



1995 ASSEMBLY RESOLUTION 2

January 3, 1995 - Introduced by Representatives PROSSER, FREESE, JENSEN, KLUSMAN and GREEN.

1 **To repeal** assembly rules 10 (2) (intro.), 23 (1) and 95 (19) and (72); **to renumber**
2 assembly rules 10 (2) (a) to (c), 28 and 50; **to renumber and amend** assembly
3 rules 10 (1), 13 (2) and 71 (1) and (2); **to amend** assembly rules 2 (3), 3 (1) (h)
4 and (j), 5 (1) (b), (c), (d) and (f), 6 (1) (g), 9 (2) (b) and (c), (4), (5), (6) and (7), 11
5 (2) and (9), 13 (1) (c), 14 (2), 15 (4) (d), 18 (4), 19 (1) (a) and (b) and (3), 20 (intro.),
6 (1) and (2), 25 (3), 26 (4) and (5), 28 (title), 31 (7), 35 (1), 36 (2), 37 (2), 38, 39 (3)
7 and (4), 43 (1), 45 (1), 46 (2), (3) and (4), 48 (2), 52 (3), 53 (intro.), (1), (2), (3) and
8 (4) (intro.) and (b), 54 (1), 56 (1) and (2), 59 (3), 67, 70 (1), 73 (1) (b), (2), (3) (a),
9 (4) (a) and (c) and (6), 74 (title) and (2), 75 (1) (a) 3., 80 (4) and (6), 93 (4), 94 (3)
10 (a) and (b), 95 (3), (4), (6), (39), (54), (63), (66), (67), (82) and (84) and 97 (3); **to**
11 **repeal and recreate** assembly rule 9 (1); and **to create** assembly rules 10 (1)
12 and (2), 11 (11), 13 (2) (b), 17m, 28 (2), 39 (4) (c), 42 (3) (c), 50 (2), 62 (3m), 69m,
13 75 (1) (d), 79 (5), 83 (4) and 95 (27m); relating to: the assembly rules.

Analysis by the Legislative Reference Bureau

This resolution makes various changes to the assembly rules:

Assembly Rule 2 (3): The rule is changed to permit legislative documents to be electronically transmitted to the department of administration for reproduction, rather than to the contract printer for printing.

Assembly Rule 3 (1) (h): See Assembly Rule 2 (3) above.

Assembly Rule 3 (1) (j): The rule makes it clear that the speaker also appoints members to statutory bodies not in the legislative branch.

Assembly Rule 5 (1) (b), (c), (d) and (f): See Assembly Rule 2 (3).

Assembly Rule 6 (1) (g): The rule is changed to reflect the change in Assembly Rule 95 (6), which expands the definition of the assembly chamber to include the areas mentioned in this rule.

Assembly Rule 9 (1), (4), (5), (6) and (7): The rule revises the standing committees of the assembly.

Assembly Rule 9 (2) (b), (bm), (c) and (cm): The rule requires the speaker to make all committee appointments of minority party members as nominated by the minority leader, except that the speaker may appoint any member of the minority party as chairperson of a committee. It provides that the minority member of each committee who is first nominated by the minority leader is the ranking minority member unless the speaker and minority leader agree that the first-nominated member shall serve as vice chairperson of the committee.

Assembly Rule 10 (1) to (2): The rule provides that special committees may be created only by resolution, except that the speaker may create a temporary special committee by written order.

Assembly Rule 11 (2): The rule permits committee chairpersons to appoint subcommittee chairpersons and that they may be members of any party.

Assembly Rule 11 (9): The rule, in conjunction with Assembly Rule 17m, requires committee chairpersons to report a proposal to the assembly within 7 working days after the committee takes executive action if the committee recommends that the proposal be adopted, passed or concurred in.

Assembly Rule 11 (11): The rule prohibits committees from meeting in the state but outside the city of Madison, without the prior joint authorization by the speaker and minority leader, during the period of July 1 through the date of the general election in even-numbered years. It also prohibits meetings in a legislative district from the date a special election is called for the district until the election is held, except in the city of Madison.

Assembly Rule 13 (1) (c): See Assembly Rule 2 (3) above.

Assembly Rule 13 (2) (a) and (b): The rule permits the speaker, with the consent of the chairperson and within 3 working days after initial referral, to withdraw a proposed administrative rule from the standing committee to which referred and rerefer it to another standing committee.

