



gf

Tuesday (if possible)

**PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION**  
**2013 SENATE RESOLUTION**

Gen

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

***Analysis by the Legislative Reference Bureau***

This resolution makes the following substantive changes to the senate rules:

***Order and decorum***

The resolution clarifies that the president and presiding officer must enforce on all occasions the observance of order and decorum in the senate chamber, not just among the senators.

***Definition of senate chamber*** ✓

The resolution provides that the parlor is included within the definition of "senate chamber" for all purposes of the senate rules.

***Display of signs and other objects***

The resolution provides that individuals in the gallery may not display signs or other objects. Currently, the prohibition only applies to signs. ✓

***Points of order*** ✓

The resolution clarifies that when a point of order is raised, and the point of order concerns a proposal or a question currently pending on such proposal, taking the point of order under advisement removes the proposal from further consideration until the presiding officer announces the ruling on the point of order. ✓

***Messages from the assembly*** ✓

The resolution provides that messages from the assembly or from the governor may be received and read, and any proposal referenced in the messages that is an

assembly proposal initially received for consideration of the senate shall be referred and any other proposals referenced in the messages shall be taken up immediately unless referred by the presiding officer to a standing committee or to the calendar. Under current rules, no proposals referenced in the message may be immediately taken up by the senate.

**Committee on Senate Organization chairperson**

X The resolution provides that when the (2) major political parties are represented in the senate by equal representation, the former majority leader shall serve as chairperson of the Committee on Senate Organization. (SP)

**Conduct of individuals in senate meeting rooms**

X The resolution provides that, unless otherwise order<sup>ed</sup> by a committee chairperson, an individual in any room in which a senate meeting is being conducted must be quiet at all times; must be seated at all times; may not display signs or other objects; and must turn off all cellular telephones and pagers.

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The resolution provides that, insofar as applicable, the rules of the senate apply to the procedures of standing committees and special committees.

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X The resolution provides that if a chairperson of a committee elects to vote by ballot, public notice must be posted on the bulletin board of each house at least 24 hours prior to the circulation of the ballot, unless the Committee on Senate Organization determines that for good cause such notice is impossible or impractical. In no case, however, may notice be provided less than (2) hours prior to circulation of the ballot. Current senate rules do not specify a minimum number of hours that are required for public notice. (SP)

**Voting intention of absent senator**

The resolution permits a senator who is absent from all or part of a day's session by leave of the senate to instruct the chief clerk in writing to have the senate journal show that had the member been present when a certain vote was taken the member would on that issue have voted aye or have voted no. The senator may do this at any time. Current rules require that the senator make such an instruction within one week of returning.

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

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21           **SECTION 11.** Senate rule 25 (5) is created to read:

22           SENATE RULE 25 (5) Unless otherwise order by the chairperson, an individual  
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24           (a) Shall be quiet at all times.

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1 (c) May not display signs or other objects.

2 (d) Shall turn off all cellular telephones and pagers.

3 **SECTION 12.** Senate rule 25 (6) is created to read:

4 SENATE RULE 25 (6) Insofar as applicable, the rules of the senate apply to the  
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7 SENATE RULE 56m (title) **Points of order.**

8 **SECTION 14.** Senate rule 56m (1) is created to read:

9 SENATE RULE 56 (1) The presiding officer may speak to points of order in  
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18 **SECTION 16.** Senate rule 75 is amended to read:

19 **SENATE RULE 75. RECORDING POSITION OF ABSENT MEMBER.** Any member absent  
20 from all or part of a day's session by leave of the senate under rule 16 or 23 or  
21 pursuant to rule 13 may, ~~within one week after returning,~~ instruct the chief clerk in  
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Handwritten note: "Page 2" with an arrow pointing to line 22.

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5 **SECTION 17.** Senate rule 99 (77) is amended to read:

6 SENATE RULE 99 (77) SENATE CHAMBER: The entire area south of the  
7 northern-most doors of the senate, including the floor, staff lobby, parlor, press lobby,  
8 visitor's galleries, and hallways, but excluding the offices of the senate officers.

