

2005 DRAFTING REQUEST

Assembly Amendment (AA-AB(LRBx4360/3))

Received: 01/31/2006

Received By: rryan

Wanted: As time permits

Identical to LRB:

For: Jean Hundertmark (608) 266-3794

By/Representing: Jason Rostan

This file may be shown to any legislator: NO

Drafter: rryan

May Contact:

Addl. Drafters:

Subject: Criminal Law - miscellaneous

Extra Copies:

Submit via email: YES

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

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Crimes against financial institutions

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>
/?							
/1	rryan 01/31/2006	kfollett 02/01/2006	jfrantze 02/01/2006	_____	sbasford 02/01/2006	sbasford 02/01/2006	

FE Sent For:

<END>

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/?	rryan	1/1/gjf 2/1		J Self 2/1			

FE Sent For:

<END>

LRB 4360

1/31/06

Msg. from Jason, in Hundertmark's office

- ① Add mortgage banker & mortgage broker to def. of financial institution
- ② Page 7, line 5: add "corruptly" before confers

Thinks Stepp may have introduced on Senate side - so may have to be an amendment - do one for Senate & Assembly

Call to Jason

Want to add mortgage broker/banker to def of FI for all purposes or just add them, as possible victim of certain crimes.
For all purposes

Jason says "corruptly" used in fed. law.

If concern is that innocuous behavior covered under 94B.85 (1), I can tighten sub (1) without using "corruptly" - OK

In 1/31/06
Wanted Sam

**ASSEMBLY AMENDMENT ,
TO 2005 ASSEMBLY BILL (LRB-4360/3)**

RMR
D-note

- 1 At the locations indicated, amend the bill as follows:
- 2 **1.** Page 6, line 1: delete that line and substitute "company, a credit union, as
- 3 defined in s. 186.01 (2), a mortgage banker, as defined in s. 224.71 (3) (a), or a
- 4 mortgage broker, as defined in s. 224.71 (4) (a), whether chartered under the".
- 5 **2.** Page 6, line 4: delete "or a credit union" and substitute "a credit union, a
- 6 mortgage banker, or a mortgage broker".
- 7 **3.** Page 7, line 5: after "Whoever" insert ", with intent to defraud a financial
- 8 institution,".
- 9 **4.** Page 7, line 6: delete "a financial" and substitute "the financial".
- 10 **5.** Page 7, line 11: after "institution" insert "and with intent to defraud the
- 11 financial institution".

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

LRBa2217/1dn

RLR:...

gf

Date

Jason:

Instead of adding "corruptly" to proposed s. 943.85 (1), I added a requirement of intent to defraud. I also added the intent to defraud requirement to proposed s. 943.85 (2) so that it mirrors sub. (1). Please let me know if this does not achieve your intent.

Robin Ryan
Legislative Attorney
Phone: (608) 261-6927
E-mail: robin.ryan@legis.state.wi.us

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBa2217/1dn
RLR:kjfjf

February 1, 2006

Jason:

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Robin Ryan
Legislative Attorney
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