

2011 Jr1 DRAFTING REQUEST

Senate Amendment (SA-SB1)

Received: 01/12/2011

Received By: phurley

Wanted: As time permits

Companion to LRB:

For: Fred Risser (608) 266-1627

By/Representing:

May Contact:

Drafter: phurley

Subject: Courts - miscellaneous

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:

Initial applicability prospective only

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>
/?	phurley 01/12/2011	wjackson 01/12/2011		_____			
/1			rschluet 01/12/2011	_____	lparisi 01/12/2011	lparisi 01/12/2011	

FE Sent For:

<END>

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phurley

1 wlj 1/12

1/12/11

FE Sent For:

<END>

Hurley, Peggy

From: Hurley, Peggy
Sent: Wednesday, January 12, 2011 1:49 PM
To: Kuczenski, Tracy; Dodge, Tamara
Subject: RE: Risser/Erpenbach amendments to SS SB1 and SS AB 1

Forgot to add: she would like these drafted for BOTH the senate bill and the assembly bill.

From: Hurley, Peggy
Sent: Wednesday, January 12, 2011 1:47 PM
To: Kuczenski, Tracy; Dodge, Tamara
Cc: Sappenfield, Anne
Subject: FW: Risser/Erpenbach amendments to SS SB1 and SS AB 1

I just spoke with Julie Laundrie. She would like Senator Risser to be the requester and for these to be entered as separate amendments.

It looks like Tami drafted the provisions related to numbers one, two, and three, Tracy drafted the provisions related to four, and I drafted the provisions related to five and six.

Peggy

From: Laundrie, Julie
Sent: Wednesday, January 12, 2011 1:39 PM
To: Sappenfield, Anne; Hurley, Peggy; Tuschen, Terry; Laundrie, Julie
Subject: Risser/Erpenbach amendments to SS SB1 and SS AB 1

Peggy and Anne,

Senators Erpenbach and Risser have been informed we will likely be paper balloting this bill sooner than later in the Senate Committee. Because of that time frame we feel we need to move ahead with amendments to be offeren in committee as soon as possible.

Peggy, I have copied Anne and asked her to work with you, I am not sure whether or not you heard the hearing yesterday but please work together on issues/questions. You can call Terry or me anytime. My cell is 772-0110.

I have not been given information of whether we will be exec-ing on the Senate or Assembly version so please draft the amendments for both.

One - First on page 11 line 5 delete "except for" the intent is to make all records

Second – records received by DRL are open to discovery and can be used as evidence

Third – Received by DHS can be discovered but cannot be used as evidence in civil

Fourth – remove the changes to punitive damages completely

Five – remove the Daubert expert and non-expert testimony provisions (excluding section 37) (including section 38)

Six – take the provisions that effect damages and time limits and have them apply to act and omissions that occur on the effective date (call Anne on this!!!:))

Thank you, Please call if questions,

Julie

Julie Laundrie

Office of Senator Jon Erpenbach
608-266-6670 106 South
media contact cell 608-772-0110



State of Wisconsin
2011 - 2012 LEGISLATURE

January 2011 Special Session



LRB#0038/11

PJH:N:...

WJ

00031/1

(mnr)

SENATE AMENDMENT,
TO ASSEMBLY BILL 1

SENATE

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

2 ✓ 1. Page 30, line 22: delete "895.043 (6)".

3 ✓ 2. Page 30, line 22: delete "895.045 (3), 895.046".

4 ✓ 3. Page 30, line 23: delete "895.047".

5 ✓ 4. Page 30, line 24: delete "895.043 (3)".

6 5. Page 30, line 24: delete ^{sections} 895.043 (3) and substitute "sections" ⊙

7 6. Page 30, line 25: delete "(3) (a) and (b)".

8 # Page 30, line 25: delete "907.01 (3)", and substitute "907.01 (3)" ⊙

9 7. Page 31, line 2: after that line insert:

10 (INIT APP) → "(5m) ACTS OR OMISSIONS. The treatment of sections ^{893.555,} 895.043 (6), 895.045 (3),

11 895.046, and 895.047 of the statutes, the renumbering and amendment of section

11 895.043 (3) of the statutes, and the creation of sections ~~893.555~~ and 895.043 (3) (a)

Page 30, line 24: delete that line and substitute "907.01 and 907.02 of the statutes, and the creation of sections".

1 and (b) of the statutes first apply to acts or omissions that occur on the effective date
2 of this subsection.”.

3 (END)