

2001 DRAFTING REQUEST

Assembly Amendment (AA-AB726)

Received: **01/15/2002**

Received By: **kuesejt**

Wanted: **Today**

Identical to LRB:

For: **Mark Pocan (608) 266-8570**

By/Representing: **him**

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

Drafter: **kuesejt**

May Contact:

Addl. Drafters: **rmarchan**

Subject: **Elections - campaign finance**

Extra Copies:

Submit via email: **NO**

Pre Topic:

No specific pre topic given

Topic:

AA to AB-726

Instructions:

Prohibit any political party from making total contributions to any committee that files an oath or any organization that makes independent expenditures greater than \$10,000 in a calendar year.

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:

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DW0726

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1/1	kuesejt 1/15	1/16 jld	1/16	1/16 ch			

FE Sent For:

<END>

2001

Date (time) needed

Wed 1/16-8:30AM

LRBa 1083, 1

AMENDMENT

DW 075

SJC+RJM jls

See form AMENDMENTS — COMPONENTS & ITEMS.

S (A) AMENDMENT

~~TO S A AMENDMENT (LRBa /),~~

~~TO S A SUBSTITUTE AMENDMENT (LRBs /),~~

TO 2001 SB ~~SJR SR~~ (AB) ~~AJR AR~~ 726 (LRB- /)

At the locations indicated, amend the Bill as follows:
(fill ONLY if "engrossed" or "as shown by")

#. Page 1, line 4: after "contributions" insert "made and".

#. Page 2, line 7: after that line insert;

~~#. Page ..., line ...:~~

~~#. Page ..., line ...:~~

~~#. Page ..., line ...:~~



**ASSEMBLY AMENDMENT,
TO 2001 ASSEMBLY BILL 682**

1 At the locations indicated, amend the bill as follows:

2 1. Page 3, line 2: after that line insert:

3 "SECTION ^{11.01}~~19.42~~ (4m) and ^(11m)~~19.42~~ of the statutes are created to read:

4 ^{11.01}~~19.42~~ (4m) "Communication" means a message transmitted by means of a
5 printed advertisement, billboard, handbill, sample ballot, radio or television
6 advertisement, telephone call, or any medium that may be utilized for the purpose
7 of disseminating or broadcasting a message, but not including a poll conducted solely
8 for the purpose of identifying or collecting data concerning the attitudes or
9 preferences of electors.

10 (B) ^(11m)~~(11m)~~ "Independent expenditure" means an expenditure made for the purpose
11 of making a communication that is made during the 30-day period preceding any
12 primary for an office and the date of the election for which that primary is held, or
13 if no primary is held, during the 60-day period preceding an election for an office;

- 1 that contains a reference to a clearly identified candidate, as defined in s. 11.01, at
 2 that election; that is made without cooperation or consultation with such a
 3 candidate, or any authorized committee or agent of such a candidate; and that is not
 4 made in concert with, or at the request or suggestion of, such a candidate, or any
 5 authorized committee or agent of such a candidate." ✓

Page 6, line 3: after that line insert:

"SECTION 11.26(8m) CR; 11.26(8m)" ✓

11.26(8m) No political party ✓ as defined in s. 5.02(13)

MOVE may make any contribution or contributions to an individual or committee that is required to file a statement under s. 11.06 (7) ✓ or an organization that makes independent expenditures exceeding a total of \$10,000 cumulatively within a calendar year." ✓

(End) ✓

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

LRBa1083/1dn
JTK & RJM.....

Jed

Representative Pocan:

Currently, a political committee such as a political party is generally prohibited under s. 11.25 (2) (a), stats. from making a disbursement from moneys solicited for political purposes [as defined in s. 11.01 (16), stats.] for a purpose which is other than political. An "issue advocacy" expenditure might not necessarily fall within the definition of "political purpose". As a result, while it might be possible for a political party to make a contribution to a committee that was making traditional independent disbursements as well as issue advocacy expenditures, it might not be possible for a political party to knowingly finance "issue advocacy" expenditures (in this amendment, "independent expenditures"). Therefore, this amendment would only reach activity that is not currently prohibited.

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

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBa1083/1dn
JTK:jld:jf

January 16, 2002

Representative Pocan:

Currently, a political committee such as a political party is generally prohibited under s. 11.25 (2) (a), stats. from making a disbursement from moneys solicited for political purposes [as defined in s. 11.01 (16), stats.] for a purpose which is other than political. An "issue advocacy" expenditure might not necessarily fall within the definition of "political purpose." As a result, while it might be possible for a political party to make a contribution to a committee that was making traditional independent disbursements as well as issue advocacy expenditures, it might not be possible for a political party to knowingly finance "issue advocacy" expenditures (in this amendment, "independent expenditures"). Therefore, this amendment would only reach activity that is not currently prohibited.

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