

**2001 DRAFTING REQUEST**

**Assembly Amendment (AA-AB726)**

Received: 01/23/2002

Received By: kuesejt

Wanted: Soon

Identical to LRB:

For: Mark Pocan (608) 266-8570

By/Representing: Glen Wavrunek

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

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**Pre Topic:**

No specific pre topic given

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**Topic:**

AA to AB-726 (Contributions to independent and issue advocacy groups)

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**Instructions:**

Per LRBa1083/1.

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**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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1/1	kuesejt 1/22	1/23 jld	0	0			

1-23-02

FE Sent For:

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State of Wisconsin  
2001-2002 LEGISLATURE

9/14/21  
LRBa1083/1  
JTK&RJM:jld/jf

Wanted wed 1/23

ASSEMBLY AMENDMENT,  
TO 2001 ASSEMBLY BILL 726

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

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

3 2. Page 2, line 7: after that line insert:

4 "SECTION 1m. 11.01 (4m) and (11m) of the statutes are created to read:

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

11 (11m) "Independent expenditure" means an expenditure made for the purpose  
12 of making a communication that is made during the 30-day period preceding any  
13 primary for an office and the date of the election for which that primary is held, or

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

January 23  
January 16, 2002

a 1142/dh  
LRBa1088/tdm  
JTK/10:jf  
+RJM

**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

+ RJM

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

LRBa1142/1dn  
JTK&RJM:jld:rs

January 23, 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.

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

Robert J. Marchant  
Legislative Attorney  
Phone: (608) 261-4454  
E-mail: robert.marchant@legis.state.wi.us