

2015 DRAFTING REQUEST

Assembly Amendment (AA-AB789)

Received: 1/29/2016 Received By: swalkenh
For: Daniel Riemer (608) 266-1733 Same as LRB:
May Contact: By/Representing: Rep. Riemer
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Pre Topic:

No specific pre topic given

Topic:

Continuing legal education relating to financial exploitation

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	swalkenh 1/29/2016	kmochal 1/29/2016	_____			
/1			_____	mbarman 1/29/2016	mbarman 1/29/2016	

FE Sent For:

<END>

To: LRB
From: Rep. Riemer
Re: Guidance for amendment to AB 789

Analysis by LRB (how I want it to look more or less):

The bill requests the Wisconsin Supreme Court to promulgate rules requiring an attorney ~~whose practice involves elder law or trusts and estates law~~ to complete certain continuing legal education requirements **pertaining to the identification of financial exploitation and isolation of vulnerable adults and ethical representation of older adults, including methodology and standards for reasonable diligence in pursuing a client's best interest each reporting period to be at least 1.0 continuing legal education credit (1.0 CLE) but not more than 2.0 CLE credits.** The bill also requests the court to promulgate rules requiring justices and judges to complete, during each reporting period, certain judicial education requirements relating to elder law and trusts and estates law.

The Bill As Amended:

Section 1. 751.158 of the statutes is created to read:

751.158 Rules regarding the practice of law; special requirements for elder law and trusts and estates practice. (1) The supreme court is requested to promulgate rules that require each attorney ~~whose practice involves elder law or trusts or estates law~~ to complete, each reporting period, **at least 1.0 continuing legal education (CLE) credit but no more than 2.0** continuing legal education **(CLE) credit** relating to ~~elder law and trusts and estates practice, including, as determined by the board of bar examiners,~~ identification of financial exploitation and

isolation of vulnerable adults and ethical representation of older adults, including methodology and standards for reasonable diligence in pursuing a client's best interest, **as determined by the board of bar examiners.**

(2) The supreme court is requested to promulgate rules that require each justice and judge to complete, each reporting period, judicial education relating to elder law and trusts and estates law, including, as determined by the office of judicial education, identification of financial exploitation, isolation of vulnerable adults, and ethical issues in cases involving representation of older adults, including methodology and standards for reasonable diligence in pursuing a client's best interest.



State of Wisconsin
2015 - 2016 LEGISLATURE

LRBa1805/11
SWB: kem

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION
ASSEMBLY AMENDMENT ,
TO ASSEMBLY BILL 789

IN 1/29/16

Requested ASAP
today please

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At the locations indicated, amend the bill as follows:

1. Page 1, line 5: delete the material beginning with “**law**” and ending with “interest” on page 2, line 5 and substitute “**law. (1)** The supreme court is requested to promulgate rules that require each attorney to complete, each reporting period, at least one continuing legal education credit but no more than ²two continuing legal education credits relating to identification of financial exploitation and isolation of vulnerable adults and ethical representation of older adults, including methodology and standards for reasonable diligence in pursuing a client’s best interest, as determined by the board of bar examiners”.

(END) ~~STET~~