9 (END)

1

***Resolutions to change senate rules***

The resolution clarifies that after the senate rules have been established at the commencement of the biennial session, any resolution to change the senate rules must lay over one week, regardless of whether the resolution is privileged.

**SECTION 1.** Senate rule 69 is amended to read:

X  
X  
SENATE RULE 69 <sup>o</sup> **Privileged motion or resolution.** A <sup>↓</sup> Except as provided in rule 90, a motion or resolution relating to the organization or proceedings of the senate, or to any of its officers, members, or committees, is privileged in that it need not lie over for consideration, but may be taken up immediately unless referred to the calendar or committee. Any such resolution shall be read at length unless copies of the full text of the resolution have been distributed to the members.

2

**Champagne, Rick**

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**From:** Renk, Jeff  
**Sent:** Wednesday, December 05, 2012 12:14 PM  
**To:** Champagne, Rick  
**Subject:** another rule change for next draft of Senate Rules.

Hi Rick,

Please include this rule in the next draft of Senate Rule changes....

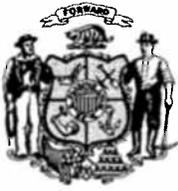
Basically, they want only the President and Majority Leader to approve withdrawing and rereferring a proposal from committee, taking out the chair of the committee.

*Senate Rule 46 (2)(c) After the time of initial referral by the president under rule 36 (2), the president may, with the consent of the ~~chairperson of the standing committee and the chairperson of the committee on senate organization,~~ withdraw a proposal or appointment from the standing committee to which it is referred and rerefer it to another standing committee, except that such a withdrawal may not take effect during the 7 days preceding any scheduled committee hearing or the 7 days following the date on which a committee hearing is held. Rereferral under this rule may be made at any time, but may not be used to satisfy section 13.093 (1) of the statutes.*

Thanks.

*Jeff*

*- Also, expand 25(5)(d) & 13M(c)  
& electronic devices.*



*P3*

*FRI AM*

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Insert Indefinite 2

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Amended 3-17

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**Insert Analysis 1:**

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**Insert Analysis 2:**

***Rereferral of proposals and appointments***

X The resolution permits the president, with the consent of the chairperson of the committee on senate organization, to withdraw a proposal or appointment from the standing committee to which it is referred and rerefer it to another standing committee. Currently, the president also needs the consent of the chairperson of the standing committee.

**Insert 3-17:**

**SECTION 1.** Senate rule 13m (8) is amended to read:

SENATE RULE 13m (8) Shall turn off all cellular telephones and pagers electronic devices.

**Insert 5-13:**

**SECTION 2.** Senate rule 46 (2) (c) is amended to read:

SENATE RULE 46 (2) (c) After the time of initial referral by the president under rule 36 (2), the president may, with the consent of the chairperson of the standing committee and the chairperson of the committee on senate organization, withdraw a proposal or appointment from the standing committee to which it is referred and rerefer it to another standing committee, except that such a withdrawal may not take effect during the 7 days preceding any scheduled committee hearing or the 7 days following the date on which a committee hearing is held. Rereferral under this rule may be made at any time, but may not be used to satisfy section 13.093 (1) of the statutes.

**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-0128/P3dn

RAC:kjf:ph

*Date*

Jeff Renk:

X The only changes to this version are to amend Senate Rule 13m (8) to apply to all electronic devices, as well as to have this same prohibition apply to individuals in committee rooms under proposed Senate Rule 25 (5) (d). <sup>✓</sup> in addition, this version of the draft amends Senate Rule 46 (2) (c) in the manner requested.

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**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-0128/P3dn  
RAC:kjfjm

December 6, 2012

Jeff Renk:

The only changes to this version are to amend Senate Rule 13m (8) to apply to all electronic devices, as well as to have this same prohibition apply to individuals in committee rooms under proposed Senate Rule 25 (5) (d). In addition, this version of the draft amends Senate Rule 46 (2) (c) in the manner requested.

