

**2013 DRAFTING REQUEST**

**Assembly Amendment (AA-AB179)**

Received: **5/11/2013** Received By: **rchampag**  
Wanted: **Soon** Same as LRB:  
For: **Jill Billings (608) 266-5780** By/Representing: **Chris McKinny**  
May Contact: Drafter: **rchampag**  
Subject: **Econ. Development - bus. dev.** Addl. Drafters:  
Extra Copies: **MGG, FFK**

Submit via email: **YES**  
Requester's email: **Rep.Billings@legis.wisconsin.gov**  
Carbon copy (CC) to: **Chris.McKinny@legis.wisconsin.gov**

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**Pre Topic:**

No specific pre topic given

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**Topic:**

WEDC Ethics Code Coverage, LAB Financial Audits, and Staggered Terms for WEDC Board members

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**Instructions:**

See attached

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**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>
/1	rchampag 5/11/2013	jdye 5/13/2013	jfrantze 5/13/2013	_____	lparisi 5/13/2013	lparisi 5/13/2013	

FE Sent For:

<END>

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/1	rchampag	1 5/13 jld	To	5/13 ph			

FE Sent For:

<END>

## Champagne, Rick

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**From:** McKinny, Chris  
**Sent:** Friday, May 10, 2013 4:23 PM  
**To:** Champagne, Rick; Gallagher, Michael  
**Subject:** Amendment Requests

Hi Rick and Michael,

Please draft the following amendments for AB 179 for Tuesday. We will need to submit the amendments to the Chief Clerk by 9:00 am on Tuesday per our MOU. If you have any questions please let me know. Thanks!

We would like these drafted as separate amendments:

- Require the chairman of the WEDC board to be elected by the board (prospectively)
- Give the WEDC board the statutory authority to hire/fire all top WEDC positions (CEO, CFO, COO)
- Require all WEDC policies to be approved by a majority vote of the WEDC board
- Eliminate WEDC's non-profit foundation tasked with soliciting donations to promote economic development
- Apply whistleblower protections to WEDC employees (I assume there must be whistleblower protections under current law for certain classifications of employees. Please just apply those same standards to WEDC).
- WEDC is currently required to submit a report to the legislature by January 1 of each year identifying economic development projects that the board intends to develop. Require the report to include:
  1. A description of each program WEDC will pursue or plan to create
  2. The amount of money it intends to spend on each program
  3. How many companies or other entities will participate in the program
  4. Benchmark indicators of program success , and goals for each
  5. A goal for the number of jobs the program will create, if applicable

Please draft the following provisions as one amendment:

- Require state ethics laws to apply to all WEDC employees
- Require annual audits of wedc
- Require three year, staggered terms for WEDC board members

Lastly, please draft a privileged resolution finding that the legislature has no confidence in the current WEDC leadership (assuming that is possible).

Thank you very much Rick and Mike-I hope that these requests make sense. Again, please let me know if you have any questions. Have a great weekend!

Chris



State of Wisconsin  
2013 - 2014 LEGISLATURE



LRBa0441/1  
RAC&MPG:.....

*Monday*

*JLD*

**ASSEMBLY AMENDMENT ,  
TO ASSEMBLY BILL 179**

*LPS - Fix request sheet  
please*

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

2 **1.** Page 1, line 2: after "contracts" insert "; audits of the Wisconsin Economic  
3 Development Corporation<sup>✓</sup> by the Legislative Audit Bureau; coverage of employees  
4 of the Wisconsin Economic Development Corporation<sup>✓</sup> under the state code of ethics;  
5 and<sup>✓</sup> staggered terms of office for appointed members of the Wisconsin Economic  
6 Development Corporation Board".<sup>✓</sup>

*board of directors  
of the*

7 **2.** Page 2, line 1: before that line insert:

8 "SECTION 1d.<sup>x</sup> 13.94 (1) (dr) of the statutes is amended to read:

9 13.94 (1) (dr) ~~Biennially, beginning in 2013~~ Annually,<sup>✓</sup> conduct a financial audit  
10 of the Wisconsin Economic Development Corporation and, biennially,<sup>✓</sup> conduct a  
11 program evaluation audit of the economic development programs administered by  
12 the Wisconsin Economic Development Corporation under ch. 238. The legislative

1 audit bureau shall file a copy of each audit report under this paragraph with the  
2 distributees specified in par. (b).

**History:** 1971 c. 270 s. 104; 1971 c. 307; 1973 c. 334; 1975 c. 39, 199, 224, 421; 1977 c. 26, 29; 1977 c. 196 s. 131; 1977 c. 418; 1979 c. 34, 314, 324; 1981 c. 20, 335; 1983 a. 27, 36, 96, 381; 1985 a. 29, 57, 120, 176; 1987 a. 27, 119, 186, 320, 328, 354, 399, 403; 1989 a. 31, 122; 1991 a. 39, 269, 316; 1993 a. 16, 27, 107, 263, 399, 491; 1995 a. 27 ss. 43g to 47n, 9116 (5); 1995 a. 56, 216, 225, 274, 289; 1997 a. 27, 252; 1999 a. 9, 65, 105, 167, 197; 2001 a. 16, 105; 2003 a. 33, 111; 2005 a. 25, 74, 142, 335, 441; 2007 a. 1, 20, 96, 125, 126; 2009 a. 2, 28; 2011 a. 7, 10, 32, 166; 2013 a. 8.

