

2005 DRAFTING REQUEST

Assembly Resolution

Received: 12/30/2004

Received By: **rchampag**

Wanted: **Today**

Identical to LRB:

For: **John Gard (608) 266-3387**

By/Representing: **Ellen**

This file may be shown to any legislator: **NO**

Drafter: **rchampag**

May Contact:

Addl. Drafters:

Subject: **Legislature - rules**

Extra Copies: **PJD**

Submit via email: **YES**

Requester's email: **Rep.Gard@legis.state.wi.us**

Carbon copy (CC:) to: **joseph.kreye@legis.state.wi.us**

Pre Topic:

No specific pre topic given

Topic:

Assembly rules

Instructions:

See Attached.

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>
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/5	rchampag 01/31/2005	jdyer 01/31/2005	jfrantze 01/31/2005	_____	lemery 01/31/2005	lemery 01/31/2005	
/6	rchampag 02/03/2005	jdyer 02/03/2005	pgreensl 02/03/2005	_____	lemery 02/03/2005	lemery 02/03/2005	

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Handwritten notes and signatures:

- 1/6 2/3 jld
- 2/3 P8
- scub

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15/31/04

*J. Self
1/31*

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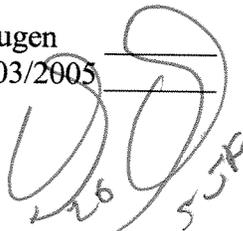
Instructions:

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1/4 1/26 jcd



Handwritten signature and initials, possibly 'UJD' and '537'.

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PER RAC

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ch 12-30 ch 12-30
pell 12-30

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/?	rchampag	1/12/30 jcd	cmh	cmh			
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FE Sent For:

<END>

Champagne, Rick

From: Ellen Nowak [ellennowak@yahoo.com]
Sent: Wednesday, December 29, 2004 7:16 PM
To: Champagne, Rick; Kreye, Joseph
Subject: rule change resolutions

Rick & Joe:

Thanks for all of your help on Wednesday. In the event that we actually have to use Jan. 12th as an actual session day, John would like to have another resolution that amends some of the assembly rules ready. This resolution could be introduced on Jan. 3rd and made a part of the special order of business for the 12th. I am assuming that we can do it as one resolution, since each part relates to amending the assembly rules. If I am incorrect, please draft them as separate resolutions. In any event, I do want to keep the resolution that Rick prepared on Wednesday (regarding the speaker's ability to appoint members of the minority party to committees) kept as a stand alone resolution.

Here are the changes:

✓ 1. Permit the Assembly Committee on Organization and the Assembly Rules Committee to vote via paper ballot.

✓ 2. Allow simultaneous referrals to the Joint Committee on Finance and a standing committee of the assembly. See Assembly Rule 42(am) and 42(c) for examples.

✓ 3. Remove the limit on the number of times that a speaker may refer a bill to a committee. Currently, he can only re-refer once. The amended rule should permit the speaker to re-refer as many times as he wishes. (See Assembly Rule 42(3)(c)).

✓ 4. We need to clarify the language in Assembly Rule 98. The way it reads now, a member cannot have a Dane County fundraising event during the entire time that an extraordinary or special session is called. The preceding sentence narrows the time to floorperiods of the legislature while in regular session. We would like to clarify that the ban applies to the actual floorperiods/session days of an extraordinary session as well.

✓ 5. Last session the democrats complained when we had an item on a special order of business, say for 2:00 p.m. and we did not take it up exactly at 2:00 p.m. They unsuccessfully argued that since the time had passed, we could not take up the proposal. They also argued when we did not follow the numerical order of items on a special order of business (i.e. took up item #3 before #1). Thus, to ease their concerns, we could like to modify the rule regarding special orders to give flexibility in the starting time and sequence of consideration. For example, in Assembly Rule 32(3), please add language at the end of the sentence to the effect of "or as soon as practicable thereafter." In Assembly Rule 32(3)(a), the "shall"

can be changed to "may" so we have more flexibility in the order of consideration.

6. We would like to have a way to allow members who are absent because they are serving on active military duty the ability to show how they would have voted on a proposal. Can you amend the rules to allow such a member to pair his vote?

If you can get this done before Monday morning, that's great. If not, I understand. I will be around all weekend and probably at work or working from home Friday-Sunday. As always, don't hesitate to call if you have questions.
Thanks a million.

Do you Yahoo!?
The all-new My Yahoo! - Get yours free!
<http://my.yahoo.com>

*Not needed;
allowed under
current rules*



Now

JG

2005 ASSEMBLY RESOLUTION

Reger

1 **Relating to:** the assembly rules.

Analysis by the Legislative Reference Bureau

Votes in committee

Currently, the rules require all committee votes to be taken in the presence of the committee and prohibit a member from being recorded as voting unless the member is present at the committee session when the vote is taken. This resolution provides that the rule does not apply to the committee on rules or the committee on assembly organization.

