

**2001 Jr2 DRAFTING REQUEST**

**Assembly Amendment (AA-AB1)**

Received: 03/01/2002

Received By: rryan

Wanted: Soon

Identical to LRB:

For: Legislative Fiscal Bureau

By/Representing: Onsager

This file may be shown to any legislator: NO

Drafter: rryan

May Contact:

Addl. Drafters: champra

Subject: Public Defender

Extra Copies:

Submit via email: NO

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**Pre Topic:**

LFB:.....Onsager -

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**Topic:**

Increase appropriation for private bar; exempt trial and appellate division from hiring freeze; raise threshold for felony property crimes

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**Instructions:**

See Attached

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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>
/1	rryan 03/04/2002	gilfokm 03/06/2002	jfrantze 03/06/2002	_____	lrb_docadmin 03/06/2002		

FE Sent For:

<END>

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1?	rryan	1-3/16 KMG	2-3/16	Bell 3/6			

FE Sent For:

<END>

Senator Moore  
Representative Albers  
Senator Burke  
Representative Gard

PUBLIC DEFENDER

Lowering Felony Thresholds, Private Bar Shortfall and SPD Vacancies  
[LFB Paper #1215]

Motion:

Move to: (a) delete the Governor's recommendation to lower the felony thresholds and range for certain property crimes (Alternative A3); (b) authorize the SPD trial and appellate divisions to hire additional staff when vacancies occur; and (c) provide \$10,721,200 GPR to the private bar and investigator reimbursement appropriation in 2002-03, \$6,647,900 GPR of which would be one-time funding.

Note:

Under the bill, the felony thresholds for the following crimes would be lowered from \$2,500 to \$1,000: (a) criminal damage to property; (b) graffiti; (c) theft; (d) fraud on hotel or restaurant keeper or taxicab operator; (e) receiving stolen property; (f) fraudulent insurance and employee benefit claims; (g) financial transaction card crimes; (h) retail theft; (i) theft of library materials; and (j) issuing a worthless check. The bill would also lower the felony threshold for unlawful receipt of loan payments from \$2,500 to \$500 and lower the Class E felony range for property damage to a vending machine from \$500 to \$2,500 to \$500 to \$1,000. The motion would delete these provisions. Further, the motion would authorize the SPD trial and appellate divisions to fill vacancies and provide \$10,721,200 GPR in 2002-03, to address the projected private bar shortfall.

[Change to Bill: \$10,721,200 GPR]

Coggs	Huber	Huebner	Ward	Duff	Albers	Karlet	Gard	Rosenz	Darling	Witch	Plache	Subiski	Moore	Dacker	Burke	MOF
X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
Z	Z	Z	Z	Z	Z	Z	Z	Z	Z	Z	Z	Z	Z	Z	Z	Z

16-0



State of Wisconsin  
2001 - 2002 LEGISLATURE

January 2002 Special Session

LRBb2259A  
RLR&RAC: King

In 3/4/02 Today

RMR

LFB:.....Onsager – Increase appropriation for private bar; exempt trial and appellate division from hiring freeze; raise threshold for felony property crimes

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

ASSEMBLY AMENDMENT,

TO ASSEMBLY BILL 1

At the locations indicated, amend the bill as follows:

- ✓1. Page 288, line 3: delete lines 3 to 8.
- ✓2. Page 288, line 16: delete lines 16 to 22.
- ✓3. Page 290, line 3: delete lines 3 to 8.
- ✓4. Page 292, line 1: delete lines 1 to 4.
- ✓5. Page 292, line 6: substitute "\$2,500" for "\$1,000".
- ✓6. Page 294, line 19: delete lines 19 to 23.
- ✓7. Page 295, line 2: substitute "\$2,500" for "\$2,500 \$1,000".
- ✓8. Page 296, line 10: delete lines 10 to 14.

1 ✓  
 2 ✓  
 3 ✓  
 4 ✓  
 5 ✓  
 6 ✓  
 7 ✓  
 8 ✓  
 9 ✓

✓943.01(a)(1)  
 ✓943.01(c)  
 ✓943.07  
 ✓943.20(a)  
 ✓943.21(3)(a)  
 ✓943.24(1)