Assembly Rule 14 (2): See Assembly Rule 2 (3) above. It also requires hearing notices to give the relating clause, rather than the entire title, of the proposal.

Assembly Rule 15 (4) (d): See Assembly Rule 2 (3) above.

Assembly Rule 17m: See Assembly Rule 11 (9) above.

Assembly Rule 18 (4): See Assembly Rule 2 (3) above.

Assembly Rule 19 (1) (a) and (b): The rule permits a committee to report a proposal without recommendation if the vote for adoption is a tie, if successive motions for rejection and passage, adoption or concurrence fail, and if successive motions for indefinite postponement, rejection or nonconcurrence and adoption fail.

Assembly Rule 19 (3): See Assembly Rule 2 (3) above.

Assembly Rule 20 (intro.): See Assembly Rule 2 (3) above.

Assembly Rule 20 (1) and (2): The rule changes the references from Clearinghouse Order to Clearinghouse Rule.

Assembly Rule 23 (1): The rule is repealed to delete mention of expenditures from the statutorily created assembly contingent fund that was repealed last session.

Assembly Rule 25 (3): The rule provides that representatives of news media who are actively engaged in reporting the proceedings of the assembly and who are on the floor of the assembly must be from news media that regularly publish or broadcast reports available to the general public. The rule also provides that the news media representatives may be only on the designated press areas of the floor during sessions.

Assembly Rule 26 (4) and (5): The rule prohibits persons from consuming food or smoking on the assembly floor while the assembly is not in session.

Assembly Rule 28: The rule provides that the daily session of the assembly ends at 8 p.m. unless adjourned earlier.

Assembly Rule 31 (7): The rule provides that motions for indefinite postponement or nonconcurrence are to be taken up on the 7th order of business.

Assembly Rule 35 (1): The rule prohibits the consideration of a conference committee report or veto until copies have been made available to members. It also requires that copies of proposals, conference committee reports and vetoes must be made available for at least 24 hours excluding Saturdays, Sundays and legal holidays, rather than made available for at least one day.

Assembly Rule 36 (2): See Assembly Rule 2 (3) above.

Assembly Rule 37 (2): See Assembly Rule 2 (3) above.

Assembly Rule 38: See Assembly Rule 2 (3) above.

Assembly Rule 39 (3): See Assembly Rule 2 (3) above.

Assembly Rule 39 (4) (a) and (c): The rule requires the speaker to refer a proposal, and the chief clerk to publish the referral, within 7 days after the chief clerk receives the proposal for introduction.

Assembly Rule 39 (4) (b): See Assembly Rule 2 (3) above.

Assembly Rule 42 (3) (c): The rule permits the speaker, with the consent of the chairperson and within 5 working days after initial referral, to withdraw a bill, joint resolution or resolution from the standing committee to which referred and rerefer it to another standing committee.

Assembly Rule 43 (1): The rule makes privileged any joint resolution relating to the officers, members, former members, procedures or organization of the assembly or any resolution or joint resolution relating to the officers, members, former members, procedures or organization of the legislature.

Assembly Rule 45 (1): See Assembly Rule 2 (3) above.

Assembly Rule 46 (2): The rule provides that amendments do not need to be considered if a substitute amendment has been adopted.

Assembly Rule 46 (3) and (4) and Assembly Rule 48 (2): The rules establish the form of the questions for proposals changing the U.S. constitution and upon the failure of a motion to reject.

Assembly Rule 50 (1) and (2): The rule requires the transmission of a proposal to the senate immediately following adoption of a conference report on a senate proposal, the passage of an assembly bill notwithstanding the objections of the governor, or assembly action on a vetoed senate bill.

Assembly Rule 52 (3): See Assembly Rule 2 (3) above.

Assembly Rule 53 (intro.), (1), (2), (3) and (4) (intro.) and (b): See Assembly Rule 2 (3) above.

Assembly Rule 54 (1): The rule restates one part of the general rule on germaneness to provide that an amendment is nongermane if it would require a relating clause, rather than an entire title, substantially different.

Assembly Rule 56 (1): The rule requires a member to be recognized or addressed only by the number of the member's district, rather than by that number or by reference to the member's county or municipality of residence or by the main county or municipality in that member's district.

Assembly Rule 56 (2): The rule requires the presiding officer to announce the order that the members may speak.

Assembly Rule 59 (3): See Assembly Rule 2 (3) above. The rule also prohibits the display of exhibits, and permits reading aloud from a constitutional provision, assembly rule or joint rule directly related to the proposal or its amendments.

