



State of Wisconsin
2013 - 2014 LEGISLATURE



LRBs0137/1
SRM:kjf:jf

**ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO ASSEMBLY JOINT RESOLUTION 48**

January 15, 2014 - Offered by Representative SCHRAA.

- 1 **To amend** section 1 of article VI, section 3 of article VI and sections 7 and 8 of article
2 X; and **to create** section 17 of article XIV of the constitution; **relating to:**
3 deleting from the constitution the office of state treasurer (first consideration).

Analysis by the Legislative Reference Bureau

This proposed constitutional amendment, proposed to the 2013 legislature on first consideration, deletes from the constitution the office of state treasurer.

Term of incumbent

Under the proposal, the final election for state treasurer required by the constitution is the one that will be held in November 2014. The incumbent will continue to serve until the first Monday in January 2019.

State treasurer's duties

Currently, the only duty assigned to the state treasurer by the constitution is to serve as a member of the Board of Commissioners of Public Lands; all other duties are prescribed by law. The proposal removes the state treasurer as a member of the Board of Commissioners of Public Lands.

The three-member Board of Commissioners of Public Lands presently consists of the secretary of state, the state treasurer, and the attorney general. Under this proposal, the lieutenant governor becomes a member in place of the state treasurer.

Second consideration and ratification

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

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

2 **SECTION 1.** Section 1 of article VI of the constitution is amended to read:

3 [Article VI] Section 1. ~~The~~ At the 2018 general election and every 4 years
4 thereafter, the qualified electors of this state, ~~at the times and places of choosing the~~
5 ~~members of the legislature, shall in 1970 and every 4 years thereafter elect a~~
6 ~~secretary of state, treasurer and an~~ attorney general ~~who shall hold their offices for~~
7 ~~4 years~~ 4-year terms.

8 **SECTION 2.** Section 3 of article VI of the constitution is amended to read:

9 [Article VI] Section 3. The powers, duties, and compensation of the ~~treasurer~~
10 ~~and attorney general shall be prescribed by law.~~

11 **SECTION 3.** Sections 7 and 8 of article X of the constitution are amended to read:

12 [Article X] Section 7. ~~The secretary of state, treasurer~~ There is created a board
13 of commissioners of public lands to consist of the lieutenant governor, the secretary
14 of state, and the attorney general, ~~shall constitute a board of commissioners for.~~ The
15 board shall administer the sale of the school and university lands and ~~for the~~
16 investment of the funds arising therefrom. ~~Any two of said commissioners~~ 2
17 members shall be a quorum for the transaction of all business pertaining to the
18 duties of ~~their office~~ the board.

19 Section 8. ~~Provision shall be made by law for the~~ The sale of all school and
20 university lands, ~~after they shall have been appraised; and when, shall be regulated~~
21 by law. Whenever any portion of such lands shall be is sold and the purchase money
22 ~~shall is~~ not be paid at the time of the sale, the board of commissioners of public lands

1 shall take security by mortgage upon the lands sold for the sum remaining unpaid,
2 with ~~seven per cent~~ 7 percent interest thereon, payable annually ~~at the office of the~~
3 ~~treasurer as provided by law.~~ ~~The commissioners shall be authorized to~~ board may
4 execute a good and sufficient conveyance to all purchasers of such lands, ~~and to.~~ The
5 board may discharge any mortgages taken as security, when the sum due thereon
6 ~~shall have~~ has been paid. ~~The commissioners shall have power to~~ board may
7 withhold from sale any portion of such lands when ~~they shall deem~~ the board
8 considers it expedient, ~~and.~~ The board shall invest all moneys arising from the sale
9 of such lands, as well as all other university and school funds, in ~~such~~ the manner
10 as ~~the legislature shall provide, and shall~~ provided by law. The members of the board
11 shall give such security for the faithful performance of their duties as ~~may be~~
12 required by law.

13 **SECTION 4.** Section 17 of article XIV of the constitution is created to read:

14 [Article XIV] Section 17. The state treasurer holding office on the date of
15 ratification of the 2013-15 amendment providing for the deletion of that office from
16 the constitution shall continue to hold that office until the first Monday of January
17 in 2019. Any vacancy in the office occurring before that date shall be filled in the
18 manner provided by law.

19 **SECTION 5. Numbering of new provisions.** If another constitutional
20 amendment ratified by the people creates the number of any provision created in this
21 joint resolution, the chief of the legislative reference bureau shall determine the
22 sequencing and the numbering of the provisions whose numbers conflict and adjust
23 any cross-references thereto.

