

2007 DRAFTING REQUEST

Assembly Substitute Amendment (ASA-AB504)

Received: 10/31/2007

Received By: **btradewe**

Wanted: **Soon**

Identical to LRB:

For: **Scott Gunderson (608) 266-3363**

By/Representing: **Mike**

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

Drafter: **btradewe**

May Contact:

Addl. Drafters:

Subject: **Environment - miscellaneous
Nat. Res. - miscellaneous**

Extra Copies:

Submit via email: **YES**

Requester's email: **Rep.Gunderson@legis.wisconsin.gov**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Four year term for DNR secretary, but board may remove at its pleasure

Instructions:

Have a four-year term for DNR secretary (make sure that the Board may remove secretary whenever it wants)

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	btradewe 10/31/2007	bkraft 11/02/2007	rschluet 11/02/2007	_____	cduerst 11/02/2007	cduerst 11/02/2007	
/2	btradewe 12/03/2007	bkraft 12/03/2007	jfrantze 12/03/2007	_____	sbasford 12/03/2007	sbasford 12/03/2007	

FE Sent For:

2007 DRAFTING REQUEST

Assembly Substitute Amendment (ASA-AB504) ✓

Received: **10/31/2007**

Received By: **btradewe**

Wanted: **Soon**

Identical to LRB:

For: **Scott Gunderson (608) 266-3363**

By/Representing: **Mike**

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

Drafter: **btradewe**

May Contact:

Addl. Drafters:

Subject: **Environment - miscellaneous
Nat. Res. - miscellaneous**

Extra Copies:

Submit via email: **YES**

Requester's email: **Rep.Gunderson@legis.wisconsin.gov**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Four year term for DNR secretary, but board may remove at its pleasure

Instructions:

Have a four-year term for DNR secretary (make sure that the Board may remove secretary whenever it wants)

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	btradewe 10/31/2007	bkraft 11/02/2007	rschluet 11/02/2007	_____	cduerst 11/02/2007	cduerst 11/02/2007	

FE Sent For:

1/2 bjk 12/3
Jof Sell
12/3
12 <END>

2007 DRAFTING REQUEST

Assembly Substitute Amendment (ASA-AB504)✓

Received: 10/31/2007

Received By: **btradewe**

Wanted: **Soon**

Identical to LRB:

For: **Scott Gunderson (608) 266-3363**

By/Representing: **Mike**

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

Drafter: **btradewe**

May Contact:

Addl. Drafters:

Subject: **Environment - miscellaneous
Nat. Res. - miscellaneous**

Extra Copies:

Submit via email: **YES**

Requester's email: **Rep.Gunderson@legis.wisconsin.gov**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

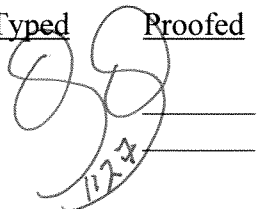
Topic:

Four year term for DNR secretary, but board may remove at its pleasure

Instructions:

Have a four-year term for DNR secretary (make sure that the Board may remove secretary whenever it wants)

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>
/?	btradewe	/1 bjk"/					

FE Sent For:

<END>



State of Wisconsin
2007 - 2008 LEGISLATURE

LRBs0165/1

RCT:.....

5000 (m 10/31)

Lbjk

ASSEMBLY SUBSTITUTE AMENDMENT,
TO 2007 ASSEMBLY BILL 504

DNote

bhv
SA ✓
X-ref ✓

gen. cat.

1 AN ACT ...; relating to: the appointment and term of service of the secretary of
2 natural resources. ✓

Analysis by the Legislative Reference Bureau

Under current law, the secretary of natural resources is nominated by the governor, and with the advice and consent of the senate appointed, to serve at the pleasure of the governor. Under this bill, the Natural Resources Board appoints the secretary of natural resources for a four-year term. ✓

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

X

3 SECTION 1. 15.05 (1) (c) of the statutes is amended to read:
4 15.05 (1) (c) The secretary of natural resources shall be nominated by the
5 governor, and with the advice and consent of the senate appointed, to serve at the

1 ~~pleasure of the governor~~ [✓] appointed by the natural resources board for a 4-year term
2 ending on July 1. [✓]

3 **History:** 1973 c. 90; 1977 c. 4, 196; 1985 a. 18; 1985 a. 332 s. 251 (3); 1989 a. 31, 169; 1993 a. 399; 1995 a. 27.

