# 2011 DRAFTING REQUEST

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L>Not Needed

Received	: 10/11/2011				Received By: gn	nalaise		
Wanted: Soon				Companion to LRB:				
For: Fred	Risser (608)	266-1627			By/Representing	: Sarah Brigan	ıti	
May Con		-			Drafter: gmalaise			
Subject:	Admini	strative Law			Addl. Drafters:			
					Extra Copies:			
Submit v	ia email: <b>YES</b>							
Requeste	r's email:	Sen.Risser	@legis.wisc	consin.gov				
Carbon c	opy (CC:) to:							
Pre Topi	c:						-	
No specif	fic pre topic gi	ven						
Topic:								
Administ	rative rules; st	catements of sco	ope; deadlin	e for guberna	torial approval or	disapproval		
Instructi	ions:							
See attack		overnor to appr	ove or disap	oprove of a sta	atement of scope v	vithin 30 days a	fter receipt	
Drafting	History:							
Vers.	<u>Drafted</u>	Reviewed	Typed	Proofed	Submitted	Jacketed	Required	
/?	gmalaise 10/11/2011	csicilia 10/18/2011						
/1			phenry 10/18/20	11	sbasford 10/18/2011	ggodwin 01/31/2012		
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# 2011 DRAFTING REQUEST

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Received: 10/11/2011				Received By: gmalaise  Companion to LRB:				
Wanted: Soon								
For: Fre	ed Risser (608	266-1627			By/Representing: Sarah Briganti Drafter: gmalaise			
May Co								
Subject:	Admini	strative Law			Addl. Drafters:			
				Extra Copies:				
Submit	via email: <b>YES</b>							
Request	er's email:	Sen.Risser	@legis.wis	consin.gov				
Carbon	copy (CC:) to:							
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Topic:				WHO COLUMN TO THE COLUMN TO TH				
Adminis	strative rules; s	tatements of sco	ope; deadlin	e for guberna	torial approval or	disapproval		
Instruc	tions:							
See attac		overnor to appi	ove or disap	oprove of a sta	atement of scope	within 30 days	after receipt	
Draftin	g History:				10.00			
<u>Vers.</u>	<u>Drafted</u>	Reviewed	Typed	Proofed	Submitted	Jacketed	Required	
/?	gmalaise 10/11/2011	csicilia 10/18/2011						
/1 ·			phenry 10/18/20	11	sbasford 10/18/2011			
FE Sent	For:							

<END>

## 2011 DRAFTING REQUEST

Bill

	Received:	10/11/2011
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Received By: gmalaise

Wanted: Soon

Companion to LRB:

For: Fred Risser (608) 266-1627

By/Representing: Sarah Briganti

May Contact:

Subject:

**Administrative Law** 

Drafter: gmalaise

Addl. Drafters:

Extra Copies:

Submit via email: YES

Requester's email:

Sen.Risser@legis.wisconsin.gov

Carbon copy (CC:) to:

**Pre Topic:** 

No specific pre topic given

Topic:

Administrative rules; statements of scope; deadline for gubernatorial approval or disapproval

Instructions:

See attached--require governor to approve or disapprove of a statement of scope within 30 days after receipt from agency

**Drafting History:** 

Vers.

Drafted

Submitted

Jacketed

Required

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gmalaise

Reviewa 1 ijs 10/17

<END>

FE Sent For:

#### Malaise, Gordon

From:

Briganti, Sarah

Sent:

Monday, October 10, 2011 3:41 PM

To: Cc: Hurley, Peggy

Subject:

Malaise, Gordon Drafting Request

Peggy and Gordon,

Senator Risser would like to have a bill drafted to make a change to Ch 227.135 (2).

As a result of 2011 Wisconsin Act 21, Ch. 227.135 (2) states "The agency may not send the statement to the legislative reference bureau for publication under sub. (3) until the governor issues written notice of approval of the statement."

Senator Risser would like to amend this section to require that the Governor issue a decision on statements of scope within 30 days of receipt from an agency.

Thank you in advance for your assistance. Please feel free to contact me if you should have any questions.

Sarah

#### Sarah Briganti

Legislative Assistant Office of Senator Fred Risser 130 South, State Capitol 608-266-1627



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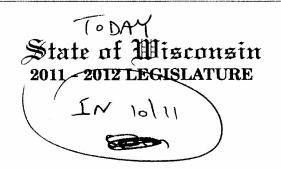
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AN ACT/...; relating to: a deadline for gubernatorial approval of the statement

of the scope of a proposed rule.

### Analysis by the Legislative Reference Bureau

Under current law, a statement of the scope of a proposed rule (statement of scope) must be approved by the governor before any state employee or official may perform any activity in connection with the drafting of the proposed rule. This bill provides that if the governor does not disapprove a statement of scope within 30 days after the statement of scope is presented to the governor, the statement of scope is considered to be approved by the governor.

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

**SECTION 1.** 227.135 (2) of the statutes, as affected by 2011 Wisconsin Act 21, is amended to read:

227.135 (2) An agency that has prepared a statement of the scope of the proposed rule shall present the statement to the governor and to the individual or body with policy-making powers over the subject matter of the proposed rule for approval. The agency may not send the statement to the legislative reference bureau

the statement is approved h

LRB-3178/?

SECTION 1

of the statement. If the governor does not disapprove the statement within 30 days after the statement is presented to the governor, the statement is considered to be approved by the governor. The individual or body with policy-making powers may not approve the statement until at least 10 days after publication of the statement under sub. (3). No state employee or official may perform any activity in connection with the drafting of a proposed rule except for an activity necessary to prepare the statement of the scope of the proposed rule until the governor and the individual or body with policy-making powers over the subject matter of the proposed rule approves the statement.

History: 1995 a. 106; 2003 a. 118, 145; 2005 a. 249; 2007 a. 20; 2011 a. 21. **SECTION 2. Initial applicability.** 

(1) Gubernatorial approval of statements of scope of proposed rules. This act first applies to a statement of the scope of a proposed rule that is presented to the governor for approval on the effective date of this subsection.

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(END)

## Godwin, Gigi

From:

Briganti, Sarah

Sent:

To:

Subject:

Tuesday, January 31, 2012 4:16 PM
LRB.Legal
Draft Review: LRB 11-3178/1 Topic: Administrative rules; statements of scope; deadline for gubernatorial approval or disapproval

Please Jacket LRB 11-3178/1 for the SENATE.