

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1540/1dn
GMM:wlj:rs

February 20, 2003

Senator Hansen:

This draft makes a procedural change to 2001 SB-232 to address a concern raised last session relating to the imposition of assessments under the bill. Specifically, under this draft the circuit court, rather than DWD, will order the compensatory and punitive damages and assessments. This change was made to address an argument made last session that it constitutes a conflict of interest to permit DWD both to order the assessments and to keep the moneys assessed. Under this draft, a neutral forum, the circuit court, will order the assessments and transmit the assessments collected to the state treasurer for deposit into the general fund and crediting to the DWD appropriation.

If you have any questions about the draft, please do not hesitate to contact me directly at the phone number or e-mail address listed below.

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