943.34  
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943.395  
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943.50  
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943.62  
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- ✓ 9. Page 296, line 18: substitute "\$2,500" for "\$2,500 \$1,000".
- ✓ 10. Page 296, line 19: substitute "\$2,500" for "\$2,500 \$1,000".
- ✓ 11. Page 299, line 19: delete lines 19 to 22.
- ✓ 12. Page 299, line 24: substitute "\$2,500" for "\$1,000".
- ✓ 13. Page 300, line 19: delete lines 19 to 22.
- ✓ 14. Page 301, line 2: substitute "\$2,500" for "\$2,500 \$1,000".
- ✓ 15. Page 301, line 13: substitute "\$2,500" for "\$2,500 \$1,000".
- ✓ 16. Page 301, line 14: substitute "\$2,500" for "\$2,500 \$1,000".
- ✓ 17. Page 303, line 7: delete lines 7 to 10.
- ✓ 18. Page 303, line 12: substitute "\$2,500" for "\$1,000".
- ✓ 19. Page 304, line 1: delete lines 1 to 7.
- ✓ 20. Page 304, line 11: delete lines 11 to 17.
- ✓ 21. Page 374, line 17: delete the material beginning with that line and ending on page 375, line 4.
- ✓ 22. Page 393, line 10: after that line insert:  
"1<sup>z</sup> HIRING FREEZE EXEMPTION. Notwithstanding any action of the governor or the secretary of administration under section 16.505 (3) of the statutes during the 2001-03 fiscal biennium, the public defender board may fill any vacant position for trial or appellate representation that is authorized to the board under section 16.505 of the statutes during the 2001-03 fiscal biennium and for which funds have been appropriated."
- ✓ 23. Page 437, line 3: after that line insert:

nonstat.

*Approp. change*  
*12*  
*11/21/01*

1           “(2) PRIVATE BAR AND INVESTIGATOR REIMBURSEMENT. In the schedule under  
2 section 20.005 (3) of the statutes for the appropriation to the public defender board  
3 under section 20.550 (1) (d) of the statutes, as affected by the acts of 2001, the dollar  
4 amount is increased by \$10,721,200 for fiscal year 2002–03 to increase funding for  
5 the purpose for which the appropriation is made.”.

- 6           ✓ 24. Page 462, line 5: delete “and (d)”.
- 7           ✓ 25. Page 462, line 6: delete “and (c)”.
- 8           ✓ 26. Page 462, line 7: delete “and”.
- 9           ✓ 27. Page 462, line 8: delete “(d)”.
- 10          ✓ 28. Page 462, line 9: delete “943.20 (3) (a),”.
- 11          ✓ 29. Page 462, line 12: delete “(a) and”.
- 12          ✓ 30. Page 462, line 13: delete “(1) and”.
- 13          ✓ 31. Page 462, line 15: delete “(a) and”.
- 14          ✓ 32. Page 462, line 16: delete “(a) and”.
- 15          ✓ 33. Page 462, line 19: delete that line and substitute “(4) (c), 943.60 (1), 943.61  
16 (5) (c), 943.62 (4) (c), 943.70 (2) (b)”.
- 17          ✓ 34. Page 464, line 16: delete “973.075 (1) (b) 1m. e. and (2) (d),”.
- 18          ✓ 35. Page 464, line 22: delete “943.61 (5) (bf), 943.62”.
- 19          ✓ 36. Page 464, line 23: delete “(4) (bf),”.
- 20          ✓ 37. Page 472, line 17: delete “and (d)”.
- 21          ✓ 38. Page 472 line 18: delete “and (c)”.
- 22          ✓ 39. Page 472, line 19: delete “and (d)”.

- 1        ✓ **40.** Page 472, line 21: delete "943.20 (3) (a)."
- 2        ✓ **41.** Page 472, line 24: delete "(a) and".
- 3        ✓ **42.** Page 472, line 25: delete "(1) and".
- 4        ✓ **43.** Page 473, line 2: delete "(a) and".
- 5        ✓ **44.** Page 473, line 3: delete "(a) and".
- 6        ✓ **45.** Page 473, line 5: delete "(a) and".
- 7        ✓ **46.** Page 473, line 6 delete "(a) and (c), 943.62 (4) (a) and" and substitute "(c),
- 8        943.62 (4)".
- 9        ✓ **47.** Page 475, line 5: delete "973.075 (1) (b) 1m. e. and (2) (d)."
- 10       ✓ **48.** Page 475, line 14: delete "943.61 (5) (bf), 943.62 (4) (bf)."

11

(END)



State of Wisconsin  
2001 - 2002 LEGISLATURE  
January 2002 Special Session

LRBb2259/1  
RLR&RAC:kmg:jf

LFB:.....Onsager – Increase appropriation for private bar; exempt trial and appellate division from hiring freeze; raise threshold for felony property crimes

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