

2003 DRAFTING REQUEST

Bill

Received: **09/18/2002**

Received By: **pgrant**

Wanted: **As time permits**

Identical to LRB:

For: **Jeff Stone (608) 266-8590**

By/Representing: **Corey Dolezalek**

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

Drafter: **pgrant**

May Contact:

Addl. Drafters:

Subject: **Education - school boards**

Extra Copies: **MJL**

Submit via email: **YES**

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

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

School board contracts with photographers

Instructions:

See Attached

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>
/?	pgrant 09/25/2002	kgilfoy 10/10/2002		_____			S&L
/1			pgreensl 10/11/2002	_____	sbasford 10/11/2002		S&L
/2	pgrant	kgilfoy	rschluet	_____	mbarman	amentkow	

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
	02/14/2003	02/17/2003	02/17/2003	_____	02/17/2003	03/11/2003	

FE Sent For:

*At
intro.*

<END>

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/2	pgrant	kgilfoy	rschluet	_____	mbarman		

For Assembly per Corey

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/1		12-2/17 EMP	pgreensl 10/11/2002		sbasford 10/11/2002		

[Handwritten signature]
2-17-3

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FE Sent For:

1-10/11
Kang

10/10
PG

10/11
PG
<END>
PG

Grant, Peter

From: Kite, Robin
Sent: Wednesday, September 18, 2002 11:50 AM
To: Grant, Peter; Lief, Madelon
Subject: FW: Bill draft for 2003-2004 session

I received the following drafting request relating to school yearbook pictures. I'm not sure if this is a trade regulation draft or whether it falls under the education subject area. What are your thoughts?

Robin

-----Original Message-----

From: Dolezalek, Corey
Sent: Tuesday, September 17, 2002 11:03 AM
To: Kite, Robin
Subject: Bill draft for 2003-2004 session

Attorney Kite,

Representative Stone wants a bill draft for the 2003-2004 session. The e-mail for the constituent who has the situation is attached. Basically, our constituent owns a photography business. There are some schools in the district who developed contracts with another photography company that forces students to obtain senior pictures from this sole photographer, in exchange for discounts, etc. for the respective schools. That don't want a monopoly, but rather free trade because it affects numerous photographers in the business. If you are not the person to contact, please let me know who is, so I may have this request addressed to the correct attorney. Thank you for your time.

Sincerely,

Corey Dolezalek
Rep. Stone's Office
6-8590

Attachment

Dear Mr Stone:

I am a member of the Wisconsin Professional Photographers Association and am asking you to pass the bill our President Jim Buivid has written you about: "Pupil senior yearbook pictures. (1) The board of a school district may enter into a contract with a photographer for the taking of pupil yearbook pictures. (2) The hiring of a photographer pursuant to this section shall not prohibit a pupil from engaging a photographer of his or her choice nor prevent a senior picture taken by that photographer from appearing in the yearbook if the senior picture meets the reasonable specifications of the yearbook staff. " I believe Wisconsin should have open and free competition, and high school parents and seniors should have the Civil Right to choose the photographer of their choice for their senior yearbook picture. Please pass this law to protect all of our rights.

Thank you for helping to protect photographers, parents and seniors.

Sincerely,

Alan and Rose Goodstone
Goodstone Photography
7121 B South 76th Street
Franklin, Wi 553132
alan@goodstonephoto.com

2003

Date (time) needed _____

LRB - 0144, 1

BILL

PG KING: _____

Use the appropriate components and routines developed for bills.

AN ACT... [generate catalog] *to repeal* ...; *to renumber* ...; *to consolidate and renumber* ...; *to renumber and amend* ...; *to consolidate, renumber and amend* ...; *to amend* ...; *to repeal and recreate* ...; and *to create* ... of the statutes; **relating to:** ... *School based contracts for yearbook photographs.* ...

[NOTE: See section 4.02 (2) (br), Drafting Manual, for specific order of standard phrases.]

Analysis by the Legislative Reference Bureau

If titles are needed in the analysis, in the component bar:

For the main heading, execute: **create** → **anal:** → **title:** → **head**

For the subheading, execute: **create** → **anal:** → **title:** → **sub**

For the sub-subheading, execute: **create** → **anal:** → **title:** → **sub-sub**

For the analysis text, in the component bar:

For the text paragraph, execute: **create** → **anal:** → **text**

(Attached)

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION #.

SEC. CR: 118.12(5)

118.12(5) If a school board enters into a
contracts with a person photographs of pupils for use
to provide school yearbook,
the contract may not prohibit a pupil from
contracting photograph the inclusion in the yearbook
of a ~~photo~~ photograph of a pupil supplied by
the pupil ~~in lieu of the cost~~ a pupil from
supplying his or her own photograph for the
the school boards
yearbook, subject to reasonable specifications.

2003

Nonstat File Sequence: **EEE**

LRB _____ / _____

INITIAL APPLICABILITY

- In the component bar:
 For the action phrase, execute: create → action: → *NS: → inappl
 For the budget action phrase, execute: create → action: → *NS: → 93XX
 For the text, execute: create → text: → *NS: → inappl
- Nonstatutory subunits are numbered automatically. Fill in the Section # or subsection # only if a "frozen" number is needed. Below, for the budget, fill in the 9300 department code.

SECTION # 93 **Initial applicability;**

(#1) () ,

The treatment of sections ..

of the statutes

first applies to

- In the component bar:
 For the action phrase, execute: create → action: → *NS: → inappl
 For the text, execute: create → text: → *NS: → inapplA
- Nonstatutory subunits are numbered automatically. Fill in the Section # or subsection # only if a "frozen" number is needed.

SECTION # **Initial applicability;**

(#1) WW This act first applies to contracts entered into, modified, extended, or renewed on the effective date of this subsection.

(End)

analysis

This bill provides that if a school board contracts with a photographer person to ~~sup~~ provide photographs of pupils for a school yearbook ^{by} the ^{con}tract: may not prohibit a pupil from supplying his or her own photograph for the yearbook, subject to the school board's reasonable specifications.

FE-5L



State of Wisconsin
2003 - 2004 LEGISLATURE

LRB-0144/2
PG:kmg:pg

2003 BILL

1 AN ACT to create 118.12 (5) of the statutes; relating to: school board contracts
2 for yearbook photographs.

12th grade

Analysis by the Legislative Reference Bureau

This bill provides that if a school board contracts with a person to provide photographs of pupils for a school yearbook the contract may not prohibit a pupil from supplying his or her own photograph for the yearbook, subject to the school board's reasonable specifications.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

3 SECTION 1. 118.12 (5) of the statutes is created to read:

4 118.12 (5) If a school board contracts with a person to provide photographs of

5 pupils for a school yearbook, the contract may not prohibit a pupil from supplying his

6 or her own photograph for the yearbook, subject to the school board's reasonable

7 specifications.

