



State of Wisconsin
2011 - 2012 LEGISLATURE



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**SENATE AMENDMENT 1,
TO 2011 SENATE BILL 367**

January 12, 2012 – Offered by Senator ERPENBACH.

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

2 **1.** Page 1, line 2: after “once” insert “, the treatment of contributions used to
3 finance recall petition drives,”.

4 **2.** Page 1, line 4: before that line insert:

5 “**SECTION 1d.** 11.01 (16) (intro.) of the statutes is amended to read:

6 11.01 (**16**) (intro.) An act is for “political purposes” when it is done for the
7 purpose of influencing the election or nomination for election of any individual to
8 state or local office; for the purpose of influencing the recall from or retention in office
9 of an individual holding a state or local office, whether before or after the time that
10 a recall election is ordered, or for the purpose of contesting or defending a recall
11 election order; for the purpose of payment of expenses incurred as a result of a
12 recount at an election; or for the purpose of influencing a particular vote at a
13 referendum. In the case of a candidate, or a committee or group which is organized

1 primarily for the purpose of influencing the election or nomination for election of any
2 individual to state or local office, for the purpose of influencing the recall from or
3 retention in office of an individual holding a state or local office, or for the purpose
4 of influencing a particular vote at a referendum, all administrative and overhead
5 expenses for the maintenance of an office or staff which are used principally for any
6 such purpose are deemed to be for a political purpose.

7 **SECTION 1h.** 11.26 (13m) (intro.) and (a) of the statutes are consolidated,
8 renumbered 11.26 (13m) and amended to read:

9 11.26 **(13m)** Contributions utilized for the following purposes are not subject
10 to limitation by this section: (a) For the purpose of payment of legal fees and other
11 expenses incurred as a result of a recount at an election are not subject to limitation
12 by this section.

13 **SECTION 1p.** 11.26 (13m) (b) of the statutes is repealed.

14 **SECTION 1t.** 11.26 (17) (dm) of the statutes is created to read:

15 11.26 **(17)** (dm) In the case of an officer against whom a recall petition is
16 circulated or a candidate whose candidacy is advocated to replace such an officer, the
17 “campaign” of the candidate begins on the day that any person registers his or her
18 intent to circulate a recall petition under s. 9.10 (2) (d) and ends on the date specified
19 for a special election under par. (d), or if no recall election is ordered, on the date on
20 which the officeholder or candidate receives sufficient contributions to retire any
21 obligations incurred in connection with the circulation of the petition.”.

22 **3.** Page 1, line 4: delete “**SECTION 1**” and substitute “**SECTION 1w**”.

23 (END)