Assembly Rule 62 (3m): The rule requires the presiding officer to rule on a point of order within 7 legislative days.

Assembly Rule 67: The rule permits debate on motions to take from the table.

Assembly Rule 69m: The rule provides that a motion to recess to a day of the year other than the day of the year on which the motion is made has the same effect as a motion to adjourn.

Assembly Rule 70 (1): The rule provides that a motion to adjourn is not in order while the assembly has recessed for a party caucus and is not under call.

Assembly Rule 73 (1) (b): The rule prohibits reconsideration of an assembly action to recede from its position on a proposal so as to agree with the position of the senate.

Assembly Rule 73 (2) (a): The rule recognizes that the chief clerk reads the relating clause, not the entire title of a proposal.

Assembly Rule 73 (2) (b) and (3) (a): The rule provides that a motion for reconsideration of the vote by which a proposal is adopted, indefinitely postponed, rejected or nonconcurring may be entered before other business is begun or on the 8th order of business on the next roll call day.

Assembly Rule 73 (4) (a): See Assembly Rule 2 (3) above.

Assembly Rule 73 (4) (c): The rule requires the reconsideration of both the vote to engross and the vote to adopt a substitute amendment in order to return a proposal consisting of a substitute amendment to the amendable stage.

Assembly Rule 73 (6): The rule permits the assembly to authorize the withdrawal of a motion to reconsider.

Assembly Rule 74 (title) and (2): The rule prohibits the amendment of a motion to take from the table and limits each member to speaking only 2 minutes on the motion.

Assembly Rule 75 (1) (a) 3. and (d): The rule provides the form for stating the questions on amendments and conference reports.

Assembly Rule 79 (5): The rule provides that both members of a pair are considered not present for the purpose of establishing a qualified majority or quorum.

Assembly Rule 80 (4): The rule prohibits the division of a bill vetoed in its entirety by the governor.

Assembly Rule 80 (6): The rule changes the references to vetoed items to vetoed parts.

Assembly Rule 83 (4): The rule establishes the words the presiding officers must state upon a call of the assembly being requested.

Assembly Rule 93 (4): See Assembly Rule 2 (3) above.

Assembly Rule 94 (3) (a) and (b): See Assembly Rule 2 (3) above.

Assembly Rule 95 (3) and (4): The rule expands on the definitions of adoption and amendment.

Assembly Rule 95 (6): The rule expands the area of the assembly chamber.

Assembly Rule 95 (19): See Assembly Rule 2 (3) above.

Assembly Rule 95 (27m): The rule defines extraordinary session.

Assembly Rule 95 (39), (54), (63), (66) and (67): The rule redefines joint resolution, passage, recess, regular session and rejection.

Assembly Rule 95 (72): The rule repeals the definition of revision.

Assembly Rule 95 (82) and (84): The rule redefines special committee and special session.

Assembly Rule 97 (3): The rule prohibits the use of an assembly citation to declare a special day or to declare a person an honorary citizen.

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

2 **SECTION 1.** Assembly rule 2 (3) is amended to read:

3 Assembly Rule 2 (3) On the day a new legislature is convened under section
4 13.02 (1) of the statutes, the chairperson of each party caucus shall notify the chief
5 clerk of the offices established by his or her party caucus and the incumbents therein,
6 and thereafter shall notify the chief clerk of any change in such offices or incumbents.
7 Each notification shall be ~~printed~~ entered in the journal.

8 **SECTION 2.** Assembly rule 3 (1) (h) is amended to read:

1 Assembly Rule 3 (1) (h) Receive communications from other branches of
2 government and, when required, direct that they be read to the assembly or ~~printed~~
3 entered in the journal.

4 **SECTION 3.** Assembly rule 3 (1) (j) is amended to read:

5 Assembly Rule 3 (1) (j) Appoint members to all ~~assembly and joint~~ legislative
6 committees or other bodies as required by law, legislative rule or other directive.

7 **SECTION 4.** Assembly rule 5 (1) (b), (c), (d) and (f) are amended to read:

8 Assembly Rule 5 (1) (b) Supervise the preparation and keeping of the daily
9 journal, daily calendars, ~~weekly~~ bulletins of proceedings and weekly schedule of
10 committee activities.

11 (c) Supervise the official recording of all assembly actions and the making of
12 all required entries ~~upon the jackets of~~ in the history file for proposals.

