

2001 DRAFTING REQUEST

Assembly Amendment (AA-AB805)

Received: **02/22/2002**

Received By: **malaigm**

Wanted: **02/25/2002**

Identical to LRB:

For: **Mark Miller (608) 266-5342**

By/Representing: **Himself**

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

Drafter: **malaigm**

May Contact:

Addl. Drafters:

Subject: **Health - tobacco**

Extra Copies:

Submit via email: **YES**

Requester's email: **Rep.Miller@legis.state.wi.us**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Tobacco compliance checks; conflict of interest; eliminate administrative appeal

Instructions:

See Attached--eliminate administrative review process for a retailer who alleges that an investigator has a financial conflict of interest.

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>
/?	malaigm 02/22/2002	gilfokm 02/22/2002		_____			
/1			pgreensl 02/22/2002	_____	lrb_docadmin 02/22/2002	lrb_docadmin 02/22/2002	

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Page 2

LRBa1327

FE Sent For:

<END>

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1/?	malaigm	2/22 kmq	2/22 DG	2/22 PS/R			

FE Sent For:

<END>

Malaise, Gordon

From: Miller, Mark
Sent: Thursday, February 21, 2002 6:14 PM
To: Malaise, Gordon
Cc: 'jhausbeck@ci.madison.wi.us'; Sen.Robson; Rep.Lippert
Subject: AB 805 amendments

Please draft the following as independent amendments to AB805/2

1. Delete 134.66 (2m) (c) on page 6, line 17 through page 7, line 3. The intent of this amendment is to remove the penalty for an employee, agent, etc, who sells tobacco products to a minor. Include any other changes needed to accomplish this result.
2. Page 9, line 11, replace "twice" with "four times"
3. Delete sentence that begins on page 10, line 24 and ends on page 11, line 5, to wit: "A person who is investigated...hearing under ch.227 to make that determination."
4. Page 11 line 11, assuming that "strictly" means that a local ordinance can not be any more strict or less strict than state law, change language to require the local ordinance must be at least as strict as state law. The purpose is assure that all local ordinances, if enacted and enforced, will not only accomplish enforcement of state law, but also allow local jurisdictions to adopt stricter ordinances.

Mark Miller

48th Assembly District
P.O. Box 8953
Madison, WI 53708
Phone 608.266.5342, FAX 608.282.3648
rep.miller@legis.state.wi.us

2001

Date (time) needed Mon AM

LRBa 1327 / 1

AMENDMENT

(Floor Tues)

GMMY : King :

NOTE

See form AMENDMENTS — COMPONENTS & ITEMS.

(A) (AMENDMENT)

~~TO S A AMENDMENT (LRBa /)~~
~~TO S A SUBSTITUTE AMENDMENT (LRBs /)~~
TO 2001 ~~SB SJR SR~~ AB ~~AJR AR~~ 805 (LRB- /)

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

✓ #. Page 10..., line 24...: delete "A person who is"

✓ #. Page 10..., line 25...: delete that line.

✓ #. Page 11..., line 1...: delete lines 1 to 5 and substitute
"The results of an investigation"

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

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

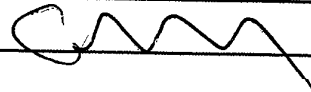
(END)

NOTE

DNJE

Representative Miller:

This amendment eliminates the administrative review process for a retailer who alleges that a person conducting ^(an) ~~the~~ investigation has a financial conflict of interest that may interfere with his or her ability to conduct the investigation.



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

LRBa1327/1dn
GMM:kmg:pg

February 22, 2002

Representative Miller:

This amendment eliminates the administrative review process for a retailer who alleges that a person conducting an investigation has a financial conflict of interest that may interfere with his or her ability to conduct the investigation.

Gordon M. Malaise
Senior Legislative Attorney
Phone: (608) 266-9738
E-mail: gordon.malaise@legis.state.wi.us