

**2013 DRAFTING REQUEST**

**Assembly Amendment (AA-SB497)**

Received: 2/19/2014 Received By: rnelson  
Wanted: Today Same as LRB:  
For: Andy Jorgensen (608) 266-3790 By/Representing: Becky  
May Contact: Drafter: rnelson  
Subject: Administrative Law Addl. Drafters:  
Extra Copies:

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

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**Pre Topic:**

No specific pre topic given

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**Topic:**

Imminent

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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	rnelson 2/19/2014	jdye 2/19/2014	jfrantze 2/19/2014	_____	mbarman 2/19/2014	mbarman 2/19/2014	

FE Sent For:

<END>

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/1	rnelson	1/2/19 jcd jd		2/1/19			

FE Sent For:

<END>

## Nelson, Robert

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**From:** Sweeney, Rebekah  
**Sent:** Wednesday, February 19, 2014 12:47 PM  
**To:** Nelson, Robert  
**Subject:** List of Jorgensen Amendments to SB 497

February 19, 2014

Bob,

Thanks for your time on the telephone. Here's a list of desired Jorgensen amendments to SB 497, as best I can describe them.

1911 Amendment 1: Define "repeat offenders" as businesses which have repeated the same rule violation more than three times.

1912 Amendment 2: Define "substantial financial gain" to mean if the business violation netted more than what the potential fine may be.

1913 Amendment 3: Strike "imminent" from the phrase "imminent public danger" and substitute the word "serious."

Amendment 4: Eliminate all references to agency discretion on considering "ability to pay" when determining a penalty.

Amendment 5: Sunset this law one year after effective date.

Amendment 6: Require state agencies to annually publish a public report on instances in which they utilized discretion in penalizing businesses.

Amendment 7: Bundle Amendments 1-6 into a substitute amendment.

Please don't hesitate to call me with any questions. I will be in a caucus for much of the afternoon, so if you are unable to reach me on the office line (608) 266-3790, please also feel free to call me on my personal cell at (608) 386-3012.

I sincerely appreciate your help.

Becky

Rebekah Sweeney  
Office of Rep. Andy Jorgensen  
(608) 266-3790



Wanted ~~Heard~~ TODAY  
State of Wisconsin  
2013 - 2014 LEGISLATURE please



LRBa1913/1

RPN:A:...

jld

**ASSEMBLY AMENDMENT ,  
TO SENATE BILL 497**

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

2 **1.** Page 4, line 21: delete that line and substitute:✓

3 **SECTION 13g.** <sup>X</sup> 895.59 (2) (f) of the statutes is renumbered 227.04 (2m) (c) 3. and  
4 amended to read:

5 227.04 (2m) (c) 3. ✓ The violation may result in ~~an imminent~~ a serious  
6 endangerment to the environment, or to public health or safety." ✓

7 History: 2003 a. 145.

(END)