13 (d) ~~After~~ During or after each daily session, ~~ascertain that~~ notify the legislative
14 reference bureau ~~file copy~~ of any proposal introduced on that day, or of any substitute
15 amendment or amendment deposited on that day, ~~has been sent to the bureau.~~

16 (f) Any assembly proposal ordered engrossed and read a 3rd time shall be
17 reviewed by the chief clerk with regard to incorporating whatever amendments have
18 been adopted. When a proposal has been correctly engrossed, it shall be submitted
19 to the assembly for a 3rd reading. If the proposal is to be ~~reprinted~~ reproduced in
20 engrossed form, the work shall be performed by the legislative reference bureau
21 under joint rule 63.

22 **SECTION 5.** Assembly rule 6 (1) (g) is amended to read:

23 Assembly Rule 6 (1) (g) Maintain order and quiet in and about the chamber,
24 remove disorderly persons or clear the galleries or ~~areas adjoining~~ other areas of the
25 chamber when directed to do so by the presiding officer, and carry out any other

1 instructions of the presiding officer in relation to any disturbance which may occur
2 in or near the chamber.

3 **SECTION 6.** Assembly rule 9 (1) is repealed and recreated to read:

4 Assembly Rule 9 (1) As early as possible in each legislative biennium, the
5 following standing committees of the assembly shall be appointed by the speaker:

- 6 (a) Aging and long-term care, committee on.
7 (b) Agriculture, committee on.
8 (c) Children and families, committee on.
9 (d) Colleges and universities, committee on.
10 (e) Consumer affairs, committee on.
11 (f) Criminal justice and corrections, committee on.
12 (g) Education, committee on.
13 (h) Elections and constitutional law, committee on.
14 (i) Environment and utilities, committee on.
15 (j) Financial institutions, committee on.
16 (k) Government operations, committee on.
17 (L) Health, committee on.
18 (m) Highways and transportation, committee on.
19 (n) Housing, committee on.
20 (o) Insurance, securities and corporate policy, committee on.
21 (p) Judiciary, committee on.
22 (q) Labor and employment, committee on.
23 (r) Mandates, committee on.
24 (s) Natural resources, committee on.
25 (t) Rural affairs, committee on.

1 (u) Small business and economic development, committee on.

2 (v) State affairs, committee on.

3 (w) Tourism and recreation, committee on.

4 (x) Urban and local affairs, committee on.

5 (y) Urban education, committee on.

6 (z) Veterans and military affairs, committee on.

7 (zd) Ways and means, committee on.

8 (zm) Welfare reform, committee on.

9 **SECTION 7.** Assembly rule 9 (2) (b) is amended to read:

10 Assembly Rule 9 (2) (b) The speaker shall make all committee appointments
11 of members of the majority party, ~~and the~~.

12 (bm) The first-named person of each standing committee shall be the
13 chairperson and the second-named person shall be the vice chairperson.

14 **SECTION 8.** Assembly rule 9 (2) (c) is amended to read:

15 Assembly Rule 9 (2) (c) The speaker shall make all committee appointments
16 of members of the minority party as nominated by the minority leader, ~~and the~~
17 ~~first-nominated, except that the speaker may appoint any member of the minority~~
18 party as chairperson of a committee.

19 (cm) Unless the member is the chairperson, the first-nominated minority
20 member of each standing committee who is first nominated by the minority leader
21 shall be the ranking minority member of that committee unless the speaker and
22 minority leader agree that the first-nominated member shall serve as vice
23 chairperson of the committee.

24 **SECTION 9.** Assembly rule 9 (4), (5), (6) and (7) are amended to read:

1 Assembly Rule 9 (4) ~~The members of the~~ There shall also be an assembly
2 committee on finance ~~shall be consisting of~~ the assembly members of the joint
3 committee on finance. The chairperson of the assembly committee shall be a
4 cochairperson of the joint committee.

5 (5) ~~The members of the~~ There shall also be an assembly committee on audit
6 ~~shall be consisting of~~ the assembly members of the joint legislative audit committee.
7 The chairperson of the assembly committee shall be a cochairperson of the joint
8 committee. Proposals may be referred to, and reported by, the joint committee in the
9 same manner as other standing committees.