* *Simultaneous referral of bills to joint committee of finance and assembly committees*

Currently, the rules do not permit simultaneous referrals of bills to the Joint Committee on Finance and to the assembly committee appropriate to the major substance of the bill. The resolution authorizes such referrals.

* *Rereferal of proposals*

Currently, the rules provide that the speaker, with the consent of the chairperson, may withdraw a proposal from the standing committee to which it was initially referred and rerefer it to another standing committee or to a special committee or refer it to the calendar for the 2nd legislative day thereafter. The resolution permits the speaker to rerefer a proposal any number of times, not just once.

* *Fund-raising activity*

Currently, the rules provide that a member of the assembly may not schedule, hold, attend, or contribute money for or at a fund-raising social event in Dane

a second

✓ County during a floor period of the legislature or during a special or extraordinary session if the event is for a member; is sponsored by the member's personal campaign committee; or is sponsored by a legislative campaign committee. The resolution provides that this prohibition applies to a daily session of a special or extraordinary session, not to the entire period of a special or extraordinary session.

Special order proposals

Currently, the rules provide that whenever any proposal has been made a special order of business, the assembly must proceed to the special order at the designated time. Also, the rules provide that special orders have precedence over the regular orders of business and must be considered in chronological order. The resolution provides that the assembly must proceed to the special order at the designated time or at a later time, as determined by the presiding officer, and that special orders must be considered in chronological order or in any other order, as determined by the presiding officer. ✓

✓ ***Resolved by the assembly, That:***

1
2 **SECTION 1** Assembly rule 11 (4) is amended to read:

3 **ASSEMBLY RULE 11 (4)** All committee votes shall be taken in the presence of the
4 committee. A member may not be recorded as voting unless the member is present
5 at the committee session when the vote is taken. This subsection does not apply to
6 the committee on rules or the committee on assembly organization. ✓

7 **SECTION 2** Assembly rule 32 (3) is amended to read:

8 **ASSEMBLY RULE 32 (3)** ✓ Whenever any proposal has been made a special order
9 of business, the assembly shall proceed to the special order at the designated time
10 or at a later time, as determined by the presiding officer. ✓

11 **SECTION 3** Assembly rule 32 (3) (a) is amended to read:

12 **ASSEMBLY RULE 32 (3) (a)** ✓ Special orders have precedence over the regular
13 orders of business and shall be considered in chronological order or in any other
14 order, as determined by the presiding officer.

15 **SECTION 4.** Assembly rule 42 (1) (d) is created to read:

1 ASSEMBLY RULE 42 (1) (d) The presiding officer or speaker may refer any bill
2 simultaneously to the joint committee on finance and to the committee appropriate
3 to the major substance of the bill.

4 SECTION 5 Assembly rule 42 (3) (c) is amended to read:

5 ASSEMBLY RULE 42 (3) (c) After initial referral by the speaker or presiding officer
6 under sub. (1) (a) or (b) to an assembly committee but before a vote by the committee
7 is commenced on a proposal, the speaker, with the consent of the chairperson and
8 notwithstanding rule 15, may withdraw the proposal from the standing committee
9 to which it was initially referred and rerefer it to another standing committee or to
10 a special committee or refer it to the calendar for the 2nd legislative day thereafter.
11 The speaker may rerefer a proposal any number of times. Rereferral under this rule
12 may not be used to satisfy section 13.093 (1) of the statutes.

13 SECTION 6 Assembly rule 98 (1) is amended to read:

14 ASSEMBLY RULE 98 (1) A member may not schedule, hold, attend, or contribute
15 money for or at a fund-raising social event in Dane County during a floorperiod of
16 the legislature or during a daily session of a special or extraordinary session if the
17 event is for a member; is sponsored by the member's personal campaign committee,
18 as defined in section 11.01 of the statutes; or is sponsored by a legislative campaign
19 committee, as defined in section 11.01 of the statutes.

20 (END)



State of Wisconsin
2005 - 2006 LEGISLATURE

LRB-1424/12
RAC&JK:jld:cmh

Now

RMP

2005 ASSEMBLY RESOLUTION

Reger

- 1 **To amend** assembly rule 11 (4), assembly rule 32 (3), assembly rule 32 (3) (a),
2 assembly rule 42 (3) (c) and assembly rule 98 (1); and **to create** assembly rule
3 42 (1) (d); **relating to:** the assembly rules.

Analysis by the Legislative Reference Bureau

Votes in committee

Currently, the rules require all committee votes to be taken in the presence of the committee and prohibit a member from being recorded as voting unless the member is present at the committee session when the vote is taken. This resolution provides that the rule does not apply to the committee on rules or the committee on assembly organization.

