

2009 DRAFTING REQUEST

Bill

Received: **09/05/2008**

Received By: **btradewe**

Wanted: **As time permits**

Identical to LRB:

For: **Spencer Black (608) 266-7521**

By/Representing: **Megan Costello**

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

Drafter: **btradewe**

May Contact:

Addl. Drafters:

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

Extra Copies:

Submit via email: **YES**

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

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Natural resources board appointment of secretary

Instructions:

2007 AB 504 with changes as 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>
/?	btradewe 09/22/2008	nnatzke 09/25/2008		_____			
/1			jfrantze 09/25/2008	_____	cduerst 09/25/2008		
/2	btradewe 01/05/2009	nnatzke 01/06/2009	phenry 01/06/2009	_____	cduerst 01/06/2009	sbasford 02/18/2009	

FE Sent For: **NONE**

<END>

2009 DRAFTING REQUEST

Bill

Received: **09/05/2008**

Received By: **btradewe**

Wanted: **As time permits**

Identical to LRB:

For: **Spencer Black (608) 266-7521**

By/Representing: **Megan Costello**

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

Drafter: **btradewe**

May Contact:

Addl. Drafters:

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

Extra Copies:

Submit via email: **YES**

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

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Natural resources board appointment of secretary

Instructions:

2007 AB 504 with changes as 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>
/?	btradewe 09/22/2008	nnatzke 09/25/2008		_____			
/1			jfrantze 09/25/2008	_____	cduerst 09/25/2008		
/2	btradewe 01/05/2009	nnatzke 01/06/2009	phenry 01/06/2009	_____	cduerst 01/06/2009		

FE Sent For:

<END>

2009 DRAFTING REQUEST

Bill

Received: **09/05/2008**

Received By: **btradewe**

Wanted: **As time permits**

Identical to LRB:

For: **Spencer Black (608) 266-7521**

By/Representing: **Megan Costello**

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

Drafter: **btradewe**

May Contact:

Addl. Drafters:

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

Extra Copies:

Submit via email: **YES**

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

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Natural resources board appointment of secretary

Instructions:

2007 AB 504 with changes as 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>
/?	btradewe 09/22/2008	nmatzke 09/25/2008		_____			
/1		^{12/15} nwn	jfrantze 09/25/2008	_____	cduerst 09/25/2008		

FE Sent For:

12/16 jld

1/6 ph

1/6 ph/r

<END>

2009 DRAFTING REQUEST

Bill

Received: **09/05/2008**

Received By: **btradewe**

Wanted: **As time permits**

Identical to LRB:

For: **Spencer Black (608) 266-7521**

By/Representing: **Megan Costello**

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

Drafter: **btradewe**

May Contact:

Addl. Drafters:

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

Extra Copies:

Submit via email: **YES**

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

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Natural resources board appointment of secretary

Instructions:

2007 AB 504 with changes as 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>
/?	btradewe	1 ^{own} 9/24 jld 9/25	Jb 9/25	J/K 9/25			

FE Sent For:

<END>

Tradewell, Becky

From: Costello, Megan
Sent: Wednesday, July 30, 2008 11:53 AM
To: Tradewell, Becky
Subject: Redraft of 2007 AB 507 as amended

Hi Becky,

I know you can't draft anything until September but Rep. Black would like 2007 AB 507⁴ re-drafted as amended, relating to appointment of the DNR secretary. In addition, Rep. Black would like the appointment date effective immediately.

Meg Costello
Office of Rep. Spencer Black
210 North, State Capitol
Madison, WI 53708
Phone: 608.266.7521

Tradewell, Becky

From: Costello, Megan
Sent: Thursday, September 18, 2008 11:49 AM
To: Tradewell, Becky
Subject: RE: Redraft of 2007 AB 507 as amended

Becky,

Yes, the bill is 2007 AB 504 (not 507) and Rep. Black wants the draft like ASA 1. But let me check with him regarding your questions. I'll get back to you soon.

Thanks,

Meg Costello
Office of Rep. Spencer Black
210 North, State Capitol
Madison, WI 53708
Phone: 608.266.7521

From: Tradewell, Becky
Sent: Thursday, September 18, 2008 11:44 AM
To: Costello, Megan
Subject: RE: Redraft of 2007 AB 507 as amended

Meg,

I think that this request refers to 2007 AB 504 and that Rep. Black wants a draft like ASA 1, which is what was reported out of the Assembly committee last session. That substitute amendment provides that the Secretary of Natural Resources serves a four-year term. A question that did not occur to me earlier but that should be addressed is how the change to a four-year term should affect whoever holds the office when this bill takes effect. Should the bill provide that the current secretary continues to serve an indefinite term, should it provide a term that ends four years from when the bill takes effect, or should it have some other provision? Whatever the answer is, under s. 17.07 (6), the Natural Resources Board would be able to remove the secretary whenever it wishes.

