

**2015 DRAFTING REQUEST**

**Bill**

Received: 1/26/2016 Received By: mkunkel  
For: Chris Larson (608) 266-7505 Same as LRB:  
May Contact: By/Representing: Justin  
Subject: Public Util. - gas and water Drafter: mkunkel  
Addl. Drafters:  
Extra Copies:

Submit via email: YES  
Requester's email: Sen.Larson@legis.wisconsin.gov  
Carbon copy (CC) to: eric.mueller@legis.wisconsin.gov

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**Pre Topic:**

No specific pre topic given

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**Topic:**

Prohibit sales or lease of municipal water utility to investor-owned utility

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**Instructions:**

See attached

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**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	mkunkel 1/26/2016		_____ _____			
/1		anienaja 1/26/2016	_____ _____	sbasford 1/26/2016	srose 1/26/2016	

FE Sent For:

*None*

<END>

## Kunkel, Mark

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**From:** Sargent, Justin  
**Sent:** Tuesday, January 26, 2016 1:10 PM  
**To:** Kunkel, Mark  
**Subject:** RE: Drafting Request - Amendments to SB 432

Mark,

Can we also get this drafted as a stand-alone bill?

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**From:** Kunkel, Mark  
**Sent:** Monday, January 25, 2016 1:21 PM  
**To:** Sargent, Justin <Justin.Sargent@legis.wisconsin.gov>  
**Subject:** RE: Drafting Request - Amendments to SB 432

ok

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**From:** Sargent, Justin  
**Sent:** Monday, January 25, 2016 1:20 PM  
**To:** Kunkel, Mark <Mark.Kunkel@legis.wisconsin.gov>  
**Subject:** RE: Drafting Request - Amendments to SB 432

Please replace the entire bill.

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**From:** Kunkel, Mark  
**Sent:** Monday, January 25, 2016 1:19 PM  
**To:** Sargent, Justin <Justin.Sargent@legis.wisconsin.gov>  
**Subject:** RE: Drafting Request - Amendments to SB 432

One last question regarding the substitute amendment.

Do you want a sub. amendment that replaces the entire bill (referendum and holding company changes) with a prohibition of sales/leases to investor-owned utilities? Or do you want to incorporate that prohibition into the rest of the bill? E.g., you could keep the changes to the referendum, but have those changes apply to sales/leases to other municipalities. In any event, you probably want to delete the holding company changes, right?

Sorry for all the questions.

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**From:** Sargent, Justin  
**Sent:** Monday, January 25, 2016 1:10 PM  
**To:** Kunkel, Mark <Mark.Kunkel@legis.wisconsin.gov>  
**Subject:** RE: Drafting Request - Amendments to SB 432

both

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**From:** Kunkel, Mark  
**Sent:** Monday, January 25, 2016 1:09 PM

To: Sargent, Justin <Justin.Sargent@legis.wisconsin.gov>  
Subject: RE: Drafting Request - Amendments to SB 432

One more question. Regarding out-of-state private firms, do you want to refer to business entities organized under the law of another state, business entities whose principal place of business is another state, or both?

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From: Sargent, Justin  
Sent: Monday, January 25, 2016 9:29 AM  
To: Kunkel, Mark <Mark.Kunkel@legis.wisconsin.gov>  
Cc: Sen.Larson <Sen.Larson@legis.wisconsin.gov>  
Subject: Drafting Request - Amendments to SB 432

Mark,

Senator Larson would like to request the following amendments to **Senate Bill 432**. Please let me know if you have questions or if there is someone else I should forward this draft request to.

1. A substitute amendment that prohibits ALL future sales of water utilities to private firms. (Wisconsin municipal to Wisconsin municipal would still be okay)
2. Prohibit the sale of water utilities to out-of-state private firms. (Would allow in-state private firms)
3. Prohibit the sale of water utilities to private firms that have out-of-country ownership.
4. Require financial transparency of any private company that buys municipal water.
5. Require immediate disclosure of any Wisconsin political donations or political expenditures by private water firms seeking to purchase water utilities or provide water services.
6. Require immediate disclosure of any Wisconsin political donations or political expenditures by owners or employees of private water firms seeking to purchase water utilities or provide water services.

Please call me if you have questions about the intent or direction of these amendments.

Thank you!

Justin



State of Wisconsin  
2015 - 2016 LEGISLATURE

LRB-4591/1  
MDK:...  
amr

TODAY  
SA ✓  
Kred ✓

2015 BILL

Gen. ✓

1 AN ACT ...; relating to: prohibiting sales or leases of municipal water or sewer  
2 utilities to investor-owned utilities.

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*Analysis by the Legislative Reference Bureau*

This bill prohibits a town, village, or city from selling or leasing to an investor-owned public utility any plant or portion of a plant used to provide water or sewer service.

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

3 SECTION 1. 66.0817 (intro.) of the statutes is amended to read:  
4 × **66.0817 Sale or lease of municipal public utility plant.** (intro.) ~~A- Except~~  
5 as provided in sub. (8), a town, village or city may sell or lease any complete public  
6 utility plant owned by it in the following manner:

History: 1971 c. 260; 1977 c. 29 ss. 712, 1654 (9) (g); 1981 c. 347 ss. 14, 80 (2); 1981 c. 390 s. 252; 1983 a. 207 s. 93 (1); 1993 a. 16; 1999 a. 150 s. 190; Stats. 1999 s. 66.0817; 1999 a. 186 s. 48.

7 SECTION 2. 66.0817 (8) of the statutes is created to read:  
8 × **66.0817 (8)** A town, village, or city may not sell or lease to an investor-owned  
9 public utility any plant or portion of a plant used to provide water or sewer service.



**Rose, Stefanie**

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**From:** Sargent, Justin  
**Sent:** Tuesday, January 26, 2016 4:31 PM  
**To:** LRB.Legal  
**Subject:** Draft Review: LRB -4591/1

Please Jacket LRB -4591/1 for the SENATE.