Simultaneous referral of bills to Joint Committee of Finance and assembly committees

Currently, the rules do not permit simultaneous referrals of bills to the Joint Committee on Finance and to the assembly committee appropriate to the major substance of the bill. The resolution authorizes such referrals.

Rereferral of proposals

Currently, the rules provide that the speaker, with the consent of the chairperson, may withdraw a proposal from the standing committee to which it was initially referred and rerefer it to another standing committee or to a special committee or refer it to the calendar for the second legislative day thereafter. The resolution permits the speaker to rerefer a proposal any number of times, not just once.

Fund-raising activity

Currently, the rules provide that a member of the assembly may not schedule, hold, attend, or contribute money for or at a fund-raising social event in Dane County during a floorperiod of the legislature or during a special or extraordinary session if the event is for a member; is sponsored by the member's personal campaign committee; or is sponsored by a legislative campaign committee. The resolution provides that this prohibition applies to a daily session of a special or extraordinary session, not to the entire period of a special or extraordinary session.

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Resolved by the assembly, That:

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SECTION 2 Assembly rule 32 (3) is amended to read:

ASSEMBLY RULE 32 (3) Whenever any proposal has been made a special order of business, the assembly shall proceed to the special order at the designated time or at a later time, as determined by the presiding officer.

SECTION 3 Assembly rule 32 (3) (a) is amended to read:

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1 **SECTION 4.** Assembly rule 42 (1) (d) is created to read:

2 **ASSEMBLY RULE 42 (1) (d)** The presiding officer or speaker may refer any bill
3 simultaneously to the joint committee on finance and to the committee appropriate
4 to the major substance of the bill.

5 **SECTION 5** Assembly rule 42 (3) (c) is amended to read:

6 **ASSEMBLY RULE 42 (3) (c)** After initial referral by the speaker or presiding officer
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9 notwithstanding rule 15, may withdraw the proposal from the standing committee
10 to which it was ~~initially~~ referred and rerefer it to another standing committee or to
11 a special committee or refer it to the calendar for the 2nd legislative day thereafter.
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13 may not be used to satisfy section 13.093 (1) of the statutes.

14 **SECTION 6** Assembly rule 98 (1) is amended to read:

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16 money for or at a fund-raising social event in Dane County during a floor period of
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18 event is for a member; is sponsored by the member's personal campaign committee,
19 as defined in section 11.01 of the statutes; or is sponsored by a legislative campaign
20 committee, as defined in section 11.01 of the statutes.

21

(END)

Champagne, Rick

From: Nowak, Ellen
Sent: Monday, January 03, 2005 11:35 AM
To: Champagne, Rick
Subject: RE: LRB 1424/1

Actually, I'm going to send the jacket back to you for a "/3". Please remove the rule change regarding fundraising during extraordinary sessions (last section of the proposal). Thanks. Then re-jacket.

-----Original Message-----

From: Champagne, Rick
Sent: Monday, January 03, 2005 10:58 AM
To: Nowak, Ellen
Subject: RE: LRB 1424/1

Ellen:

There is a "/2" that strikes the word "initially" on pg. 3, line 10. OK to jacket the "/2"?

-----Original Message-----

From: Nowak, Ellen
Sent: Monday, January 03, 2005 10:54 AM
To: Champagne, Rick
Subject: LRB 1424/1

Please jacket this proposal. Thanks.



State of Wisconsin
2005 - 2006 LEGISLATURE

LRB-1424/2 ✓3
RAC&JK:jld:ch

Now

RMR

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Regen

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Analysis by the Legislative Reference Bureau

Votes in committee

Currently, the rules require all committee votes to be taken in the presence of the committee and prohibit a member from being recorded as voting unless the member is present at the committee session when the vote is taken. This resolution provides that the rule does not apply to the committee on rules or the committee on assembly organization.

Simultaneous referral of bills to Joint Committee of Finance and assembly committees

Currently, the rules do not permit simultaneous referrals of bills to the Joint Committee on Finance and to the assembly committee appropriate to the major substance of the bill. The resolution authorizes such referrals.

Rereferral of proposals

Currently, the rules provide that the speaker, with the consent of the chairperson, may withdraw a proposal from the standing committee to which it was initially referred and rerefer it to another standing committee or to a special committee or refer it to the calendar for the second legislative day thereafter. The resolution permits the speaker to rerefer a proposal any number of times, not just once.

Fund-raising activity

Currently, the rules provide that a member of the assembly may not schedule, hold, attend, or contribute money for or at a fund-raising social event in Dane County during a floorperiod of the legislature or during a special or extraordinary session if the event is for a member; is sponsored by the member's personal campaign committee; or is sponsored by a legislative campaign committee. The resolution provides that this prohibition applies to a daily session of a special or extraordinary session, not to the entire period of a special or extraordinary session.

