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ASSEMBLY SUBSTITUTE AMENDMENT 1, TO 2003 ASSEMBLY JOINT RESOLUTION 17

March 5, 2003 - Offered by Representative SUDER.

To amend section 8 of article VIII; and to create section 8 (3) of article VIII of the
 constitution; relating to: the vote on bills that would increase certain tax
 revenues (first consideration).

Resolved by the assembly, the senate concurring, That:

Section 1. Section 8 of article VIII of the constitution is amended to read:

[Article VIII] Section 8 (1) On the passage in either house of the legislature of any law which that imposes, continues or renews a tax, or provides by law for a net increase in revenues from state sales taxes, income taxes, and franchise taxes, or creates a debt or charge, or makes, continues or renews an appropriation of public or trust money, or releases, discharges or commutes a claim or demand of the state, the question vote shall be taken by yeas and nays, which shall be duly ayes and noes, and the names of the members voting for, and the names of the members voting against, passage of the bill shall be entered on the journal; and.

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(2) For any vote under sub. (1), three-fifths of all the members elected to such the current membership of each house shall in all such cases be required to constitute a quorum therein.

Section 2. Section 8 (3) of article VIII of the constitution is created to read:

[Article VIII] Section 8 (3) The passage in either house of the legislature of any law to provide by law for a net increase in revenues from state sales taxes, income taxes, and franchise taxes requires the approval of two-thirds of the members present.

Section 3. Numbering of new provision. The new subsection (3) of section 8 of article VIII of the constitution created in this joint resolution shall be designated by the next higher open whole subsection number in that section 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 subsection (3) of section 8 of article VIII of the constitution of this state. If one or more joint resolutions create a subsection (3) of section 8 of article VIII simultaneously with the ratification by the people of the amendment proposed in this joint resolution, the subsections created shall be numbered and placed in a sequence so that the subsections created by the joint resolution having the lowest enrolled joint resolution number have the numbers designated in that joint resolution and the subsections 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 subsections.

Be it further resolved, That this proposed amendment be referred to the legislature to be chosen at the next general election and that it be published for 3 months previous to the time of holding such election.