

2013 DRAFTING REQUEST

Bill

Received:	2/11/2013	Received By:	mgallagh
Wanted:	As time permits	Same as LRB:	
For:	Sheila Harsdorf (608) 266-7745	By/Representing:	Matt W.
May Contact:		Drafter:	mgallagh
Subject:	Econ. Development - misc. State Govt - miscellaneous	Addl. Drafters:	
		Extra Copies:	RAC, FFK

Submit via email: **YES**
 Requester's email: **Sen.Harsdorf@legis.wisconsin.gov**
 Carbon copy (CC) to: **michael.gallagher@legis.wisconsin.gov**

Pre Topic:

No specific pre topic given

Topic:

Changes to structure of WEDC board

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>
/?	mgallagh 3/14/2013	jdyer 3/18/2013	jfrantze 3/18/2013	_____			
/1	mgallagh 4/12/2013	jdyer 4/15/2013	jfrantze 4/15/2013	_____	sbasford 3/18/2013		
/2				_____	lparisi 4/15/2013	mbarman 5/2/2013	

FE Sent For:

*Not
Needed*

<END>

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/1		<i>2/4/15 jld</i>	<i>[Signature]</i> 4/15	<i>pk</i>	sbasford 3/18/2013		

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/?	mgallagh	1 3/18 jld		3/18			

FE Sent For:

<END>

Mueller, Eric

From: Wuebke, Matt
Sent: Tuesday, February 05, 2013 1:28 PM
To: Mueller, Eric
Subject: WEDC legislation

Hi Eric,

In addition to the drafting request relating to financial audits by LAB of WEDC, there is another WEDC proposal we would like to have drafted.

We would like to change the members of the WEDC Board that are appointed by the Governor to serve for set terms, rather than at the pleasure of the Governor. We would like this change to be phased in beginning in 2015. If you have suggestions on the term length of other appointed bodies and how to best stagger terms, that would be appreciated. We were thinking four-year terms and requiring two members to be appointed for the four-year terms each year beginning in 2015 with Senate confirmation.

Please let me know if you have any questions or suggestions on this request.

Thanks,

Matt Wuebke
Office of Sen. Sheila Harsdorf
800-862-1092 or 608-266-7745

From: Wuebke, Matt
Sent: Tuesday, February 05, 2013 1:51 PM
To: Gallagher, Michael
Subject: RE: WEDC legislation

Thanks – sorry for my confusion!

Matt Wuebke
Office of Sen. Sheila Harsdorf
800-862-1092 or 608-266-7745

From: Gallagher, Michael
Sent: Tuesday, February 05, 2013 1:41 PM
To: Wuebke, Matt
Subject: RE: WEDC legislation

Matt: Eric forwarded your e-mail to me. I put the WEDC audit draft into editing last week. I believe they have been fairly swamped with budget items.

I will handle this request. I'll get back to you with any questions or suggestions.

Mike

Michael P. Gallagher
Legislative Attorney
Wisconsin Legislative Reference Bureau
1 East Main Street, Suite 200
P.O. Box 2037
Madison, WI 53701-2037
(608) 267-7511
michael.gallagher@legis.wisconsin.gov

From: Mueller, Eric
Sent: Tuesday, February 05, 2013 1:37 PM
To: Gallagher, Michael
Subject: FW: WEDC legislation

Mike,

Eric Mueller
Attorney, Legislative Reference Bureau
Phone: (608)261-7032
eric.mueller@legis.wisconsin.gov

From: Wuebke, Matt
Sent: Tuesday, February 05, 2013 1:28 PM

To: Mueller, Eric

Subject: WEDC legislation

Hi Eric,

In addition to the drafting request relating to financial audits by LAB of WEDC, there is another WEDC proposal we would like to have drafted.

We would like the change the members of the WEDC Board that are appointed by the Governor to serve for set terms, rather than at the pleasure of the Governor. We would like this change to be phased in beginning in 2015. If you have suggestions on the term length of other appointed bodies and how to best stagger terms, that would be appreciated. We were thinking four-year terms and requiring two members to be appointed for the four-year terms each year beginning in 2015 with Senate confirmation.