Special order proposals

Currently, the rules provide that whenever any proposal has been made a special order of business, the assembly must proceed to the special order at the designated time. Also, the rules provide that special orders have precedence over the regular orders of business and must be considered in chronological order. The resolution provides that the assembly must proceed to the special order at the designated time or at a later time, as determined by the presiding officer, and that special orders must be considered in chronological order or in any other order, as determined by the presiding officer.

Resolved by the assembly, That:

SECTION 1 Assembly rule 11 (4) is amended to read:

ASSEMBLY RULE 11 (4) All committee votes shall be taken in the presence of the committee. A member may not be recorded as voting unless the member is present at the committee session when the vote is taken. This subsection does not apply to the committee on rules or the committee on assembly organization.

SECTION 2 Assembly rule 32 (3) is amended to read:

ASSEMBLY RULE 32 (3) Whenever any proposal has been made a special order of business, the assembly shall proceed to the special order at the designated time or at a later time, as determined by the presiding officer.

SECTION 3 Assembly rule 32 (3) (a) is amended to read:

ASSEMBLY RULE 32 (3) (a) Special orders have precedence over the regular orders of business and shall be considered in chronological order or in any other order, as determined by the presiding officer.

1 **SECTION 4.** Assembly rule 42 (1) (d) is created to read:

2 **ASSEMBLY RULE 42 (1) (d)** The presiding officer or speaker may refer any bill
3 simultaneously to the joint committee on finance and to the committee appropriate
4 to the major substance of the bill.

5 **SECTION 5** Assembly rule 42 (3) (c) is amended to read:

6 **ASSEMBLY RULE 42 (3) (c)** After initial referral by the speaker or presiding officer
7 under sub. (1) (a) or (b) to an assembly committee but before a vote by the committee
8 is commenced on a proposal, the speaker, with the consent of the chairperson and
9 notwithstanding rule 15, may withdraw the proposal from the standing committee
10 to which it was initially referred and rerefer it to another standing committee or to
11 a special committee or refer it to the calendar for the 2nd legislative day thereafter.
12 The speaker may rerefer a proposal any number of times. Rereferral under this rule
13 may not be used to satisfy section 13.093 (1) of the statutes. g

14 **SECTION 6** Assembly rule 98 (1) is amended to read:

15 **ASSEMBLY RULE 98 (1)** A member may not schedule, hold, attend, or contribute
16 money for or at a fund-raising social event in Dane County during a floor period of
17 the legislature or during a daily session of a special or extraordinary session if the
18 event is for a member; is sponsored by the member's personal campaign committee,
19 as defined in section 11.01 of the statutes; or is sponsored by a legislative campaign
20 committee, as defined in section 11.01 of the statutes.

21

(END)

2005-06 Assembly Rule Changes

Rule Number	Current	Proposed Change
11(4)	Prohibits committee votes via paper ballot	Allow paper ballot voting for Rules and Organization Committees only
32(3)	"Whenever any proposal has been made a special order of business, the assembly shall proceed to the special order at the designated time."	Allows flexibility in start time of consideration of proposals. Last session the democrats complained that we did not take up a proposal at "10:01" or whatever time was designated in the special order. The rule will now allow the assembly to proceed "to the special order at the designated time or at a later time, as determined by the presiding officer."
32(3)(a)	"Special orders have precedence over the regular orders of business and shall be considered in chronological order."	Last session the democrats complained when we did not take up proposals in chronological order. The rule will now allow consideration of proposals that are made a special order in "in any order, as determined by the presiding officer."
42(1)(d)	The rules currently allow simultaneous referral to a standing committee and to some of the joint committees. However, JFC is not one of the committees that we can do this with.	"The presiding officer or speaker may refer any bill simultaneously to the joint committee on finance and to the committee appropriate to the major substance of the bill."
42(3)(c)	The rules currently allow the speaker to re-refer a bill only once.	"The speaker may re-refer a proposal any number of times." Note: Please make sure that the speaker would still need the consent of the committee chair to re-refer.
17(d)	Prohibits committees from voting on a proposal unless it has been introduced, offered & made available to the public for at least 24 hours, excluding Saturdays, Sundays, state holidays, the hours after 5pm and before 9am	Remove the exceptions to the 24 hour rule and make it a "clean" 24 hours.
5(1)(p)	Relates to chief clerk's duties	Change from "deposit with the secretary of state's office," to "deposit with the Legislative Reference Bureau,"

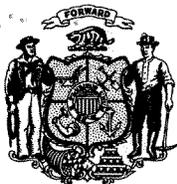
Champagne, Rick

From: Nowak, Ellen
Sent: Tuesday, January 25, 2005 3:49 PM
To: Dykman, Peter; Champagne, Rick; Kreye, Joseph
Subject: rule change drafting request

Here is something to get you started. Please see the attached chart. It is nearly identical to what you drafted earlier this month. There is a slight change to the wording in AR 32(3)(a) - removing "chronological order."



