

2009 DRAFTING REQUEST

Bill

Received: **01/29/2009**

Received By: **rnelson2**

Wanted: **As time permits**

Identical to LRB:

For: **Jeffrey Mursau (608) 266-3780**

By/Representing: **Andrew**

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

Drafter: **rnelson2**

May Contact:

Addl. Drafters:

Subject: **Courts - miscellaneous**

Extra Copies:

Submit via email: **YES**

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

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Receivership for abatement of residential nuisances

Instructions:

See attached 07 AB 673

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 01/29/2009	wjackson 02/20/2009		_____			
/1			jfrantze 02/23/2009	_____	cduerst 02/23/2009	lparisi 08/05/2009	

FE Sent For:

<END>

↳ Not Needed

2009 DRAFTING REQUEST

Bill

Received: **01/29/2009**

Received By: **rnelson2**

Wanted: **As time permits**

Identical to LRB:

For: **Jeffrey Mursau (608) 266-3780**

By/Representing: **Andrew**

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

Drafter: **rnelson2**

May Contact:

Addl. Drafters:

Subject: **Courts - miscellaneous**

Extra Copies:

Submit via email: **YES**

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

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Receivership for abatement of residential nuisances

Instructions:

See attached 07 AB 673

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 01/29/2009	wjackson 02/20/2009		_____			
/1			jfrantze 02/23/2009	_____	cduerst 02/23/2009		

FE Sent For:

<END>

2009 DRAFTING REQUEST

Bill

Received: **01/29/2009**

Received By: **rnelson2**

Wanted: **As time permits**

Identical to LRB:

For: **Jeffrey Mursau (608) 266-3780**

By/Representing: **Andrew**

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

Drafter: **rnelson2**

May Contact:

Addl. Drafters:

Subject: **Courts - miscellaneous**

Extra Copies:

Submit via email: **YES**

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

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given


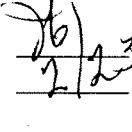
Topic:

Receivership for abatement of residential nuisances

Instructions:

See attached 07 AB 673

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	1 Wlj 2/20					

FE Sent For:

<END>

Nelson, Robert P.

From: Potts, Andrew
Sent: Wednesday, January 28, 2009 10:42 AM
To: Nelson, Robert P.
Subject: Bill Drafts

Bob,

Could Rep. Mursau get a redraft of 2007 AB 91 (LRB-1370/1) and 2007 AB 673 (LRB-2141/2)? Thanks.

Andy

Andrew R. Potts
Legislative Aide
State Representative Jeff Mursau

1/29

1759/1
LRB-~~2412~~
RPN: ~~WJ~~
Wlj

2007 ASSEMBLY BILL 673

LPS: Please PWF

January 10, 2008 - Introduced by Representatives MURSAU, BERCEAU, HAHN, MOLEPSKE, A. OTT and PETROWSKI. Referred to Committee on Urban and Local Affairs.

Regen

SOON

1 AN ACT ~~to amend~~ 823.23 (1) (e), 823.23 (2) (a), 823.23 (2) (b) (intro.), 823.23 (2)
2 (d), 823.23 (2) (h) 2., 823.23 (6) (b) 1. and 823.23 (7) (c) 2. of the statutes;
3 **relating to:** receivership for abatement of residential nuisances.

Analysis by the Legislative Reference Bureau class

Under current law, if a residential property located in a first^{or} second class city ^{*} is alleged to be a nuisance, the city may apply to the circuit court for the appointment of a receiver to remove, suspend, or correct the nuisance. Currently, a receiver appointed by the court may take possession of the property, charge and collect rents, negotiate contracts regarding the property, pay property taxes, and abate the nuisance.

This bill allows all cities, villages, and towns, not just first^{and} second class ^{*} cities, to apply to the circuit court for the appointment of a receiver to take possession of the property and have all of the powers currently available to first^{and} second class ^{class} cities.