Please let me know if you have any questions.

Becky Tradewell
Managing Attorney
Legislative Reference Bureau
266-7290

From: Costello, Megan
Sent: Wednesday, July 30, 2008 11:53 AM
To: Tradewell, Becky
Subject: Redraft of 2007 AB 507 as amended

Hi Becky,

I know you can't draft anything until September but Rep. Black would like 2007 AB 507 re-drafted as amended, relating to appointment of the DNR secretary. In addition, Rep. Black would like the appointment date effective immediately.

Meg Costello
Office of Rep. Spencer Black
210 North, State Capitol
Madison, WI 53708
Phone: 608.266.7521

Tradewell, Becky

From: Costello, Megan
Sent: Monday, September 22, 2008 9:45 AM
To: Tradewell, Becky
Subject: RE: Redraft of 2007 AB 504 as amended

Becky,

Rep. Black would like the redraft of 2007 AB 504 to include a provision that states the current DNR secretary would serve for four years from the date of appointment. Let me know if you have any other questions.

Thanks again,

Meg Costello
Office of Rep. Spencer Black
210 North, State Capitol
Madison, WI 53708
Phone: 608.266.7521

From: Tradewell, Becky
Sent: Thursday, September 18, 2008 11:44 AM
To: Costello, Megan
Subject: RE: Redraft of 2007 AB 507 as amended

Meg,

I think that this request refers to 2007 AB 504 and that Rep. Black wants a draft like ASA 1, which is what was reported out of the Assembly committee last session. That substitute amendment provides that the Secretary of Natural Resources serves a four-year term. A question that did not occur to me earlier but that should be addressed is how the change to a four-year term should affect whoever holds the office when this bill takes effect. Should the bill provide that the current secretary continues to serve an indefinite term, should it provide a term that ends four years from when the bill takes effect, or should it have some other provision? Whatever the answer is, under s. 17.07 (6), the Natural Resources Board would be able to remove the secretary whenever it wishes.

Please let me know if you have any questions.

Becky Tradewell
Managing Attorney
Legislative Reference Bureau
266-7290

From: Costello, Megan
Sent: Wednesday, July 30, 2008 11:53 AM
To: Tradewell, Becky
Subject: Redraft of 2007 AB 507 as amended

Hi Becky,

I know you can't draft anything until September but Rep. Black would like 2007 AB 507 re-drafted as amended, relating to appointment of the DNR secretary. In addition, Rep. Black would like the appointment date effective immediately.

Meg Costello
Office of Rep. Spencer Black
210 North, State Capitol
Madison, WI 53708
Phone: 608.266.7521

ASSEMBLY BILL 504 (LRB -2762)

An Act to repeal 15.05 (1) (c); and to amend 15.05 (1) (b) of the statutes; relating to: the appointment of the secretary of natural resources.

2007

- 09-13. A. Introduced by Representatives **Gunderson, Davis, Black, Huebsch, Ballweg, Berceau, Cullen, Gronemus, Hahn, Hebl, Hines, Hilgenberg, Hraychuck, Hubler, Jeskewitz, Kaufert, Kestell, Kleefisch, LeMahieu, Mason, Moulton, Mursau, Nerison, Newcomer, Pocan, Pope-Roberts, Pridemore, Roth, Schneider, Shilling, Smith, Soletski, Suder, Tauchen, Turner, Van Akkeren, Van Roy, Vruwink, Wieckert, Jorgensen, Petersen** and **Nygren**; cosponsored by Senators **Breske, Cowles, Lehman, Leibham, Plale, Risser** and **Wirch**.
- 09-13. A. Read first time and referred to committee on Natural Resources 273
- 10-09. A. Assembly amendment 1 offered by Representative **Albers (LRB a0738)** 296
- 10-10. A. Public hearing held.
- 12-06. A. Assembly substitute amendment 1 offered by Representatives **Gunderson** and **Black (LRB s0165)** 375
- 12-11. A. Assembly amendment 2 offered by Representative **LeMahieu (LRB a0886)** 380
- 12-11. A. Assembly amendment 1 to Assembly substitute amendment 1 offered by Representative **LeMahieu (LRB a0986)** 380
- 12-18. A. Assembly amendment 2 to Assembly substitute amendment 1 offered by Representative **Albers (LRB a1002)** 407
- 12-19. A. Executive action taken.