2005-06 rule
changes.doc



WED AM

RMR

2005 ASSEMBLY RESOLUTION

Refer

- 1 **To amend** assembly rule 11 (4), assembly rule 32 (3), assembly rule 32 (3) (a) and
- 2 assembly rule 42 (3) (c); and **to create** assembly rule 42 (1) (d); **relating to:** the
- 3 assembly rules.

Analysis by the Legislative Reference Bureau

Votes in committee

Currently, the rules require all committee votes to be taken in the presence of the committee and prohibit a member from being recorded as voting unless the member is present at the committee session when the vote is taken. This resolution provides that the rule does not apply to the committee on rules or the committee on assembly organization.

Simultaneous referral of bills to Joint Committee of Finance and assembly committees

Currently, the rules do not permit simultaneous referrals of bills to the Joint Committee on Finance and to the assembly committee appropriate to the major substance of the bill. The resolution authorizes such referrals.

Rereferral of proposals

Currently, the rules provide that the speaker, with the consent of the chairperson, may withdraw a proposal from the standing committee to which it was initially referred and rerefer it to another standing committee or to a special committee or refer it to the calendar for the second legislative day thereafter. The resolution permits the speaker to rerefer a proposal any number of times, not just once.

In part ✓
Analysis

Special order proposals

Currently, the rules provide that whenever any proposal has been made a special order of business, the assembly must proceed to the special order at the designated time. Also, the rules provide that special orders have precedence over the regular orders of business and must be considered in chronological order. The resolution provides that the assembly must proceed to the special order at the designated time or at a later time, as determined by the presiding officer, and that special orders must be considered in chronological order ~~or in any other order~~, as determined by the presiding officer.

Resolved by the assembly, That:

SECTION 1. Assembly rule 11 (4) is amended to read:

ASSEMBLY RULE 11 (4) All committee votes shall be taken in the presence of the committee. A member may not be recorded as voting unless the member is present at the committee session when the vote is taken. This subsection does not apply to the committee on rules or the committee on assembly organization.

SECTION 2. Assembly rule 32 (3) is amended to read:

ASSEMBLY RULE 32 (3) Whenever any proposal has been made a special order of business, the assembly shall proceed to the special order at the designated time or at a later time, as determined by the presiding officer.

SECTION 3. Assembly rule 32 (3) (a) is amended to read:

ASSEMBLY RULE 32 (3) (a) Special orders have precedence over the regular orders of business and shall be considered in chronological ^{ANY} order ~~or in any other~~ ~~order~~, as determined by the presiding officer.

SECTION 4. Assembly rule 42 (1) (d) is created to read:

ASSEMBLY RULE 42 (1) (d) The presiding officer or speaker may refer any bill simultaneously to the joint committee on finance and to the committee appropriate to the major substance of the bill.

SECTION 5. Assembly rule 42 (3) (c) is amended to read:

INSERT 2-1

13
14

1 ASSEMBLY RULE 42 (3) (c) After initial referral by the speaker or presiding officer
2 under sub. (1) (a) or (b) to an assembly committee but before a vote by the committee
3 is commenced on a proposal, the speaker, with the consent of the chairperson and
4 notwithstanding rule 15, may withdraw the proposal from the standing committee
5 to which it was initially referred and rerefer it to another standing committee or to
6 a special committee or refer it to the calendar for the 2nd legislative day thereafter.
7 The speaker may rerefer a proposal any number of times. Rereferral under this rule
8 may not be used to satisfy section 13.093 (1) of the statutes.

9

(END)

Insert Analysis:

Deposit of proposals and other documents

Currently, the chief clerk must deposit with the secretary of state's office, at the close of each biennial session and at the close of each special session, the full record of assembly action on all proposals together with other important documents in the possession of the assembly. The resolution requires the clerk to deposit these items with the Legislative Reference Bureau. ^{↑ chief}

Layover of proposals before committee action

Currently, a committee may not vote on a proposal unless the proposal has been introduced, or offered, and made available to the public for at least 24 hours with certain exceptions. The resolution eliminates the exceptions.

Insert 2-7:

SECTION 1. Assembly rule 5 (1) (p) is amended to read:

ASSEMBLY RULE 5 (1) (p) Deposit with the ~~secretary of state's office~~ legislative reference bureau, at the close of each biennial session and at the close of each special session, the full record of assembly action on all proposals together with other important documents in the possession of the assembly. (end ins 2-2)

SECTION 2. Assembly rule 17d (intro.) is amended to read:

ASSEMBLY RULE 17d. (intro.) A committee may not vote on a proposal unless the proposal has been introduced, or offered, and made available to the public for at least 24 hours ^{excluding:}

SECTION 3. Assembly rule 17^{d e} (d) (1) is repealed.

SECTION 4. Assembly rule 17^{d e} (d) (2) is repealed.

