

## 2007 DRAFTING REQUEST

### Assembly Joint Resolution

Received: 12/15/2006

Received By: **smiller**

Wanted: **Soon**

Identical to LRB:

For: **Jeff Stone (608) 266-8590**

By/Representing: **Michael Pyritz**

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

Drafter: **smiller**

May Contact:

Addl. Drafters:

Subject: **Constitutional Amendments**

Extra Copies:

Submit via email: **YES**

Requester's email: **Rep.Stone@legis.wisconsin.gov**

Carbon copy (CC:) to:

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#### Pre Topic:

No specific pre topic given

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#### Topic:

Second consideration: require photo ID for voting

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#### Instructions:

See Attached

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#### 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>
/?	smiller 12/18/2006	kfollett 01/03/2007		_____			
/1			nmatzke 01/03/2007	_____	sbasford 01/03/2007	cduerst 02/14/2007	

FE Sent For:

<END>

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JLD  
KJF  
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/?	smiller	1/1 kjf 1/3	nwn 1/3	nwn/sb 1/3			

FE Sent For:

<END>

## 2005 ASSEMBLY JOINT RESOLUTION 36

May 3, 2005 – Introduced by Representatives STONE and VUKMIR, cosponsored by Senator LEIBHAM. Referred to Committee on Campaigns and Elections.

1     **To create** section 1m of article III of the constitution; **relating to:** requiring a  
2             photographic identification to vote, or register to vote, at the polls on election  
3             day (first consideration).

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### *Analysis by the Legislative Reference Bureau*

This proposed constitutional amendment, proposed to the 2005 legislature on first consideration, provides that a qualified elector may not vote, or register to vote, at the polls on election day unless the elector presents a photographic identification issued by this state or by the federal government. After the date of ratification, the legislature, by law, with the concurrence of two-thirds of all the members present, may exempt any class of electors from these requirements.

A proposed constitutional amendment requires adoption by 2 successive legislatures, and ratification by the people, before it can become effective.

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4             **Resolved by the assembly, the senate concurring, That:**

5             **SECTION 1.** Section 1m of article III of the constitution is created to read:

6             [Article III] Section 1m (1) A qualified elector may not vote, or register to vote,  
7             at the polls on election day unless the elector presents a photographic identification  
8             issued by this state or by the federal government.



# 2005 SENATE JOINT RESOLUTION 53

November 22, 2005 - Introduced by Senators S. FITZGERALD, STEPP, ROESSLER, LAZICH, LEIBHAM, KANAVAS, SCHULTZ, A. LASEE, REYNOLDS, GROTHMAN and ZIEN, cosponsored by Representatives GUNDRUM, NISCHKE, KRAWCZYK, SUDER, J. FITZGERALD, TOWNS, OWENS, GARD, HUEBSCH, MCCORMICK, HUNDERTMARK, M. WILLIAMS, VAN ROY, BIES, LEMAHIEU, HONADEL, PETTIS, NASS, OTT, F. LASEE, HAHN, KESTELL, LOTHIAN, HINES, GOTTLIEB, TOWNSEND, GUNDERSON, KREIBICH, PETROWSKI, MEYER, JESKEWITZ, FREESE, VOS, KLEEFISCH, NERISON, BALLWEG, MOULTON, KERKMAN, LOEFFELHOLZ, ALBERS, MURSAU, PRIDEMORE and MONTGOMERY. Referred to Committee on Judiciary, Corrections and Privacy.

1 <sup>Im</sup> ~~To create~~ section <sup>II</sup> ~~18~~ of article ~~III~~ of the constitution; **relating to:** ~~providing that~~  
2 ~~only a marriage between one man and one woman shall be valid or recognized~~  
3 ~~as a marriage in this state~~ (2nd consideration).

### *Analysis by the Legislative Reference Bureau*

#### **EXPLANATION OF PROPOSAL**

This proposed constitutional amendment, to be given 2nd consideration by the 2005 legislature for submittal to the voters in November 2006, was first considered by the 2003 legislature in 2003 Assembly Joint Resolution 66, which became 2003 Enrolled Joint Resolution 29.

It provides that only a marriage between one man and one woman shall be valid or recognized as a marriage in this state and that a legal status identical or substantially similar to that of marriage for unmarried individuals shall not be valid or recognized in this state.

#### **PROCEDURE FOR 2ND CONSIDERATION**

When a proposed constitutional amendment is before the legislature on 2nd consideration, any change in the text approved by the preceding legislature causes the proposed constitutional amendment to revert to first consideration status so that 2nd consideration approval would have to be given by the next legislature before the proposal may be submitted to the people for ratification [see joint rule 57 (2)].

If the legislature approves a proposed constitutional amendment on 2nd consideration, it must also set the date for submitting the proposed constitutional

amendment to the people for ratification and must determine the question or questions to appear on the ballot.

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1           Whereas, the 2003 legislature in regular session considered a proposed  
2 amendment to the constitution in 2003 Assembly Joint Resolution 66, which became  
3 2003 Enrolled Joint Resolution 29, and agreed to it by a majority of the members  
4 elected to each of the 2 houses, which proposed amendment reads as follows:

**SECTION 1.** Section <sup>m</sup>13 of article XIII of the constitution is created to read:

[Article XIII] Section 13. Only a marriage between one man and one woman shall be valid or recognized as a marriage in this state. A legal status identical or substantially similar to that of marriage for unmarried individuals shall not be valid or recognized in this state.