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FRI

(FWLJ) RMR

**PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION**  
**2013 SENATE RESOLUTION**

Re  
- gen cet

1 **To renumber** senate rule 7 (2) to (5); **to renumber and amend** senate rule 7 (1);  
2 **to amend** senate rule 4 (6), senate rule 7 (title), senate rule 13m (4), senate rule  
3 17 (6), senate rule 20 (1) (b) 2., senate rule 25 (1) (a), senate rule 25 (4) (b), senate  
4 rule 75 and senate rule 99 (77); and **to create** senate rule 18 (1b), senate rule  
5 25 (5), senate rule 25 (6), senate rule 56m (title), senate rule 56m (1) and senate  
6 rule 56m (2m); **relating to:** the senate rules.

***Analysis by the Legislative Reference Bureau***

This resolution makes the following substantive changes to the senate rules:

***Order and decorum***

The resolution clarifies that the president and presiding officer must enforce on all occasions the observance of order and decorum in the senate chamber, not just among the senators.

***Definition of senate chamber***

The resolution provides that the parlor is included within the definition of "senate chamber" for all purposes of the senate rules.

***Display of signs and other objects***

The resolution provides that individuals in the gallery may not display signs or other objects. Currently, the prohibition only applies to signs.

\*

***Use of electronic devices***

The resolution provides that individuals in the gallery must turn off all electronic devices. Currently, the requirement only applies to cellular telephones and pagers. \*

***Points of order***

The resolution clarifies that when a point of order is raised, and the point of order concerns a proposal or a question currently pending on such proposal, taking the point of order under advisement removes the proposal from further consideration until the presiding officer announces the ruling on the point of order.

***Messages from the assembly***

The resolution provides that messages from the assembly or from the governor may be received and read, and any proposal referenced in the messages that is an assembly proposal initially received for consideration of the senate shall be referred and any other proposals referenced in the messages shall be taken up immediately unless referred by the presiding officer to a standing committee or to the calendar. Under current rules, no proposals referenced in the message may be immediately taken up by the senate.

***Committee on Senate Organization chairperson***

The resolution provides that when the two major political parties are represented in the senate by equal representation, the former majority leader shall serve as chairperson of the Committee on Senate Organization.

***Conduct of individuals in senate meeting rooms***

→ \* The resolution provides that, unless otherwise ordered by a committee chairperson, an individual in any room in which a senate meeting is being conducted must be quiet at all times; must be seated at all times; ~~and must turn off all electronic devices~~ and may not display signs or other objects.

***Rereferral of proposals and appointments***

The resolution permits the president, with the consent of the chairperson of the Committee on Senate Organization, to withdraw a proposal or appointment from the standing committee to which it is referred and rerefer it to another standing committee. Currently, the president also needs the consent of the chairperson of the standing committee.

***Senate rules and committee proceedings***

The resolution provides that, insofar as applicable, the rules of the senate apply to the procedures of standing committees and special committees.

***Public notice for certain committee votes***

\* The resolution provides that if a chairperson of a committee elects to vote by ballot, public notice must be posted on the bulletin board of each house at least 24 hours prior to the circulation of the ballot, unless the Committee on Senate Organization determines that for good cause such notice is impossible or impractical. In no case, however, may notice be provided less than two hours prior to circulation of the ballot. Current senate rules do not specify a minimum number of hours that are required for public notice.

***Voting intention of absent senator***

The resolution permits a senator who is absent from all or part of a day's session by leave of the senate to instruct the chief clerk in writing to have the senate journal show that had the member been present when a certain vote was taken the member would on that issue have voted aye or have voted no. The senator may do this at any time. Current rules require that the senator make such an instruction within one week of returning.

***Resolutions to change senate rules***

The resolution clarifies that after the senate rules have been established at the commencement of the biennial session, any resolution to change the senate rules must lay over one week, regardless of whether the resolution is privileged.

