

2007 DRAFTING REQUEST

Bill

Received: **10/04/2006**

Received By: **rnelson2**

Wanted: **As time permits**

Identical to LRB:

For: **Administration-Budget 7-0370**

By/Representing: **Wavrunek**

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

Drafter: **rnelson2**

May Contact:

Addl. Drafters:

Subject: **Justice - civil**

Extra Copies:

Submit via email: **NO**

Pre Topic:

DOA:.....Wavrunek, BB0092 -

Topic:

DOJ authority to enforce constitutional rights

Instructions:

See Attached 05 AB 514 (05-2779)

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>
/?	rnelson2 10/10/2006	jdye 10/11/2006		_____			State
/1			pgreensl 10/11/2006	_____	lparisi 10/11/2006		

FE Sent For:

<END>

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/?	rnelson2	1 10/11 jld		_____			

FE Sent For:

<END>

2007-09 Budget Bill Statutory Language Drafting Request

- Topic: Civil Rights Prosecutions
- Tracking Code: BB0092
- SBO team: General Government and Justice
- SBO analyst: Leah Wavrunek
 - Phone: 267-0370
 - Email: leah.wavrunek@wisconsin.gov
- Agency acronym: DOJ
- Agency number: 455
- Priority (Low, Medium, High): Medium

This request intends to allow the Department of Justice civil rights enforcement power. Under current law, the Attorney General cannot represent a citizen whose civil rights have been violated.

The agency offered the following modification:
A redraft of LRB-2779/1 (2005 AB 514) for budget submission.

RPN

~~2005 ASSEMBLY BILL 514~~

DOA: — Warrum et BB0092 -
For 2007-09 Budget.

June 23, 2005 - Introduced by Representatives YOUNG, GRIGSBY, FIELDS, COLON, TOLES, TURNER, A. WILLIAMS, BLACK and KESSLER, cosponsored by Senators COGGS, TAYLOR, CARPENTER, HANSEN, LASSA and RISSER. Referred to Committee on Judiciary.

CARS
Justice ← head

Don't Gen

1 AN ACT ~~to create~~ 165.10 of the statutes relating to: the authority of the
2 Department of Justice.

Analysis by the Legislative Reference Bureau

This bill gives the Department of Justice ^{DOT} the authority to bring an action for injunctive or other equitable relief against a person who interferes with the exercise or enjoyment by an individual of a right secured by the constitution or laws of this state or of the United States.

For further information see the *state* 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:

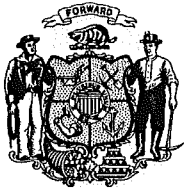
3 SECTION 1. 165.10 of the statutes is created to read:
4 **165.10 Civil rights enforcement.** If any person, whether or not acting under
5 color of law, interferes with the exercise or enjoyment by any individual of a right
6 secured by the constitution or laws of the United States, or of a right secured by the
7 constitution or laws of this state, the attorney general may bring an action for

ASSEMBLY BILL 514

SECTION 1

1 injunction or other appropriate equitable relief to protect the peaceable exercise or
2 enjoyment of the right secured. ✓

3 (END)



State of Wisconsin
2007 - 2008 LEGISLATURE

LRB-0450/1
RPN:jld:pg

DOA:.....Wavrunek, BB0092 - DOJ authority to enforce constitutional rights
FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

1 AN ACT ...; relating to: the authority of the Department of Justice.

JUSTICE

Analysis by the Legislative Reference Bureau

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6 constitution or laws of this state, the attorney general may bring an action for

1 injunction or other appropriate equitable relief to protect the peaceable exercise or
2 enjoyment of the right secured.

3 (END)