2008

- 02-04. A. Report Assembly Substitute Amendment 1 adoption recommended by committee on Natural Resources, Ayes 13, Noes 1 485
- 02-04. A. Report passage as amended recommended by committee on Natural Resources, Ayes 13, Noes 1 485
- 02-04. A. Referred to committee on Rules 485
- 03-05. A. Refused to withdraw from committee on Rules and place on calendar 3-7-2008, Ayes 45, Noes 50 633
- 03-21. A. Failed to pass pursuant to Senate Joint Resolution 1 717
- 03-27. A. Representative **Pridemore** withdrawn as a coauthor 723

In 9/15

-0132/1
LRBs0165/2
RCT:bjk:ff
nwt jld

P.W.F. ✓

ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO 2007 ASSEMBLY BILL 504

SA 02 ✓
SA 09 ✓
X-ref ✓
✓

December 6, 2007 - Offered by Representatives GUNDERSON and BLACK.

Regen ✓

- 1 AN ACT *to amend* 15.05 (1) (c) and 17.20 (1) of the statutes; relating to: the
- 2 appointment and 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 substitute amendment, the Natural Resources Board appoints the secretary of natural resources for a four-year term. ✓

> 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 rest of the unexpired term. Under this substitute amendment, when the office of secretary of natural resources becomes vacant, the new appointee serves a full four-year term beginning when he or she is appointed. ✓

bill

bill

bill

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:

The bill provides that the secretary in office when the bill takes effect serves a four-year term beginning when he or she was appointed.

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

4 SECTION 2. 17.20^{✓✓} (1) of the statutes is amended to read:

5 17.20 (1) GENERAL. Vacancies in appointive state offices shall be filled by
6 appointment by the appointing power and in the manner prescribed by law for
7 making regular full term appointments thereto, and appointees to fill vacancies
8 therein shall hold office for the residue of the unexpired term or, if no definite term
9 of office is fixed by law, until their successors are appointed and qualify, except that
10 an appointee to fill a vacancy in the ✓ office of secretary of natural resources shall serve
11 a full 4-year ✓ term beginning on the date of appointment and qualification. ✓

(END)

12
Insert 2-11 ✓

1 **Insert 2-11**

2 **SECTION ~~1~~. Nonstatutory provisions.**

3 ~~(1)~~ The secretary of natural resources serving on the effective date of this
4 subsection shall serve a 4-year term beginning on the date on which the secretary
5 was appointed by the governor.

LRB

Research (608-266-0341)

Library (608-266-7040)

Legal (608-266-3561)

LRB

1/5/09 Per Rep. Black-

1. Add the treatment of s. 15.34(2)(a) from 07a0755/1s
2. Add to envelopes that secy. may be removed by board, at pleasure



State of Wisconsin
2009 - 2010 LEGISLATURE

LRB-0132/2

RCT:nwn&jld:jf
stays vmr

Wanted 1/6, if possible
(in 1/5)

2009 BILL

Natural Resources

SA ✓
X-ref ✓

As the appointing body, the board may remove the secretary from office at any time

Regen.

1 AN ACT to amend 15.05 (1) (c) and 17.20 (1) of the statutes; relating to: the
2 appointment and term of service of the secretary of natural resources

Insert 1-2

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 bill provides that the secretary in office when the bill takes effect serves a four-year term beginning when he or she was appointed.

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 rest of the unexpired term. Under this bill, when the office of secretary of natural resources becomes vacant, the new appointee serves a full four-year term beginning when he or she is appointed.

✓ Analysis insert

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:

-0132/2

Analysis met

A Under current law, the Natural Resources Board consists of seven members nominated by the governor and with the consent and advice and consent of the senate appointed for six-year terms. As with other boards, a member of the Natural Resources Board may continue to serve after the expiration of his or her term until a successor is nominated and the senate consents to the nomination of position. This bill provides that the term of a member of the Natural Resources Board nominated after January 27, 2011 becomes vacant upon the expiration of the member's term. The governor may provisionally fill the vacancy without an office normally nominated by the governor with the consent of the senate. The provisional appointment remains in effect until the senate acts on the appointments.

NO This change triggers the application of a current provision under which the

end of analysis insert

**SENATE AMENDMENT 1,
TO 2007 SENATE BILL 15**

October 17, 2007 - Offered by COMMITTEE ON ENVIRONMENT AND NATURAL RESOURCES.

Insert 1-2

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 1, line 2: after "resources" insert "and vacancies on the Natural
3 Resources Board".

4 **2.** Page 1, line 6: after that line insert:

5 "SECTION 1m. 15.34 (2) (a) of the statutes is amended to read:

Insert
2-3

6 15.34 (2) (a) The natural resources board shall consist of 7 members appointed
7 for staggered 6-year terms. Upon the expiration of the term of a member nominated
8 after January 2, 2011, the position that was held by the member is vacant.

(end ins)

9 (END)

LPS -
PWF
please

Basford, Sarah

From: Zimmerman, Terri
Sent: Wednesday, February 18, 2009 10:38 AM
To: LRB.Legal
Subject: Draft Review: LRB 09-0132/2 Topic: Natural resources board appointment of secretary

Please Jacket LRB 09-0132/2 for the ASSEMBLY.