Please let me know if you have any questions or suggestions on this request.

Thanks,

Matt Wuebke

Office of Sen. Sheila Harsdorf

800-862-1092 or 608-266-7745

Gallagher, Michael

From: Wuebke, Matt
Sent: Friday, March 08, 2013 2:09 PM
To: Gallagher, Michael
Subject: RE: WEDC legislation

Can we do a modified version of option 3? Allow the Governor to determine which members get which terms, but move up the timing so that two members' terms end on July 1, 2016, two terms end on July 1, 2017, and two terms end on July 1, 2018?

Thanks,

Matt Wuebke
Office of Sen. Sheila Harsdorf
800-862-1092 or 608-266-7745

From: Gallagher, Michael
Sent: Friday, March 08, 2013 2:01 PM
To: Wuebke, Matt
Subject: RE: WEDC legislation

Matt: On this WEDC board members draft, based on the e-mail below, it looks like you want the law with 4-year terms to have an effective date of January 1, 2015. Is that correct?

Also, what do you want to have happen with respect to the members appointed by the governor who are serving on December 31, 2014 (assuming a January 1, 2015 effective date)? Specifically, do you want:

1. The existing members' terms to continue until new members are nominated and appointed?
2. The existing members' terms to end effective January 1, 2015, regardless of the timing on new appointees?
3. The existing members' terms to be converted to 4-year, staggered terms effective January 1, 2015? Under this scenario, because the initial terms are staggered (two members having terms expiring on July 1, 2018, two expiring on July 1, 2019, and two expiring on July 1, 2020), I think we would probably just include a provision in the nonstat directing the governor to determine which board members as of December 31, 2014 gets which terms under the new regime—we can't know now who those members will be.

Let me know how you want to proceed.

Thanks.

Mike

Mike Gallagher
Attorney
Wisconsin Legislative Reference Bureau
(608) 267-7511



It: 3/14 soon Thursday

State of Wisconsin
2013 - 2014 LEGISLATURE



LRB-1564(?)
MPG:.....

Handwritten marks: a circled '1', a checkmark, and initials 'JLD'.

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

2013 BILL

Handwritten checkmark

Gen

1 AN ACT ...; relating to: term limits for certain members of the board of the
2 Wisconsin Economic Development Corporation.

Analysis by the Legislative Reference Bureau

Under current law, the members of the board of the Wisconsin Economic Development Corporation who are nominated by the governor and appointed with the advice and consent of the senate serve at the pleasure of the governor. Under this bill, those board members serve four-year, staggered terms.

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

3 SECTION 1. 238.02 (1) of the statutes is amended to read:

4 238.02 (1) There is created an authority, which is a public body corporate and
5 politic, to be known as the "Wisconsin Economic Development Corporation." The
6 members of the board shall consist of the governor, who shall serve as chairperson
7 of the board, and 6 members nominated by the governor, and with the advice and
8 consent of the senate appointed, to serve at the pleasure of the governor for 4-year

1 terms; 3 members appointed by the speaker of the assembly, consisting of one
 2 majority and one minority party representative to the assembly, appointed as are the
 3 members of standing committees in the assembly, and one person employed in the
 4 private sector, to serve at the speaker's pleasure; and 3 members appointed by the
 5 senate majority leader, consisting of one majority and one minority party senator,
 6 appointed as are members of standing committees in the senate, and one person
 7 employed in the private sector, to serve at the majority leader's pleasure. The
 8 secretary of administration and the secretary of revenue shall also serve on the board
 9 as nonvoting members.

History: 2011 a. 7, 32.

SECTION 2. Nonstatutory provisions.