10 (6) ~~The members of the~~ There shall also be an assembly committee for review
11 of administrative rules ~~shall be consisting of~~ the assembly members of the joint
12 committee for review of administrative rules. The chairperson of the assembly
13 committee shall be a cochairperson of the joint committee. Proposals may be referred
14 to, and reported by, the joint committee in the same manner as other standing
15 committees.

16 (7) ~~The members of the~~ There shall also be an assembly committee on
17 employment relations ~~shall be consisting of~~ the assembly members of the joint
18 committee on employment relations. The chairperson of the assembly committee
19 shall be a cochairperson of the joint committee. Proposals may be referred to, and
20 reported by, the joint committee in the same manner as other standing committees.

21 **SECTION 10.** Assembly rule 10 (1) is renumbered assembly rule 10 (1m) and
22 amended to read:

23 Assembly Rule 10 (1m) Special committees may be created by resolution. Any
24 such committee shall cease to exist:

25 **SECTION 11.** Assembly rule 10 (1) is created to read:

1 Assembly Rule 10 (1) A special committee may be created only as provided in
2 this section.

3 **SECTION 12.** Assembly rule 10 (2) (intro.) is repealed.

4 **SECTION 13.** Assembly rule 10 (2) (a) to (c) are renumbered assembly rule 10
5 (1m) (a) to (c).

6 **SECTION 14.** Assembly rule 10 (2) is created to read:

7 Assembly Rule 10 (2) The speaker may create a temporary special committee
8 by written order. Any such committee shall cease to exist 3 days after the assembly
9 first convenes after the temporary special committee is created or when a special
10 committee of the same name as the temporary special committee is created by
11 resolution, whichever is earlier.

12 **SECTION 15.** Assembly rule 11 (2) is amended to read:

13 Assembly Rule 11 (2) Committee chairpersons may appoint subcommittees to
14 consider specified subjects and report to the parent committee. Committee
15 chairpersons may appoint subcommittee chairpersons, who may be members of any
16 political party.

17 **SECTION 16.** Assembly rule 11 (9) is amended to read:

18 Assembly Rule 11 (9) The chairperson shall determine when proposals or other
19 business will be scheduled for public hearing or executive action, and, subject to rule
20 17m, when committee actions shall be reported to the assembly.

21 **SECTION 17.** Assembly rule 11 (11) is created to read:

22 Assembly Rule 11 (11) (a) No committee may meet outside the city of Madison
23 without prior authorization under section 13.123 (3) (a) of the statutes.

24 (b) Beginning on July 1 of each even-numbered year and ending on the date
25 of the general election of that year, no committee may meet in this state but outside

1 the city of Madison without the prior joint authorization by the speaker and the
2 minority leader.

3 (c) Beginning on the day on which a special election to the legislature is called,
4 and ending on the day on which the special election is held, no committee may meet
5 within the legislative district in which the special election is called, except in the city
6 of Madison, without the prior joint authorization by the speaker and the minority
7 leader.

8 **SECTION 18.** Assembly rule 13 (1) (c) is amended to read:

9 Assembly Rule 13 (1) (c) By a motion, offered under the 8th order of business,
10 while such business is pending on any ~~printed~~ reproduced calendar awaiting
11 assembly action. Any such motion requires a majority vote for adoption.

12 **SECTION 19.** Assembly rule 13 (2) is renumbered assembly rule 13 (2) (a) and
13 amended to read:

14 Assembly Rule 13 (2) (a) Each notice and report by an administrative agency
15 concerning an administrative rule for review by a standing committee shall be
16 referred by the speaker to the appropriate standing committee within 7 working days
17 following receipt. The speaker shall provide notice to that committee whenever he
18 or she is informed that a proposed rule or portion thereof is withdrawn by the
19 administrative agency.

20 **SECTION 20.** Assembly rule 13 (2) (b) is created to read:

21 Assembly Rule 13 (2) (b) Within 3 working days after initial referral by the
22 speaker under rule 3 (1) (r), the speaker, with consent of the chairperson, may
23 withdraw a proposed rule from the standing committee to which it is referred and
24 rerefer it to another standing committee. Such action does not extend the standing
25 committee review period.

1 **SECTION 21.** Assembly rule 14 (2) is amended to read:

2 Assembly Rule 14 (2) On or before Monday noon of each week, the chairperson
3 of each standing committee shall post on the assembly bulletin board and file with
4 the chief clerk a list of the public hearings which will be held before such committee
5 during the following week. The announcement of any hearing shall give the day,
6 hour, place and nature of the business, or number, author and title relating clause
7 of any proposal, to be considered. These lists shall be ~~printed~~ reproduced in the
8 weekly schedule of committee activities.

