

2011 DRAFTING REQUEST

Senate Amendment (SA-SB294)

Received: 01/29/2012

Received By: tkuczens

Wanted: As time permits

Companion to LRB:

For: Glenn Grothman (608) 266-7513

By/Representing: Jamie Julian

May Contact:

Drafter: tkuczens

Subject: Courts - costs and fees

Addl. Drafters:

Extra Copies:

Submit via email: YES

Requester's email: Sen.Grothman@legis.wisconsin.gov

Carbon copy (CC:) to: David.Lovell@legis.wisconsin.gov

tracy.kuczenski@legis.wisconsin.gov

Pre Topic:

No specific pre topic given

Topic:

Cross-reference to standards for fees and costs under ch. 227

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>
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/1	tkuczens 01/29/2012	jdyer 01/30/2012	rschluet 01/30/2012	_____	sbasford 01/30/2012	sbasford 01/30/2012	

FE Sent For:

<END>

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FE Sent For:

<END>

Kuczenski, Tracy

From: Julian, Jamie
Sent: Wednesday, January 25, 2012 3:45 PM
To: Lovell, David
Cc: Kuczenski, Tracy; Padgett, Erika
Subject: RE: SB 294, State Treasurer

Hello,

Please go ahead and prepare the amendment as recommended in order to achieve the stated intent of the bill as expressed by the State Treasurer and DOJ.

Tracy, please share the amendment with David as needed.

David, I'll let you know via email whether I've had a moment to review the situation with Senator Grothman by the end of the day after which you are welcome to bring this to the attention of the Zipperer office as appropriate.

Thanks again for bringing this to our attention.

Jamie Julian
Legislative Aide
Office of Senator Grothman

(800) 662-1227
(608) 266-7513

*Charlotte Gibson @ DOJ
X 67656*

*→ process is fine (w/ X-ref to s.227.52)
i.e. Draft change to contested case or
AJ hearing*

From: Lovell, David
Sent: Wednesday, January 25, 2012 3:22 PM
To: Julian, Jamie
Cc: Kuczenski, Tracy; Padgett, Erika
Subject: SB 294, State Treasurer

*→ change lines 11-13 to X-ref. 227.485
and, thereby, case law applicable
to the standards under that
section*

Jamie,

I staff Senator Zipperer's committee. During the hearing today on Senator Grothman's bills introduced at the request of the State Treasurer, as I listened to the testimony of the Deputy State Treasurer, it became apparent that one of the bills, SB 294, does not do what they wanted it to do. Immediately following the hearing, I arranged a brief meeting with staff from the State Treasurer's office and Tracy Kuczinski, the drafter of the bill, to figure out what the bill **should** say. That meeting went well and Tracy is prepared to draft an amendment for the bill, if Senator Grothman would like her to do so.

Please advise Tracy and me as to whether Tracy should prepare an amendment for Senator Grothman. If the answer is yes, let her know if she has permission to share the draft with me. (That is not automatic.) Also, let me know if I may discuss this with Senator Zipperer's office. (I did **not** point out the problems with the bill to the committee during the hearing or to Senator Zipperer or Senator Grothman after the hearing, as I was not yet entirely sure of my analysis.)

Thanks --

David

*per. Swift Feidt (Deputy State Treasurer)
prepare a companion amendment
to AB 417 (Rep. Kramer)
for exec. on 2/1/12*

David L. Lovell, Senior Analyst
Wisconsin Legislative Council Staff
608/266-1537



Rmr JL

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~
SENATE AMENDMENT,
TO 2011 SENATE BILL 294

1/30/12 wanted by 2/1/12 a.m.

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

2 1. Page 2, line 9: delete the material beginning with "the court" and ending
3 with "unjust" on line 13 ✓ and substitute ^{plain} "the standards under s. 227.48 shall apply
4 to the court shall award the person of costs and reasonable attorney fees by the
5 court". ✓

6 (END)