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

2           **SECTION 1.** Senate rule 4 (6) is amended to read:

3           SENATE RULE 4 (6) Enforce on all occasions the observance of order and decorum  
4           among the members in the senate chamber.

5           **SECTION 2.** Senate rule 7 (title) is amended to read:

6           SENATE RULE 7 (title) **Presiding officer to preserve order; appeal.**

7           **SECTION 3.** Senate rule 7 (1) is renumbered senate rule 7 and is amended to  
8           read:

9           SENATE RULE 7. The presiding officer shall preserve order and decorum; ~~may~~  
10           ~~speak to points of order in preference to others, rising for that purpose; and shall~~  
11           ~~decide questions of order, subject to an appeal by a member, on which appeal each~~  
12           ~~member may speak once not to exceed 5 minutes.~~

13          **SECTION 4.** Senate rule 7 (2) to (5) are renumbered senate rule 56m (2) to (5).

14          **SECTION 5.** Senate rule 13m (4) is amended to read:

15          SENATE RULE 13m (4) May not display signs or other objects. If an individual  
16          brings a sign to the chamber, the sign shall be left in the gallery vestibule.

17          **SECTION 6.** Senate rule 13m (8) is amended to read:

1 SENATE RULE 13m (8) Shall turn off all ~~cellular telephones and pagers~~ electronic  
2 devices.

3 SECTION 7. Senate rule 17 (6) is amended to read:

4 SENATE RULE 17 (6) Any action that would occur on the 2nd, 3rd, 4th, 5th, 6th,  
5 7th, or 8th order of business during a daily session, but that actually occurs after the  
6 completion of the applicable order of business on that day, is considered to have  
7 occurred on the applicable order of business for the purpose of producing the journal.

8 SECTION 8. Senate rule 18 (1b) is created to read:

9 SENATE RULE 18 (1b) Messages from the assembly or from the governor may be  
10 received and read, and any proposal referenced in the messages that is an assembly  
11 proposal initially received for consideration of the senate shall be referred and any  
12 other proposals referenced in the messages shall be taken up immediately unless  
13 referred by the presiding officer to a standing committee or to the calendar.

14 SECTION 9. Senate rule 20 (1) (b) 2. is amended to read:

15 SENATE RULE 20 (1) (b) 2. The former majority and minority leaders and former  
16 majority and minority assistant leaders. The former majority leader shall be the  
17 chairperson.

18 SECTION 10. Senate rule 25 (1) (a) is amended to read:

19 SENATE RULE 25 (1) (a) A chairperson who determines to hold a hearing shall  
20 schedule the hearing as early ~~in the session~~ as practicable.

21 SECTION 11. Senate rule 25 (4) (b) is amended to read:

22 SENATE RULE 25 (4) (b) If a chairperson of a committee elects to vote by ballot  
23 under par. (am), public notice shall be posted on the bulletin board of each house at  
24 least 24 hours prior to the circulation of the ballot, unless the committee on senate  
25 organization determines that for good cause such notice is impossible or impractical.

1 In no case may notice be provided less than 2 hours prior to circulation of the ballot.

2 ~~The notice shall indicate the day and hour when the ballot will be circulated and the~~  
3 ~~number, author, and relating clause of each proposal to be considered. If~~  
4 ~~unintroduced legislation will be considered, the notice shall indicate the draft~~  
5 ~~number assigned to the legislation by the legislative reference bureau and the~~  
6 ~~relating clause of the legislation, and shall indicate that copies of the draft legislation~~  
7 ~~are available at the chief clerk's office. The chairperson shall provide a copy of the~~  
8 ~~draft legislation to the chief clerk before posting the notice. The chief clerk shall~~  
9 ~~distribute copies of the draft legislation to any person who requests such copies.~~

10 **SECTION 12.** Senate rule 25 (5) is created to read:

11 SENATE RULE 25 (5) Unless otherwise order by the chairperson, an individual  
12 in any room in which a senate meeting is being conducted:

- 13 (a) Shall be quiet at all times.
- 14 (b) Shall be seated at all times.
- 15 (c) May not display signs or other objects.