11 (1) STAGGERING OF TERMS. ✓ The current members of the board of the Wisconsin
 12 Economic Development Corporation ✓ shall no longer serve at the pleasure of the
 13 governor but shall have terms expiring as follows:

14 (a) The terms of ^{e 2}two members, as determined by the governor, shall expire on
 15 July 1, 2016. ✓

16 (b) The terms of ^{e 2}two members, as determined by the governor, shall expire on
 17 July 1, 2017. ✓

18 (c) The terms of ^{e 2}two members, as determined by the governor, shall expire on
 19 July 1, 2018. ✓

SECTION 3. Effective date.

21 (1) This act takes effect on January 1, 2015. ✓

(END)

Gallagher, Michael

From: Wuebke, Matt
Sent: Tuesday, April 09, 2013 2:03 PM
To: Gallagher, Michael
Subject: Submitted: LRB -1564/1 Topic: Changes to structure of WEDC board?body=

Hi Mike,

There are also a couple changes we would like made to LRB-1564, which would create staggered terms for WEDC board members.

First, please extend the four year terms to the public members that are appointed by the Speaker and Senate Majority Leader. We could have the current public members terms' expire on July 1, 2015. Second, can you place two year terms for the legislative members? Those terms should line up with the legislative session, beginning for the 2015-16 legislative session.

The public members would still not be required to be confirmed by the Senate, as under current law.

Please let me know if you have any questions on these changes.

Matt Wuebke
Office of Sen. Sheila Harsdorf
800-862-1092 or 608-266-7745

Gallagher, Michael

From: Woebke, Matt
Sent: Friday, April 12, 2013 10:10 AM
To: Gallagher, Michael
Subject: RE: Submitted: LRB -1564/1 Topic: Changes to structure of WEDC board?body=

Hi Mike,

I think one of the things we would like to accomplish would be ensuring that board members, once they have been appointed, would be able to serve their full term and not be removed. Under the current language, it appears that the legislative members could be removed mid-session based upon decisions by a speaker or a majority leader. Is that interpretation incorrect? If not, do you have any suggestions on accomplishing our intent?

Matt Woebke
Office of Sen. Sheila Harsdorf
800-862-1092 or 608-266-7745

From: Gallagher, Michael
Sent: Friday, April 12, 2013 9:59 AM
To: Woebke, Matt
Subject: RE: Submitted: LRB -1564/1 Topic: Changes to structure of WEDC board?body=

Matt: The legislative members on the board already serve terms based on the legislative session. Under the draft, those members are to be appointed "as are members of standing committees," which occurs at the beginning of each biennium. Is that sufficient, or is there a different intent for the legislative members on the board? Let me know.

Thanks.

Mike

Mike Gallagher
Attorney
Wisconsin Legislative Reference Bureau
(608) 267-7511

From: Woebke, Matt
Sent: Tuesday, April 09, 2013 2:03 PM
To: Gallagher, Michael
Subject: Submitted: LRB -1564/1 Topic: Changes to structure of WEDC board?body=

Hi Mike,

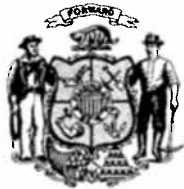
There are also a couple changes we would like made to LRB-1564, which would create staggered terms for WEDC board members.

First, please extend the four year terms to the public members that are appointed by the Speaker and Senate Majority Leader. We could have the current public members terms' expire on July 1, 2015. Second, can you place two year terms for the legislative members? Those terms should line up with the legislative session, beginning for the 2015-16 legislative session.

The public members would still not be required to be confirmed by the Senate, as under current law.

Please let me know if you have any questions on these changes.

Matt Wuebke
Office of Sen. Sheila Harsdorf
800-862-1092 or 608-266-7745



In: 4/10/2013



LRB-1564/D
MPG:jld:jf

2
1/2

2013 BILL

Insect

Analysis Insect

4

Reger

1 AN ACT to amend 238.02 (1) of the statutes; relating to: term limits for certain
2 members of the board of the Wisconsin Economic Development Corporation.