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

4 SECTION 1. 823.23 (1) (e) ^{*} of the statutes is amended to read:
5 823.23 (1) (e) "Residential property" means land, together with all the
6 improvements erected on the land, that is located in a 1st or 2nd class city, village.

ASSEMBLY BILL 673**SECTION 1**

1 or town and used or intended to be used for residential purposes, including
2 single-family, duplex, and multifamily structures, and mixed-use structures that
3 have one or more residential units.

4 **SECTION 2.** 823.23 (2) (a) ^X of the statutes is amended to read:

5 823.23 (2) (a) If a residential property is alleged to be a nuisance under this
6 chapter or s. 254.595, the ~~1st or 2nd class city, village, or town~~ [↓] in which the property
7 is located may apply to the circuit court for the appointment of a receiver to abate the
8 nuisance.

9 **SECTION 3.** 823.23 (2) (b) (intro.) ^X of the statutes is amended to read:

10 823.23 (2) (b) (intro.) At least 60 days before filing an application for the
11 appointment of a receiver under par. (a), the ~~1st or 2nd class city, village, or town~~ [↓]
12 shall give written notice by 1st class mail to all owners, owner's agents, and
13 interested parties at their last-known address of the intent to file the application and
14 by publication as a class 1 notice under ch. 985. The notice shall include all of the
15 following information:

16 **SECTION 4.** 823.23 (2) (d) ^X of the statutes is amended to read:

17 823.23 (2) (d) A city, village, or town may not apply for the appointment of a
18 receiver under this subsection if an interested party has commenced and is
19 prosecuting in a timely fashion an action or other judicial or administrative
20 proceeding to foreclose a security interest on the residential property, or to obtain
21 specific performance of, or forfeit, the purchaser's interest in a land contract.

22 **SECTION 5.** 823.23 (2) (h) 2. [↓] of the statutes is amended to read:

23 823.23 (2) (h) 2. A nonprofit corporation, the primary purpose of which is the
24 improvement of housing conditions within the city, village, or town [↓] in which the
25 property is located.

Parisi, Lori

From: Potts, Andrew
Sent: Wednesday, August 05, 2009 3:26 PM
To: Parisi, Lori
Cc: Rieselman, Brian
Subject: RE: LRB 1859/1

Lori,

Rep. Mursau is turning this draft over to Rep. Berceau.

Andy

From: Rieselman, Brian
Sent: Wednesday, August 05, 2009 3:24 PM
To: Parisi, Lori
Cc: Potts, Andrew
Subject: RE: LRB 1859/1

Is this Rep. Mursau's bill? It's supposed to be signed over to Terese, I believe. I'm copying Andy for that permission.

Thanks,

Brian

From: Parisi, Lori
Sent: Wednesday, August 05, 2009 3:22 PM
To: Rieselman, Brian
Subject: RE: LRB 1859/1

Hello Brian, This is actually not one of Berceau's drafts, so I am unable to jacket it for you. Could you please have the original requestor of this draft e-mail us with permission to jacket it and send it to your office?
Thank you.

Lori Parisi
Program Assistant

From: Rieselman, Brian
Sent: Wednesday, August 05, 2009 1:38 PM
To: LRB.Legal
Subject: FW: LRB 1859/1

Hi -- Robert is out. Can we get this jacketed?

Thanks,

Brian

From: Rieselman, Brian

08/05/2009

Barman, Mike

From: Nelson, Robert P.
Sent: Thursday, August 13, 2009 6:05 PM
To: Barman, Mike
Subject: FW: LRB 1859/1

-----Original Message-----
From: Rieselma, Brian
Sent: Wed 8/5/2009 1:36 PM
To: Nelson, Robert P.
Subject: LRB 1859/1

Hi Robert,

Can we get this jacketed?

Thanks,

Brian

Brian Rieselma
Research Assistant
Office of Representative Terese Berceau Wisconsin Legislature
tel: (608) 266-3784

Already Done
(08-14-2009)