



WISCONSIN LEGISLATURE

P. O. Box 7882 Madison, WI 53707-7882

September 25, 2012

Secretary Mike Huebsch
101 E. Wilson Street, 10th Floor
PO Box 7864
Madison, WI 53707-7864
VIA EMAIL AND HAND DELIVERY

Dear Secretary Huebsch,

We received your letter dated September 21, 2012 in response to our letter from Wednesday, September 12, 2012, which were emailed to you on that date. We have checked with the LTSB and the email did go through our legislative server and was not returned to our account. Attached is the email Rep. Taylor's office sent to you inquiring about a response to our letter that you reference, offering to coordinate a meeting with you to address the issues we raise about the continued arrest and citing of individuals engaged in peaceful political protest at the Capitol. As indicated, there is no "demand" in this email as you allege, but rather a simple inquiry.

You further accuse us of "exploiting" the issues we raise in our September 12th letter for political gain when the actions of the Capitol police in arresting peaceful protestors under clearly inapplicable administrative rules are unprecedented in our history. We would not be performing our duties and oath to uphold the state and federal constitutions if we did not raise concerns about recent actions in the Capitol. We would also not be adequately representing our constituents, some of whom have been subjected to arrest and citation for peaceful political expression, often hours or days after the alleged conduct and at their homes or even at their places of employment.

The basic issue we raised, which was to outline our concerns so we could discuss the issues fully prepared and in person, was not addressed in your letter. You give no examples of individuals peacefully holding signs or banners ever needing a permit or ever being cited under the provisions of the administrative code that are clearly not applicable in most of the situations at hand. In fact, never to our knowledge (which you do not dispute) have these provisions been used to cite and arrest individuals for peacefully holding signs or banners.

Further, the provisions of the administrative code being used to arrest and cite people primarily pertain to hazards created by equipment, machines or an apparatus Adm 2.08(1)(b) and obstruction Adm 2.14(2)(v). Contrary to your representation people have been cited under Adm 2.07(2) for merely holding a sign, which conflicts with a recent court decision that we forwarded to you. In delaying issuing citations by several hours and sometimes days, Chief Erwin is apparently allowing "hazardous" and "obstructive" conditions to persist in the Capitol while

doing nothing to remedy the situation. We fail to see how that contributes to public safety in the Capitol and the fulfillment of his duties.

Even if we do not agree on the actions taken, we should be able to have a constructive dialogue around these issues. Chief Erwin has refused to answer specific questions of the nature outlined in our prior letter. Therefore, it is imperative that we be able to speak with you about these issues. Once again, we are requesting a meeting with you regarding our concerns with recent arrests in the Capitol. We look forward to hearing back from you about whether you are willing to meet with us.

Sincerely,

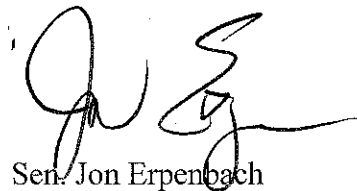


Rep. Chris Taylor
48th Assembly District

Rep. Terese Berceau
76th Assembly District



Rep. Mark Pocan
78th Assembly District



Sen. Jon Erpenbach
27th Senate District



Rep. Kelda Roys
81st Assembly District



Rep. Brett Hulsey
77th Assembly District



Rep. Sandy Pope-Roberts
79th Assembly District

Walsh, Patrick

From: Rep. Taylor
Sent: Thursday, September 20, 2012 2:19 PM
To: Huebsch, Mike - DOA
Subject: Meeting Request from State Legislators

Dear Secretary Huebsch,

Last Wednesday, September 12th, a number of legislators reached out to you outlining our concerns with recent arrests in the Capitol and to request a meeting with you to discuss this situation. As of today, we have not received a response from you. Can we expect a response from you? We would like to proceed with scheduling a meeting with you as soon as possible. My office is available to work with your office in coordinating a date and time that works for everyone.

Thank you.

Chris Taylor
State Representative