3 **SECTION 1h. 13.94 (1s) (c) 5.** of the statutes is amended to read:

4 13.94 (1s) (c) 5. The Wisconsin Economic Development Corporation for the cost  
5 of the ~~audit~~ audits required to be performed under sub. (1) (dr).

**History:** 1971 c. 270 s. 104; 1971 c. 307; 1973 c. 334; 1975 c. 39, 199, 224, 421; 1977 c. 26, 29; 1977 c. 196 s. 131; 1977 c. 418; 1979 c. 34, 314, 324; 1981 c. 20, 335; 1983 a. 27, 36, 96, 381; 1985 a. 29, 57, 120, 176; 1987 a. 27, 119, 186, 320, 328, 354, 399, 403; 1989 a. 31, 122; 1991 a. 39, 269, 316; 1993 a. 16, 27, 107, 263, 399, 491; 1995 a. 27 ss. 43g to 47n, 9116 (5); 1995 a. 56, 216, 225, 274, 289; 1997 a. 27, 252; 1999 a. 9, 65, 105, 167, 197; 2001 a. 16, 105; 2003 a. 33, 111; 2005 a. 25, 74, 142, 335, 441; 2007 a. 1, 20, 96, 125, 126; 2009 a. 2, 28; 2011 a. 7, 10, 32, 166; 2013 a. 8.

6 **SECTION 1p. 19.42 (10) (sm)** of the statutes is amended to read:

7 19.42 (10) (sm) The All employees of the Wisconsin Economic Development  
8 Corporation and the members of the board of directors of the Wisconsin Economic  
9 Development Corporation employed in the private sector who are appointed by the  
10 speaker of the assembly and the senate majority leader.

**History:** 1973 c. 90; Stats. 1973 s. 11.02; 1973 c. 333; 1973 c. 334 ss. 33, 57; Stats. 1973 s. 19.42; 1977 c. 29, 223, 277; 1977 c. 447 ss. 35, 209; 1979 c. 34, 177, 221; 1981 c. 20, 269, 349, 391; 1983 a. 27; 1983 a. 81 s. 11; 1983 a. 83 s. 20; 1983 a. 166 ss. 1 to 4, 16; 1983 a. 484, 538; 1985 a. 26; 1985 a. 29 s. 3202 (46); 1985 a. 304; 1987 a. 72, 119; 1987 a. 312 s. 17; 1987 a. 340, 365, 399, 403; 1989 a. 31, 338; 1991 a. 79, 189, 221, 269; 1993 a. 16, 263, 399; 1995 a. 27, 56, 274; 1997 a. 27; 1997 a. 237 ss. 19m, 722q; 1997 a. 298; 1999 a. 42, 64; 2001 a. 16, 104, 109; 2003 a. 39; 2005 a. 335; 2007 a. 1, 20, 196; 2009 a. 28; 2011 a. 7, 10, 32, 229.

11 **SECTION 1s. 238.02 (1)** of the statutes is amended to read:

12 238.02 (1) There is created an authority, which is a public body corporate and  
13 politic, to be known as the “Wisconsin Economic Development Corporation.” The  
14 members of the board shall consist of the governor, who shall serve as chairperson  
15 of the board, and 6 members nominated by the governor, and with the advice and  
16 consent of the senate appointed, to serve at the pleasure of the governor for 3-year  
17 terms; 3 members appointed by the speaker of the assembly, consisting of one  
18 majority and one minority party representative to the assembly, appointed as are the  
19 members of standing committees in the assembly, and one person employed in the  
20 private sector, to serve at the speaker’s pleasure for a 3-year term; and 3 members  
21 appointed by the senate majority leader, consisting of one majority and one minority

1 party senator, appointed as are members of standing committees in the senate, and  
2 one person employed in the private sector, to serve at the majority leader's pleasure  
3 for a 3-year term. The secretary of administration and the secretary of revenue shall  
4 also serve on the board as nonvoting members."

5 **3.** Page 2, line 1: delete "SECTION 1" and substitute "SECTION 1v".

6 **4.** Page 3, line 4: after that line insert:

7 **"SECTION 2m. Nonstatutory provisions.**

8 (1) TERM LIMITS AND STAGGERING OF TERMS. *of directors*

9 (a) The current members of the board of the Wisconsin Economic Development  
10 Corporation who are nominated by the governor shall no longer serve at the pleasure  
11 of the governor but shall have terms expiring as follows:

12 1. The terms of 2 members, as determined by the governor, shall expire on July  
13 1, 2013.

14 2. The terms of 2 members, as determined by the governor, shall expire on July  
15 1, 2014.

16 3. The terms of 2 members, as determined by the governor, shall expire on July  
17 1, 2015.

18 (b) The current member of the board of the Wisconsin Economic Development  
19 Corporation who is employed in the private sector and appointed by the speaker of  
20 the assembly shall no longer serve at the pleasure of the speaker of the assembly but  
21 shall have a term expiring on July 1, 2013. *of directors*

22 (c) The current member of the board of the Wisconsin Economic Development  
23 Corporation who is employed in the private sector and appointed by the senate

1 majority leader shall no longer serve at the pleasure of the senate majority leader<sup>✓</sup> but  
2 shall have a term expiring on July 1, 2014.”<sup>✓</sup>

3 (END)