Analysis by the Legislative Reference Bureau

Under current law, the members of the board of the Wisconsin Economic Development Corporation who are nominated by the governor and appointed with the advice and consent of the senate serve at the pleasure of the governor. Under this bill, those board members serve four-year, staggered terms.

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

3 SECTION 1. 238.02 (1) of the statutes is amended to read:
4 238.02 (1) There is created an authority, which is a public body corporate and
5 politic, to be known as the "Wisconsin Economic Development Corporation." The
6 members of the board shall consist of the governor, who shall serve as chairperson
7 of the board, and 6 members nominated by the governor, and with the advice and
8 consent of the senate appointed, to serve at the pleasure of the governor for 4-year

BILL at the commencement of each legislative biennium to serve for 2-year terms

1 terms; 3 members appointed by the speaker of the assembly, consisting of one
2 majority and one minority party representative to the assembly, appointed as are the
3 members of standing committees in the assembly, and one person employed in the
4 private sector to serve at the speaker's pleasure, and 3 members appointed by the
5 senate majority leader, consisting of one majority and one minority party senator,
6 appointed as are members of standing committees in the senate, and one person
7 employed in the private sector to serve at the majority leader's pleasure. The
8 secretary of administration and the secretary of revenue shall also serve on the board
9 as nonvoting members.

Term limits and CS # (A)

SECTION 2. Nonstatutory provisions.

(1) ~~STAGGERING OF TERMS.~~ The current members of the board of the Wisconsin Economic Development Corporation shall no longer serve at the pleasure of the governor but shall have terms expiring as follows:

who are nominated by the governor

- 14 (a) The terms of 2 members, as determined by the governor, shall expire on July 1, 2016. #1
- 16 (b) The terms of 2 members, as determined by the governor, shall expire on July 1, 2017. #2
- 18 (c) The terms of 2 members, as determined by the governor, shall expire on July 1, 2018. #3

Fix Component

SECTION 3. Effective date.

(1) This act takes effect on January 1, 2015.

(END)

for a 4-year term

Insert 2-19

2013-2014 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1564/2ins
MPG:jld:jf

1 ANALYSIS INSERT

Under current law, the members of the board of the [✓]Wisconsin Economic Development Corporation (board) include the following: ^{to the assembly}

1. Six members who are nominated by the governor and appointed with the advice and consent of the senate and who serve at the pleasure of the governor.

* 2. Three members appointed by the speaker of the assembly, consisting of one majority and one minority party ~~assembly~~ representative, and one person employed in the private sector. All of those board members serve at the speaker's pleasure.

3. Three members appointed by the senate majority leader, consisting of one majority and one minority party senator[✓] and one person employed in the private sector. All of those board members serve at the senate majority leader's pleasure.

Under this bill, the members of the board[✓] nominated by the governor no longer serve at the pleasure of the governor but serve[✓] four-year, staggered terms; and the members of the board appointed by the speaker of the assembly and senate majority leader no longer serve at the pleasure of the speaker or majority leader but serve two-year[✓] terms based on the legislative biennium, if the board member is a member of the legislature, or[✓] four-year terms, if the board member is employed in the private sector.

2 END ANALYSIS INSERT

3 INSERT 2-19

check component → # (b) The current member of the board of the [✓]Wisconsin Economic Development Corporation who is employed in the private sector and appointed by the speaker of the assembly shall no longer serve at the pleasure of the speaker of the assembly but shall have a term expiring on July 1, 2015.[✓]

check component → # (c) The current member of the board of the [✓]Wisconsin Economic Development Corporation who is employed in the private sector and appointed by the senate majority leader shall no longer serve at the pleasure of the senate majority leader but shall have a term expiring on July 1, 2015.[✓]

12 END INSERT 2-19

Barman, Mike

From: Wuebke, Matt
Sent: Thursday, May 02, 2013 9:34 AM
To: LRB.Legal
Subject: Draft Review: LRB -1564/2 Topic: Changes to structure of WEDC board

Please Jacket LRB -1564/2 for the SENATE.