

2013 DRAFTING REQUEST

Assembly Amendment (AA-AB655)

Received: 1/30/2014 Received By: rkite
Wanted: As time permits Same as LRB:
For: Joe Sanfelippo (608) 266-0620 By/Representing: Josh Hoisington
May Contact: Drafter: rkite
Subject: Nat. Res. - nav. waters Addl. Drafters:
Extra Copies:

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

Pre Topic:

No specific pre topic given

Topic:

Effect of legislative findings; public purpose requirement

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>
/?	rkite 1/30/2014			_____			
/P1	rkite 1/31/2014	kfollett 1/31/2014	jmurphy 1/31/2014	_____	sbasford 1/31/2014		
/1		kfollett 1/31/2014	jmurphy 1/31/2014	_____	mbarman 1/31/2014	mbarman 1/31/2014	

FE Sent For:

<END>

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/?	rkite 1/30/2014			_____			
/P1		kfollett 1/31/2014	jmurphy 1/31/2014	_____	sbasford 1/31/2014		
FE Sent For:		1/15/14 1/31/14		Jim 1/31			

<END>

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/?	rkite	1/11/14 1/31	1/11/14 1/31				

jm-rs
1/31

FE Sent For:

<END>

Kite, Robin

From: Rep. Sanfelippo
Sent: Thursday, January 30, 2014 3:57 PM
To: Kite, Robin
Cc: Rostan, Jason
Subject: RE: Amendment to AB 655

In the first revision, I omitted a line number.

- Strike page 2, lines -20 through page 3 line 2 and replace with “(3) The declaration under paragraph (a) is made on lieu of, and has the same effect as, a final judgment entered by a court under chapter 841 of the statutes.”

Best Regards,

Josh Hoisington
Office of Representative Joe Sanfelippo
15th Assembly District
608.266.0620

NOTE: Emails sent to and from this account may be subject to open records requests and should not be considered private.

From: Hoisington, Joshua
Sent: Thursday, January 30, 2014 3:44 PM
To: Kite, Robin
Cc: 'Jason (Jason.Rostan@legis.wisconsin.gov)'
Subject: Amendment to AB 655

Hi Robin,

Would you please draft an amendment to AB 655 using the language below?

Best Regards,

Josh Hoisington
Office of Representative Joe Sanfelippo
15th Assembly District
608.266.0620

NOTE: Emails sent to and from this account may be subject to open records requests and should not be considered private.

- Strike page 2, lines -20 through page 3 line and replace with “(3) The declaration under paragraph (a) is made on lieu of, and has the same effect as, a final judgement entered by a court under chapter 841 of the statutes.”
- On page 5, line 16 strike “is not for a private purpose but”
- On page 7, stike lines 10-11



**PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION
ASSEMBLY AMENDMENT,
TO ASSEMBLY BILL 655**

D-Note

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

2 1. Page 2, line 20: delete the material beginning with that line and ending with
3 page 3, line 2, and substitute:

4 "(3) The declarations ^(a) under sub. (1) ^{is} ~~are~~ made in lieu of, and ^{has} ~~have~~ the same
5 effect as, a final judgment entered by a court under ch. 841."

6 2. Page 5, line 16: delete "is not for a private purpose but".

7 3. Page 7, line 10: delete lines 10 and 11.

8 (END)

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBa1575/P1dn
RNK: *5.F*

Date

Please note that the first item in this amendment inserts new language in s. 30.2038, as created in Assembly Bill 655. The language that you requested to be inserted refers to the "declaration" of the legislature in "paragraph (a)," but there is no "paragraph (a)" in s. 30.2038, as created in Assembly Bill 655. I have assumed, instead, that you intended the language to refer to all of the declarations under s. 30.2038, and have drafted this amendment accordingly. Is this consistent with your intent? *s. 30.2038(1)(a)*

This draft is in preliminary form to facilitate any redrafting that you may require.

Robin N. Kite
Senior Legislative Attorney
Phone: (608) 266-7291
E-mail: robin.kite@legis.wisconsin.gov

intended
Did you intend for *if you intended*
the new language to refer *to the "declaration" under s. 30.2038(1)(b),*
please let me know and I will redraft to
make that change.

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRBa1575/P1dn
RNK:kjf:jm

January 31, 2014

Please note that the first item in this amendment inserts new language in s. 30.2038, as created in Assembly Bill 655. The language that you requested to be inserted refers to the "declaration" of the legislature in "paragraph (a)." I have assumed that you intended the language to refer to s. 30.2038 (1) (a), and have drafted this amendment accordingly. If you intended the new language to also refer to the "declaration" under s. 30.2038 (1) (b), please let me know and I will redraft to make that change.

This draft is in preliminary form to facilitate any redrafting that you may require.

Robin N. Kite
Senior Legislative Attorney
Phone: (608) 266-7291
E-mail: robin.kite@legis.wisconsin.gov

Kite, Robin

From: Hoisington, Joshua
Sent: Friday, January 31, 2014 12:39 PM
To: Kite, Robin
Subject: FW: Amendment

Please see the comments below.

Thank you for your help, Robin.

Best Regards,

Josh Hoisington
Office of Representative Joe Sanfelippo
15th Assembly District
608.266.0620

NOTE: Emails sent to and from this account may be subject to open records requests and should not be considered private.

From: Konopacki, Larry
Sent: Friday, January 31, 2014 12:38 PM
To: Hoisington, Joshua
Subject: RE: Amendment

Josh,

I believe that the language in the new sub. (3) should state: "The ~~declaration~~ declarations under sub. (1) ~~is~~ are made in lieu of, and ~~has~~ have the same effect as, a final judgment entered by a court under ch. 841."

Thanks,
Larry

Larry A. Konopacki
Wisconsin Legislative Council
(608) 267-0683
larry.konopacki@legis.wisconsin.gov

From: Hoisington, Joshua
Sent: Friday, January 31, 2014 12:30 PM
To: Konopacki, Larry
Subject: Amendment

Best Regards,

Josh Hoisington
Office of Representative Joe Sanfelippo
15th Assembly District



Run
run
1

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION
ASSEMBLY AMENDMENT,
TO ASSEMBLY BILL 655

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

2 **1.** Page 2, line 20: delete the material beginning with that line and ending with
3 page 3, line 2, and substitute:

4 **(3)** The declaration^s under sub. (1) ~~are~~ *are* made in lieu of, and ~~has~~ *have* the same effect
5 as, a final judgment entered by a court under ch. 841.”

6 **2.** Page 5, line 16: delete “is not for a private purpose but”.

7 **3.** Page 7, line 10: delete lines 10 and 11.

8 (END)