**SECTION 2. Numbering of new provision.** The new section 13 of article XIII of the constitution created in this joint resolution shall be designated by the next higher open whole section number in that article if, before the ratification by the people of the amendment proposed in this joint resolution, any other ratified amendment has created a section 13 of article XIII of the constitution of this state. If one or more joint resolutions create a section 13 of article XIII simultaneously with the ratification by the people of the amendment proposed in this joint resolution, the sections created shall be numbered and placed in a sequence so that the sections created by the joint resolution having the lowest enrolled joint resolution number have the numbers designated in that joint resolution and the sections created by the other joint resolutions have numbers that are in the same ascending order as are the numbers of the enrolled joint resolutions creating the sections.

5           *Now, therefore, be it resolved by the senate, the assembly concurring,*  
6 *That* the foregoing proposed amendment to the constitution is agreed to by the 2005  
7 legislature; and, be it further

8           *Resolved, That* the foregoing proposed amendment to the constitution be  
9 submitted to a vote of the people at the election to be held on the Tuesday after the  
10 first Monday in November 2006; and, be it further

11           *Resolved, That* the question concerning ratification of the foregoing proposed  
12 amendment to the constitution be stated on the ballot as follows:





soon

ok-JTh

LRB-1156/1

SKM:lgf

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~  
**2007 ASSEMBLY JOINT RESOLUTION**

Reyen

1 **To create** section 1m of article III of the constitution; **relating to:** requiring a  
2 photographic identification to vote, or register to vote, at the polls on election  
3 day (2<sup>nd</sup> <sup>second</sup> consideration).

5 *Analysis by the Legislative Reference Bureau*

**EXPLANATION OF PROPOSAL**

X This proposed constitutional amendment, to be given 2<sup>nd</sup> <sup>second</sup> consideration by the  
X 2007 legislature for submittal to the voters in November 2008, was first considered  
by the 2005 legislature in 2003 Assembly Joint Resolution 36, which became 2005  
Enrolled Joint Resolution 39.

X It provides a qualified elector may not vote, or register to vote, at the polls on  
election day unless the elector presents a photographic identification issued by this  
state or by the federal government. After the date of ratification, the legislature may  
by law, with the concurrence of two-thirds of all the members present, may exempt  
any class of electors from these requirements. **SECOND**

**PROCEDURE FOR 2<sup>ND</sup> CONSIDERATION**

X When a proposed constitutional amendment is before the legislature on 2<sup>nd</sup> <sup>second</sup>  
X consideration, any change in the text approved by the preceding legislature causes  
the proposed constitutional amendment to revert to first consideration status so that  
second 2<sup>nd</sup> consideration approval would have to be given by the next legislature before the  
proposal may be submitted to the people for ratification [see joint rule 57 (2)].

If the legislature approves a proposed constitutional amendment on <sup>second</sup> 2nd consideration, it must also set the date for submitting the proposed constitutional amendment to the people for ratification and must determine the question or questions to appear on the ballot.

Whereas, the 2005 legislature in regular session considered a proposed amendment to the constitution in 2005 Assembly Joint Resolution 36, which became 2005 Enrolled Joint Resolution 39, and agreed to it by a majority of the members elected to each of the 2 houses, which proposed amendment reads as follows:

**SECTION 1.** Section 1m of article III of the constitution is created to read:

[Article III] Section 1m (1) A qualified elector may not vote, or register to vote, at the polls on election day unless the elector presents a photographic identification issued by this state or by the federal government.

(2) After the date of ratification of this section, the legislature, by law, with the concurrence of two-thirds of all the members present, may exempt any class of electors from the requirements of subsection (1).

~~**SECTION 2. Numbering of new provision.** The new section 1m of article III of the constitution created in this joint resolution shall be designated by the next higher open whole section number in that article if, before the ratification by the people of the amendment proposed in this joint resolution, any other ratified amendment has created a section 1m of article III of the constitution of this state. If one or more joint resolutions create a section 1m of article III simultaneously with the ratification by the people of the amendment proposed in this joint resolution, the sections created shall be numbered and placed in a sequence so that the sections created by the joint resolution having the lowest enrolled joint resolution number have the numbers designated in that joint resolution and the sections created by the other joint resolutions have numbers that are in the same ascending order as are the numbers of the enrolled joint resolutions creating the sections.~~

*assembly senate*  
**Now, therefore, be it resolved by the senate, the assembly concurring,**

**That** the foregoing proposed amendment to the constitution is agreed to by the 2005 legislature; and, be it further

PLEASE  
FORMAT  
like  
SECTION 2 look's  
like below

single op, included

LPS:

second

format

12  
13

14



**Duerst, Christina**

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**From:** Pyritz, Michael  
**Sent:** Wednesday, February 14, 2007 3:10 PM  
**To:** LRB.Legal  
**Subject:** Draft Review: LRB 07-1156/1 Topic: Second consideration: require photo ID for voting

At the request of Kevin Moore in the Speakers office please make this a very high priority.

Michael Pyritz

Please Jacket LRB 07-1156/1 for the ASSEMBLY.