Fix component

INSERT 2-7

renumbered assembly rule 17d and

Executive action. ← (B)

Champagne, Rick

From: Nowak, Ellen
Sent: Monday, January 31, 2005 11:59 AM
To: Champagne, Rick
Subject: LRB 1424

Rick:

I am sending the bill jacket back to you because I forgot to tell you about one rule change. Please change the first sentence in rule 73(3)(a) so that it reads:

A motion for reconsideration of the vote by which.....; or 2) on the 7th order of business on the 2nd next legislative day thereafter.

Thanks.



State of Wisconsin
2005 - 2006 LEGISLATURE

LRB-1424/5
PJD&RAC&JK:jld:rs

Tues

RAC & PJD & JK: jld
RMR

2005 ASSEMBLY RESOLUTION

Regen

1 **To repeal** assembly rule 17d (1) and assembly rule 17d (2); **to renumber and**
2 **amend** assembly rule 17d (intro.); **to amend** assembly rule 5 (1) (p), assembly
3 rule 11 (4), assembly rule 32 (3), assembly rule 32 (3) (a) and assembly rule 42
4 (3) (c); and **to create** assembly rule 42 (1) (d); **relating to:** the assembly rules.

Analysis by the Legislative Reference Bureau

Votes in committee

Currently, the rules require all committee votes to be taken in the presence of the committee and prohibit a member from being recorded as voting unless the member is present at the committee session when the vote is taken. This resolution provides that the rule does not apply to the committee on rules or the committee on assembly organization.

Deposit of proposals and other documents

Currently, the chief clerk must deposit with the secretary of state's office, at the close of each biennial session and at the close of each special session, the full record of assembly action on all proposals together with other important documents in the possession of the assembly. The resolution requires the chief clerk to deposit these items with the Legislative Reference Bureau.

Layover of proposals before committee action

Currently, a committee may not vote on a proposal unless the proposal has been introduced, or offered, and made available to the public for at least 24 hours with certain exceptions. The resolution eliminates the exceptions.

Simultaneous referral of bills to Joint Committee of Finance and assembly committees

Currently, the rules do not permit simultaneous referrals of bills to the Joint Committee on Finance and to the assembly committee appropriate to the major substance of the bill. The resolution authorizes such referrals.

Rereferral of proposals

Currently, the rules provide that the speaker, with the consent of the chairperson, may withdraw a proposal from the standing committee to which it was initially referred and rerefer it to another standing committee or to a special committee or refer it to the calendar for the second legislative day thereafter. The resolution permits the speaker to rerefer a proposal any number of times, not just once.

Special order proposals

Currently, the rules provide that whenever any proposal has been made a special order of business, the assembly must proceed to the special order at the designated time. Also, the rules provide that special orders have precedence over the regular orders of business and must be considered in chronological order. The resolution provides that the assembly must proceed to the special order at the designated time or at a later time, as determined by the presiding officer, and that special orders must be considered in any order, as determined by the presiding officer.

Insert
Analysis

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Resolved by the assembly, That:

SECTION 1. Assembly rule 5 (1) (p) is amended to read:

ASSEMBLY RULE 5 (1) (p) Deposit with the ~~secretary of state's office~~ legislative reference bureau, at the close of each biennial session and at the close of each special session, the full record of assembly action on all proposals together with other important documents in the possession of the assembly.

SECTION 2. Assembly rule 11 (4) is amended to read:

ASSEMBLY RULE 11 (4) All committee votes shall be taken in the presence of the committee. A member may not be recorded as voting unless the member is present at the committee session when the vote is taken. This subsection does not apply to the committee on rules or the committee on assembly organization.

1 **SECTION 3.** Assembly rule 17d (intro.) is renumbered assembly rule 17d and
2 amended to read:

3 **ASSEMBLY RULE 17d. Executive action.** A committee may not vote on a
4 proposal unless the proposal has been introduced, or offered, and made available to
5 the public for at least 24 hours ~~excluding~~.

6 **SECTION 4.** Assembly rule 17d (1) is repealed.

7 **SECTION 5.** Assembly rule 17d (2) is repealed.

8 **SECTION 6.** Assembly rule 32 (3) is amended to read:

9 **ASSEMBLY RULE 32 (3)** Whenever any proposal has been made a special order
10 of business, the assembly shall proceed to the special order at the designated time
11 or at a later time, as determined by the presiding officer.

12 **SECTION 7.** Assembly rule 32 (3) (a) is amended to read:

13 **ASSEMBLY RULE 32 (3) (a)** Special orders have precedence over the regular
14 orders of business and shall be considered in ~~chronological~~ any order, as determined
15 by the presiding officer.

16 **SECTION 8.** Assembly rule 42 (1) (d) is created to read:

17 **ASSEMBLY RULE 42 (1) (d)** The presiding officer or speaker may refer any bill
18 simultaneously to the joint committee on finance and to the committee appropriate
19 to the major substance of the bill.

