

2009 DRAFTING REQUEST

Bill

Received: **03/18/2009**

Received By: **jkreye**

Wanted: **As time permits**

Identical to LRB:

For: **Louis Molepske Jr (608) 267-9649**

By/Representing: **lloyd**

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

Drafter: **jkreye**

May Contact:

Addl. Drafters:

Subject: **Legislature - miscellaneous**

Extra Copies:

Submit via email: **YES**

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

Carbon copy (CC:) to: **joseph.kreye@legis.wisconsin.gov**

Pre Topic:

No specific pre topic given

Topic:

Disclosing drafts of requests that did not result in legislation

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>
/?	jkreye 03/18/2009	bkraft 03/18/2009		_____			
/1			phenry 03/18/2009	_____	sbasford 03/18/2009	lparisi 03/18/2009	

FE Sent For:

<END>

↳ Not Needed

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1?	jkreye	1 bjk 3/18					

FE Sent For:

<END>

Kreye, Joseph

From: Basford, Sarah
Sent: Wednesday, March 18, 2009 9:59 AM
To: Kreye, Joseph
Subject: FW: DRAFTING REQUEST - Redraft of 07-AB84 (LRB-0020)
Attachments: AB-84.sunshine.pdf

Sarah Basford

Program Assistant
Legislative Reference Bureau
1 East Main, Suite 200
(608) 266-3561
sarah.basford@legis.wisconsin.gov

From: Clark, Lloyd
Sent: Wednesday, March 18, 2009 9:34 AM
To: LRB.Legal
Subject: DRAFTING REQUEST - Redraft of 07-AB84 (LRB-0020)

Date: 3/18/09

Legislator: Rep. Molepske
Staff Contact: Lloyd Clark 267-9649

Bill Description: Redraft of 07-AB84

disclosing drafts of drafting requests that did not result in legislation.

This bill would:

Under current law, the drafting section of the Legislative Reference Bureau (LRB) may draft proposed legislation for legislators, state government agencies, the chief clerks of the assembly and senate, and party caucuses of the assembly and senate. Under current law, the LRB may not disclose records of drafting requests that did not result in introduced legislation. Under this bill, generally, with regards to drafts that have not been introduced, if a person who has made a request for proposed legislation has disclosed a draft of the proposed legislation to another person, other than a person who may request drafting services under current law, the draft, but not the file for the drafting request, is subject to an open records request and the person who made the request is the legal custodian of the draft.

PRIORITY - URGENT (If it is at all possible to get a quick turn around on this, we would gratefully appreciate it).

03/18/2009

Some provisions may already exist in current Wisconsin statute.

Keep Confidential

LLOYD CLARK

OFFICE OF REPRESENTATIVE LOUIS J. MOLEPSKE, JR.

CHAIR - COMMITTEE ON JOBS, THE ECONOMY, AND SMALL BUSINESS

608-267-9649

888-534-0071

2393/1

FROM
2007
0020/1

bjk

2007 ASSEMBLY BILL 84

in 3-18-09

Due Fri. 3-20

SA
x-ref

February 22, 2007 - Introduced by Representatives MOLEPSKE, HAHN and ZEPNICK.
Referred to Committee on Judiciary and Ethics.

regen.

1 AN ACT *to amend* 13.92 (1) (c) of the statutes; **relating to:** disclosing drafts of
2 drafting requests that did not result in legislation.

Analysis by the Legislative Reference Bureau

Under current law, the drafting section of the Legislative Reference Bureau (LRB) may draft proposed legislation for legislators, state government agencies, the chief clerks of the assembly and senate, and party caucuses of the assembly and senate. Under current law, the LRB may not disclose records of drafting requests that did not result in introduced legislation. Under this bill, generally, with regards
> to drafts that have not been introduced, if a person who has made a request for proposed legislation has disclosed a draft of the proposed legislation to another person, other than a person who may request drafting services under current law, the draft, but not the file for the drafting request, is subject to an open records request
> and the person who made the request is the legal custodian of the draft.

drafting ← drafting

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

3 SECTION 1. 13.92 (1) (c) of the statutes is amended to read:
4 13.92 (1) (c) *Drafting records; when confidential.* While the legislature remains
5 in session the drafting section shall maintain the files for all drafting requests

ASSEMBLY BILL 84

SECTION 1

1 received during such session, but after final adjournment the drafting records to
 2 legislation introduced shall be turned over to the reference section under par. (a) 3.
 3 Records of drafting requests which did not result in legislation introduced shall
 4 remain confidential at all times and, except that, if a person who has made a request
 5 for proposed legislation, or any other person specified under par. (b) 1., has disclosed
 6 a draft of the proposed legislation to a 3rd party, other than a person specified under
 7 par. (b) 1., the draft, but not the ^{record of} file for the drafting request, is a public record under
 8 subch. II of ch. 19 and, for purposes of this paragraph and subch. II of ch. 19, the
 9 person who requested the draft is the sole legal custodian. Records of drafting
 10 requests that did not result in legislation introduced may be maintained by the
 11 drafting section in such form as will facilitate its operations.

SECTION 2. Initial applicability.

12
 13 (1) This act first applies to drafting requests received on the effective date of
 14 this subsection.

(END)

Parisi, Lori

From: Clark, Lloyd

Sent: Wednesday, March 18, 2009 1:58 PM

To: LRB.Legal

Subject: Draft Review: LRB 09-2393/1 Topic: Disclosing drafts of requests that did not result in legislation

Please Jacket LRB 09-2393/1 for the ASSEMBLY.

03/18/2009