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1995 ASSEMBLY JOINT RESOLUTION 41

May 16, 1995 – Introduced by Representatives Ladwig, Grothman, Huebsch, Dobyns, Walker, Hahn, Green, Freese, Harsdorf, Ainsworth, Olsen, Duff, Hoven, Ziegelbauer, Nass, Porter, Skindrud, Owens, Kreibich and Lazich, cosponsored by Senators Petak, A. Lasee and Darling. Referred to Committee on Elections and Constitutional Law.

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

Analysis by the Legislative Reference Bureau

This constitutional amendment, proposed to the 1995 legislature on first consideration, requires a two-thirds vote in each house of the legislature to pass a bill to create a new tax or to broaden the base or increase the rate of an existing tax. As a constitutional amendment, the proposal requires adoption by 2 successive

As a constitutional amendment, the proposal requires adoption by 2 successive legislatures, and ratification by the people, before it can become effective.

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, broadens the base or increases the rate of an existing tax, 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 or 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 impose a new tax or to broaden the base or increase the rate of an existing tax
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 article if, prior to or
by the next higher open whole subsection number in that article if, prior to or
by the next higher open whole subsection number in that article if, prior to or simultaneously with the ratification by the people of the amendment proposed in this
by the next higher open whole subsection number in that article if, prior to or simultaneously with the ratification by the people of the amendment proposed in this joint resolution, any other ratified amendment has created a subsection (3) of section
by the next higher open whole subsection number in that article if, prior to or simultaneously with 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 several joint resolutions

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.

19 (END)