created to read P 11.61 (1) (d)

16 P Paragraphs (a) to (c) do not apply to any violation that is punishable under s. 11.60  
 17 (3s).".

18 (END)

1

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

0238/1dn  
LRBa0237/1dn  
RJM&JTK:.....  
cjs

Representative Freese:

This amendment treats AB-18 in the same way that SA-~~3~~<sup>2</sup> amended SB-2. Please let us know if you have any questions.

Robert J. Marchant  
Legislative Attorney  
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E-mail: robert.marchant@legis.state.wi.us

Jeffery T. Kuesel  
Managing Attorney  
Phone: (608) 266-6778

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

LRBa0238/1dn  
RJM&JTK:cjs:rs

February 14, 2001

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