

2009 DRAFTING REQUEST

Assembly Amendment (AA-AB704)

Received: 02/17/2010

Received By: rnelson2

Wanted: **Soon**

Identical to LRB:

For: **David Cullen (608) 267-9836**

By/Representing: **Ritch**

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.Cullen@legis.wisconsin.gov**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Uniform power of attorney

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>
/1	rnelson2 02/17/2010	jdye 02/18/2010	mduchek 02/18/2010	_____	lparisi 02/18/2010	lparisi 02/18/2010	

FE Sent For:

<END>

2009 DRAFTING REQUEST

Assembly Amendment (AA-AB704)

Received: **02/17/2010**

Received By: **rnelson2**

Wanted: **Soon**

Identical to LRB:

For: **David Cullen (608) 267-9836**

By/Representing: **Ritch**

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.Cullen@legis.wisconsin.gov**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Uniform power of attorney

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>
/1	rnelson2	1 2/18 jld	M 2/18	_____	_____	_____	_____

FE Sent For:

<END>

Nelson, Robert P.

From: Williams, Ritch
Sent: Wednesday, February 17, 2010 8:55 AM
To: Nelson, Robert P.
Cc: Bussan, Traci
Subject: Email from LRB Website

Mr. Nelson –

I am copying a note we received from the State Bar regarding an amendment needed for AB 704, the Uniform Power of Attorney. If you have any questions, please let me know. We are anticipating that the Judiciary and Ethics Committee will be moving this bill along rather quickly. Thanks in advance for your assistance.

Ritch Williams
Clerk, Committee on Insurance
Office of Rep. David Cullen
216 North, State Capitol
(608) 267-9836

Section 244.42(2) includes an incorrect cross-reference. It should read:

(2) A reference in a power of attorney to general authority with respect to the descriptive term for a subject in ss. 244.44 to 244.56 or a citation to any of ss. 244.44 to 244.57~~6~~ incorporates the entire section as if it were set out in full in the power of attorney.

This change in section 244.42 will result in omission of the reference to Section 244.57, which addresses an agent's power to gift. Both this section 244.42 and the next section, 244.43, provide a shorthand manner of incorporating a broad range of powers to be granted to the agent. The power to gift should be carefully considered and deliberately granted, so a shorthand manner of incorporating that power is not appropriate.

Thanks,

Cale

Cale Battles
Government Relations Coordinator
State Bar of Wisconsin
www.wisbar.org
(608) 250-6077
(800) 444-9404, ext. 6077
(608) 695-5686 - cell phone



2/17
State of Wisconsin
2009 - 2010 LEGISLATURE

LRBa1593/1

RPN:.....
A
jld

~~WWT~~
wanted 2/18

**ASSEMBLY AMENDMENT ,
TO 2009 ASSEMBLY BILL 704**

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

2 1. Page 24, line 7: delete "244.57" and substitute "244.56". ✓

3 (END)