20 **SECTION 9.** Assembly rule 42 (3) (c) is amended to read:

21 **ASSEMBLY RULE 42 (3) (c)** After initial referral by the speaker or presiding officer
22 under sub. (1) (a) or (b) to an assembly committee but before a vote by the committee
23 is commenced on a proposal, the speaker, with the consent of the chairperson and
24 notwithstanding rule 15, may withdraw the proposal from the standing committee
25 to which it was ~~initially~~ referred and rerefer it to another standing committee or to

- 1 a special committee or refer it to the calendar for the 2nd legislative day thereafter.
- 2 The speaker may rerefer a proposal any number of times. Rereferral under this rule
- 3 may not be used to satisfy section 13.093 (1) of the statutes.

4

(END)

Insert

4-4 ✓

INSERT ANALYSIS

Motions for reconsideration

Currently, the rules provide that a motion for reconsideration of the vote by which a proposal is passed, adopted, concurred in, indefinitely postponed, rejected, or nonconcurred in may be entered as late as the 7th order of business on the 2nd legislative day thereafter. This resolution provides that such a motion may be entered as late as the 7th order of business on the next legislative day thereafter, as opposed to the 2nd legislative day thereafter.

SECTION 1. Assembly rule 73 (3) (a) is amended to read:

ASSEMBLY RULE 73 (3) (a) A motion for reconsideration of the vote by which a proposal is passed, adopted, concurred in, indefinitely postponed, rejected, or nonconcurred in may be entered: 1) before the relating clause of the next proposal is read by the clerk, the next order of business is announced by the presiding officer, or other business is begun; or 2) on the 7th order of business on the 2nd next legislative day thereafter. Any motion to reconsider such final action shall be taken up immediately if the roll call day on which it is entered is already the 2nd or a later next actual day following the vote constituting final action on the proposal, but consideration of any other motion for reconsideration of such final action, entered on the roll call day following the day on which the final action was taken, shall be laid over and placed on the calendar for the first legislative day that occurs at least 2 calendar days after the decision was made.

MS
4-4
second

seventh

second

Champagne, Rick

From: Nowak, Ellen
Sent: Wednesday, February 02, 2005 4:47 PM
To: Champagne, Rick
Subject: RE:

Rick:
I'll send the jacket back to you tomorrow.
Ellen

-----Original Message-----

From: Champagne, Rick
Sent: Tuesday, February 01, 2005 9:28 AM
To: Nowak, Ellen
Subject: RE:

I just checked with our PAs and they sent the jacket back to you already; if you want me to redraft can you send the jacket back. Thanks.

-----Original Message-----

From: Nowak, Ellen
Sent: Tuesday, February 01, 2005 8:13 AM
To: Champagne, Rick
Subject: RE:

If you still have the jacket, why not re-do it?

-----Original Message-----

From: Champagne, Rick
Sent: Tuesday, February 01, 2005 7:35 AM
To: Nowak, Ellen
Cc: Dykman, Peter
Subject:

Ellen:

I just received a copy of the "/5" version of the draft the rules draft this morning and see that a title is missing from the Analysis which should be there. It makes no difference legally or procedurally, but it is nevertheless aesthetically displeasing. Let me know if you want to redraft and have our typists put in the title.

Rick



State of Wisconsin
2005 - 2006 LEGISLATURE

LRB-1424/5 6
PJD&RAC&JK;jld:jf

Thurs AM

RMR

2005 ASSEMBLY RESOLUTION

Regen

- 1 **To repeal** assembly rule 17d (1) and assembly rule 17d (2); **to renumber and**
2 **amend** assembly rule 17d (intro.); **to amend** assembly rule 5 (1) (p), assembly
3 rule 11 (4), assembly rule 32 (3), assembly rule 32 (3) (a), assembly rule 42 (3)
4 (c) and assembly rule 73 (3) (a); and **to create** assembly rule 42 (1) (d); **relating**
5 **to:** the assembly rules.

Analysis by the Legislative Reference Bureau

Votes in committee

Currently, the rules require all committee votes to be taken in the presence of the committee and prohibit a member from being recorded as voting unless the member is present at the committee session when the vote is taken. This resolution provides that the rule does not apply to the committee on rules or the committee on assembly organization.

Deposit of proposals and other documents

Currently, the chief clerk must deposit with the secretary of state's office, at the close of each biennial session and at the close of each special session, the full record of assembly action on all proposals together with other important documents in the possession of the assembly. The resolution requires the chief clerk to deposit these items with the Legislative Reference Bureau.

Layover of proposals before committee action

Currently, a committee may not vote on a proposal unless the proposal has been introduced, or offered, and made available to the public for at least 24 hours with certain exceptions. The resolution eliminates the exceptions.

Simultaneous referral of bills to Joint Committee of Finance and assembly committees

Currently, the rules do not permit simultaneous referrals of bills to the Joint Committee on Finance and to the assembly committee appropriate to the major substance of the bill. The resolution authorizes such referrals.