(END) [✓]

DNote

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

LRBs0165/1dn

RCT:.....

Lbjk

Date

Mike Bruhn:

Under s. 17.07 (6), the body that appoints a person to state office (without the concurrence of the governor) may remove the person from office at pleasure, without regard to whether the person serves for a fixed or indefinite term. Therefore, it is not necessary to address the removal issue in this draft.

Please let me know if you have any questions.

Rebecca C. Tradewell
Managing Attorney
Phone: (608) 266-7290
E-mail: becky.tradewell@legis.wisconsin.gov

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBs0165/1dn
RCT:bjk:rs

November 2, 2007

Mike Bruhn:

Under s. 17.07 (6), the body that appoints a person to state office (without the concurrence of the governor) may remove the person from office at pleasure, without regard to whether the person serves for a fixed or indefinite term. Therefore, it is not necessary to address the removal issue in this draft.

Please let me know if you have any questions.

Rebecca C. Tradewell
Managing Attorney
Phone: (608) 266-7290
E-mail: becky.tradewell@legis.wisconsin.gov

075065

11/30/08 - call from Mike Bruhn:

Redraft this to provide that DNR secretary's term is 4 years from date of appointment. So when a secretary resigns, for example, there is not an appointment for the remainder of that secretary's term.

RIT



State of Wisconsin
2007 - 2008 LEGISLATURE

Wanted Tues 12/4

LRBs0165

RCT:bjk:rs

Stays RMY

ASSEMBLY SUBSTITUTE AMENDMENT,
TO 2007 ASSEMBLY BILL 504

bhv
SA ✓
X-REF ✓

regenerate

1 AN ACT to amend 15.05 (1) (c) of the statutes; relating to: the appointment and
2 term of service of the secretary of natural resources.

Analysis by the Legislative Reference Bureau

Under current law, the secretary of natural resources is nominated by the governor, and with the advice and consent of the senate appointed, to serve at the pleasure of the governor. Under this bill, the Natural Resources Board appoints the secretary of natural resources for a four-year term.

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

3 SECTION 1. 15.05 (1) (c) of the statutes is amended to read:

4 15.05 (1) (c) The secretary of natural resources shall be nominated by the
5 governor, and with the advice and consent of the senate appointed, to serve at the
6 pleasure of the governor appointed by the natural resources board for a 4-year term

7 ending on July 1.

(END)

substitute amendment

Analysis insert

Insert 8
1-7

2007-2008 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBs0165/2ins
RCT:.....

l b j k

Analysis Insert

rest * Under current law, when an appointive state office that has a specific term becomes vacant, because of a resignation, for example, the new appointee is appointed for the residue of the unexpired term. Under this substitute amendment, when the office of secretary of natural resources becomes vacant, the new appointee serves a full 4-year term beginning when he or she is appointed. ✓

Insert 1-7

four SECTION 17.20 (1) of the statutes is amended to read:

17.20 (1) GENERAL. Vacancies in appointive state offices shall be filled by appointment by the appointing power and in the manner prescribed by law for making regular full term appointments thereto, and appointees to fill vacancies therein shall hold office for the residue of the unexpired term or, if no definite term of office is fixed by law, until their successors are appointed and qualify, except that an appointee to fill a vacancy in the office of secretary of natural resources shall serve a full 4-year term beginning on the date of appointment and qualification. ✓

History: 1973 c. 24; 1977 c. 29 s. 1649; 1977 c. 418; 1997 a. 298.

end of inserts