9 **SECTION 22.** Assembly rule 15 (4) (d) is amended to read:

10 Assembly Rule 15 (4) (d) The receipt of each proper withdrawal petition shall
11 be announced by the chief clerk under the 4th order of business on the legislative day
12 following its receipt. The text of the petition, including the names of the signers,
13 shall be ~~printed~~ reproduced in the journal.

14 **SECTION 23.** Assembly rule 17m is created to read:

15 Assembly Rule 17m. **Committee reports; time limits.** A committee
16 chairperson shall report a proposal to the assembly within 7 working days after the
17 committee takes executive action on the proposal if the committee recommends that
18 the proposal be adopted, passed or concurred in.

19 **SECTION 24.** Assembly rule 18 (4) is amended to read:

20 Assembly Rule 18 (4) The report of the committee shall be ~~printed~~ reproduced
21 in the journal.

22 **SECTION 25.** Assembly rule 19 (1) (a) and (b) are amended to read:

23 Assembly Rule 19 (1) (a) If a vote for passage, adoption or concurrence is a tie;
24 or

1 (b) If successive motions for indefinite postponement, rejection or
2 nonconcurrence, and passage, adoption or concurrence fail.

3 **SECTION 26.** Assembly rule 19 (3) is amended to read:

4 Assembly Rule 19 (3) The report of the committee shall be ~~printed~~ reproduced
5 in the journal. Notwithstanding subs. (1) and (2), the chief clerk shall record in the
6 journal that a bill is reported without recommendation whenever the bill is
7 withdrawn from committee under rule 15 (6) prior to the committee's vote on the bill.

8 **SECTION 27.** Assembly rule 20 (intro.) is amended to read:

9 Assembly Rule 20. **Committee reports concerning proposed rules.**
10 (intro.) Each committee to which a proposed administrative rule is referred under
11 rule 3 (1) (r) shall submit a report within the review period specified in section 227.19
12 (4) (b) of the statutes in the form specified in this rule, authenticated by the personal
13 signature of the chairperson or cochairpersons. The report of the committee shall be
14 ~~printed~~ reproduced in the journal. Whenever a committee schedules a public
15 hearing or meeting with an agency representative concerning a proposed rule, or
16 whenever modifications to a proposed rule are agreed to be made or received, the
17 committee shall submit an interim report. The form of the report shall be as follows:

18 **SECTION 28.** Assembly rule 20 (1) and (2) are amended to read:

19 Assembly Rule 20 (1) For standing committees:

20 The committee on reports [and recommends]:

21 Clearinghouse Order Rule [year]-1

22 ~~A PROPOSED AN~~ ORDER of the... (name of agency) relating to rules concerning...

23 PUBLIC HEARING SCHEDULED.

24 (list date, time and place of public hearing)

25 Clearinghouse Order Rule [year]-2

1 Clearinghouse Order Rule [year]-9

2 A ~~PROPOSED~~ AN ORDER of the.... (name of agency) relating to rules concerning....

3 Nonconcurrency in objection: Ayes, 9; Noes, 1.

4

5

6 Cochairpersons

7 **SECTION 29.** Assembly rule 23 (1) is repealed.

8 **SECTION 30.** Assembly rule 25 (3) is amended to read:

9 Assembly Rule 25 (3) Representatives of news media that regularly publish or
10 broadcast reports available to the general public who are actively engaged in
11 reporting the proceedings of the assembly, except that during the sessions of the
12 assembly the privilege shall extend only to the designated press area.

13 **SECTION 31.** Assembly rule 26 (4) is amended to read:

14 Assembly Rule 26 (4) No person may consume food on the assembly floor or in
15 the visitor galleries ~~while the assembly is in session.~~

16 **SECTION 32.** Assembly rule 26 (5) is amended to read:

17 Assembly Rule 26 (5) No person may smoke on the assembly floor or in the
18 visitor galleries ~~while the assembly is in session.~~

19 **SECTION 33.** Assembly rule 28 (title) is amended to read:

20 Assembly Rule 28 (title) ~~Hour for~~ **Daily sessions; convening,**
21 **adjournment.**

22 **SECTION 34.** Assembly rule 28 is renumbered assembly rule 28 (1).

