

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-3881/P1dn
MDK:med:jm

February 24, 2012

Please note the following about this draft:

1. You may want to revise the prefatory note to say the nanotechnology council's grants are subject to the availability of funding, as the bill does not provide any funding for the grants.
2. I deleted the secretary of department of commerce from the nanotechnology council.
3. I revised the prefatory note and proposed s. 15.917 (2) (a) 11. to refer to the president of the board of the Wisconsin Technology Council, rather than to the president of the Wisconsin technology council board. I understand that the Wisconsin Technology Council is the high-technology business development corporation that was organized under s. 560.27, 2009 stats., which was created by 1999 Wisconsin Act 106 and repealed by 2011 Wisconsin Act 32. Because the corporation has organized itself as the council, I think it is okay to refer to the council by name without citing the former law under which it was created.
4. Should I delete proposed s. 15.917 (2) (a) 9. from the next version? That provision puts the UW-Madison chancellor on the nanotechnology council only if the UW-Madison is not under the control of the board of regents.
5. Proposed s. 15.917 (2) (b) requires members of the nanotechnology council to be appointed or designated no later than 90 days after the bill's effective. However, appointment of some of the members is contingent on senate confirmation. Based on the current legislative schedule, it probably won't be possible for the senate confirm within that deadline. In addition, the senate is free to ignore the deadline, as the bill cannot bind future acts of the legislature. You may want to remove the deadline or revise it to require the governor to submit nominations within a specified deadline. Of course, the governor may choose not to comply with the deadline. If you want to retain the deadline, I would move it to a nonstatutory provision in the next version, as it has only a temporary effect.
6. Should proposed s. 36.25 (55) (e) refer to par. (g) instead of par. (b)?
7. I revised proposed s. 36.25 (55) (g) to refer to the nanotechnology council, instead of the nanotechnology council created under s. 15.917 (2). The cross reference to s. 15.917 (2) is not necessary.

8. In the nonstatutory provision, I provided that the initial terms expire in 2014, 2105, and 2016, instead of in 2012, 2013, and 2014. Is that okay?

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