Rereferral of proposals

Currently, the rules provide that the speaker, with the consent of the chairperson, may withdraw a proposal from the standing committee to which it was initially referred and rerefer it to another standing committee or to a special committee or refer it to the calendar for the second legislative day thereafter. The resolution permits the speaker to rerefer a proposal any number of times, not just once.

Special order proposals

Currently, the rules provide that whenever any proposal has been made a special order of business, the assembly must proceed to the special order at the designated time. Also, the rules provide that special orders have precedence over the regular orders of business and must be considered in chronological order. The resolution provides that the assembly must proceed to the special order at the designated time or at a later time, as determined by the presiding officer, and that special orders must be considered in any order, as determined by the presiding officer.

Currently, the rules provide that a motion for reconsideration of the vote by which a proposal is passed, adopted, concurred in, indefinitely postponed, rejected, or nonconcurrent in may be entered as late as the seventh order of business on the second legislative day thereafter. This resolution provides that such a motion may be entered as late as the seventh order of business on the *next* legislative day thereafter, as opposed to the *second* legislative day thereafter.

Motions for Reconsideration
Subsub
A B C D

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Resolved by the assembly, That:

SECTION 1. Assembly rule 5 (1) (p) is amended to read:

ASSEMBLY RULE 5 (1) (p) Deposit with the ~~secretary of state's office~~ legislative reference bureau, at the close of each biennial session and at the close of each special session, the full record of assembly action on all proposals together with other important documents in the possession of the assembly.

SECTION 2. Assembly rule 11 (4) is amended to read:

ASSEMBLY RULE 11 (4) All committee votes shall be taken in the presence of the committee. A member may not be recorded as voting unless the member is present

1 at the committee session when the vote is taken. This subsection does not apply to
2 the committee on rules or the committee on assembly organization.

3 **SECTION 3.** Assembly rule 17d (intro.) is renumbered assembly rule 17d and
4 amended to read:

5 ASSEMBLY RULE 17d. **Executive action.** A committee may not vote on a
6 proposal unless the proposal has been introduced, or offered, and made available to
7 the public for at least 24 hours ~~excluding~~.

8 **SECTION 4.** Assembly rule 17d (1) is repealed.

9 **SECTION 5.** Assembly rule 17d (2) is repealed.

10 **SECTION 6.** Assembly rule 32 (3) is amended to read:

11 ASSEMBLY RULE 32 (3) Whenever any proposal has been made a special order
12 of business, the assembly shall proceed to the special order at the designated time
13 or at a later time, as determined by the presiding officer.

14 **SECTION 7.** Assembly rule 32 (3) (a) is amended to read:

15 ASSEMBLY RULE 32 (3) (a) Special orders have precedence over the regular
16 orders of business and shall be considered in ~~chronological~~ any order, as determined
17 by the presiding officer.

18 **SECTION 8.** Assembly rule 42 (1) (d) is created to read:

19 ASSEMBLY RULE 42 (1) (d) The presiding officer or speaker may refer any bill
20 simultaneously to the joint committee on finance and to the committee appropriate
21 to the major substance of the bill.

22 **SECTION 9.** Assembly rule 42 (3) (c) is amended to read:

23 ASSEMBLY RULE 42 (3) (c) After initial referral by the speaker or presiding officer
24 under sub. (1) (a) or (b) to an assembly committee but before a vote by the committee
25 is commenced on a proposal, the speaker, with the consent of the chairperson and

1 notwithstanding rule 15, may withdraw the proposal from the standing committee
2 to which it was initially referred and rerefer it to another standing committee or to
3 a special committee or refer it to the calendar for the 2nd legislative day thereafter.
4 The speaker may rerefer a proposal any number of times. Rereferral under this rule
5 may not be used to satisfy section 13.093 (1) of the statutes.

6 SECTION 10. Assembly rule 73 (3) (a) is amended to read:

7 ASSEMBLY RULE 73 (3) (a) A motion for reconsideration of the vote by which a
8 proposal is passed, adopted, concurred in, indefinitely postponed, rejected, or
9 nonconcurred in may be entered: 1) before the relating clause of the next proposal
10 is read by the clerk, the next order of business is announced by the presiding officer,
11 or other business is begun; or 2) on the 7th order of business on the 2nd next
12 legislative day thereafter. Any motion to reconsider such final action shall be taken
13 up immediately if the roll call day on which it is entered is already the 2nd or a later
14 next actual day following the vote constituting final action on the proposal, ~~but~~
15 ~~consideration of any other motion for reconsideration of such final action, entered on~~
16 ~~the roll call day following the day on which the final action was taken, shall be laid~~
17 ~~over and placed on the calendar for the first legislative day that occurs at least 2~~
18 ~~calendar days after the decision was made.~~

19 (END)