16 ~~(d) Shall turn off all electronic devices.~~

17 **SECTION 13.** Senate rule 25 (6) is created to read:

18 SENATE RULE 25 (6) Insofar as applicable, the rules of the senate apply to the  
19 procedures of standing committees and special committees.

20 **SECTION 14.** Senate rule 46 (2) (c) is amended to read:

21 SENATE RULE 46 (2) (c) After the time of initial referral by the president under  
22 rule 36 (2), the president may, with the consent of the chairperson of the standing  
23 committee and the chairperson of the committee on senate organization, withdraw  
24 a proposal or appointment from the standing committee to which it is referred and  
25 rerefer it to another standing committee, except that such a withdrawal may not take

1 effect during the 7 days preceding any scheduled committee hearing or the 7 days  
2 following the date on which a committee hearing is held. Rereferral under this rule  
3 may be made at any time, but may not be used to satisfy section 13.093 (1) of the  
4 statutes.

5 **SECTION 15.** Senate rule 56m (title) is created to read:

6 SENATE RULE 56m (title) **Points of order.**

7 **SECTION 16.** Senate rule 56m (1) is created to read:

8 SENATE RULE 56 (1) The presiding officer may speak to points of order in  
9 preference to others, rising for that purpose; and shall decide questions of order,  
10 subject to an appeal by a member, on which appeal each member may speak once not  
11 to exceed 5 minutes.

12 **SECTION 17.** Senate rule 56m (2m) is created to read:

13 SENATE RULE 56 (2m) When the point of order concerns a proposal or a question  
14 currently pending on such proposal, taking the point of order under advisement  
15 removes the proposal from further consideration until the presiding officer  
16 announces the ruling on the point of order.

17 **SECTION 18.** Senate rule 69 is amended to read:

18 SENATE RULE 69. **Privileged motion or resolution.** ~~A~~ Except as provided  
19 in rule 90, a motion or resolution relating to the organization or proceedings of the  
20 senate, or to any of its officers, members, or committees, is privileged in that it need  
21 not lie over for consideration, but may be taken up immediately unless referred to  
22 the calendar or committee. Any such resolution shall be read at length unless copies  
23 of the full text of the resolution have been distributed to the members.

24

~~**SECTION 19.** Senate rule 75 is amended to read:~~

1 ~~SENATE RULE 75. RECORDING POSITION OF ABSENT MEMBER. Any member absent~~  
2 ~~from all or part of a day's session by leave of the senate under rule 16 or 23 or~~  
3 ~~pursuant to rule 13 may, within one week after returning, instruct the chief clerk in~~  
4 ~~writing to have the journal show that had the member been present when a certain~~  
5 ~~vote was taken the member would on that issue have voted aye or have voted no. If~~  
6 ~~the member returns before the vote is taken, the statement of position is void and the~~  
7 ~~member shall cast his or her vote as required under rule 73.~~

8 **SECTION 20.** Senate rule 99 (77) is amended to read:

9 **SENATE RULE 99 (77) SENATE CHAMBER:** The entire area south of the  
10 northern-most doors of the senate, including the floor, staff lobby, parlor, press lobby,  
11 visitor's galleries, and hallways, but excluding the offices of the senate officers.

12 (END)

**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-0128/P4dn

RAC: ~~1/11~~

Wlj

Date

Jeff Renk:

Per Rob Richard's instructions, this version modifies the "Conduct of individuals in senate meeting rooms" provision and takes out the "Public notice for certain committee votes" and "Voting intention of absent senator" provisions.

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**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-0128/P4dn  
RAC:wljjm

December 28, 2012

Jeff Renk:

Per Rob Richard's instructions, this version modifies the "Conduct of individuals in senate meeting rooms" provision and takes out the "Public notice for certain committee votes" and "Voting intention of absent senator" provisions.

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