23 **SECTION 35.** Assembly rule 28 (2) is created to read:

24 Assembly Rule 28 (2) The daily session of the assembly ends at 8 p.m. unless
25 adjourned earlier.

1 **SECTION 36.** Assembly rule 31 (7) is amended to read:

2 Assembly Rule 31 (7) SEVENTH ORDER. Consideration of motions for
3 reconsideration of passage ~~or, indefinite postponement, concurrence or~~
4 nonconcurrence.

5 **SECTION 37.** Assembly rule 35 (1) is amended to read:

6 Assembly Rule 35 (1) No proposal, conference committee report or veto, except
7 a resolution under rule 33 or 43, may be considered until copies have been made
8 available to the members for at least ~~one day~~ 24 hours excluding Saturdays, Sundays
9 and legal holidays. If the rules are suspended for the consideration of any proposal
10 before copies are available, the proposal shall be read at length at least once before
11 its final passage.

12 **SECTION 38.** Assembly rule 36 (2) is amended to read:

13 Assembly Rule 36 (2) The chief clerk shall ~~note~~ enter any correction made
14 under this rule ~~on the jacket and enter it in the journal~~ history file for the proposal.

15 **SECTION 39.** Assembly rule 37 (2) is amended to read:

16 Assembly Rule 37 (2) All other documents presented to the assembly shall be
17 delivered to the chief clerk who shall, if directed to do so by the presiding officer, state
18 the subject matter of each document, the name of the member by whom it was
19 delivered and the name of the communicating person or organization. The presiding
20 officer may refer such documents to a committee for disposition. All communications
21 among such documents may be ~~printed~~ reproduced in the journal when so directed
22 by the presiding officer or by order of the assembly.

23 **SECTION 40.** Assembly rule 38 is amended to read:

24 Assembly Rule 38. (title) **Assembly publications and printing copying**.
25 All assembly publications and ~~printing~~ copying shall conform to legislative rules or

1 be as determined by the committee on assembly organization or the joint committee
2 on legislative organization.

3 **SECTION 41.** Assembly rule 39 (3) is amended to read:

4 Assembly Rule 39 (3) No proposal may be received for introduction if changes
5 have been made in the ~~5-copy~~ 3-copy set prepared by the legislative reference
6 bureau.

7 **SECTION 42.** Assembly rule 39 (4) is amended to read:

8 Assembly Rule 39 (4) (a) Proposals shall be submitted to the office of the chief
9 clerk for introduction.

10 (b) The chief clerk shall prepare a report containing the number, relating
11 clause and authors of each proposal to be introduced. The report, ~~together with the~~
12 ~~jacket of each proposal listed therein,~~ shall be presented to the speaker for referral
13 under rule 42.

14 **SECTION 43.** Assembly rule 39 (4) (c) is created to read:

15 Assembly Rule 39 (4) (c) The speaker shall refer a properly jacketed proposal
16 within 7 working days after the office of the chief clerk receives the proposal for
17 introduction or on the final legislative day of the last scheduled floorperiod preceding
18 the veto review session, whichever is earlier. The chief clerk shall publish the
19 referral within those 7 working days.

20 **SECTION 44.** Assembly rule 42 (3) (c) is created to read:

21 Assembly Rule 42 (3) (c) Within 5 working days after initial referral by the
22 speaker under sub. (1) (b) or (c), the speaker, with consent of the chairperson and
23 notwithstanding rule 15, may withdraw any bill, joint resolution or resolution from
24 the standing committee to which it is referred and rerefer it to another standing

1 committee. Rereferral under this rule may not be used to satisfy section 13.093 (1)
2 of the statutes.

3 **SECTION 45.** Assembly rule 43 (1) is amended to read:

4 Assembly Rule 43 (1) Any resolution or joint resolution relating to the officers,
5 members, former members, procedures or organization of the assembly or legislature
6 shall be privileged in that it may be introduced under any order of business by a
7 member who has the floor and taken up immediately before all other proposals then
8 pending, unless referred by the presiding officer to a standing committee or to the
9 calendar.

10 **SECTION 46.** Assembly rule 45 (1) is amended to read:

11 Assembly Rule 45 (1) Whenever a committee reports on a proposal referred to
12 that committee, the speaker shall refer the proposal, except as otherwise provided
13 in subs. (2) and (3), to either the calendar for the 2nd legislative day thereafter for
14 2nd reading or to the committee on rules for calendar scheduling, unless it is his or
15 her judgment that reference of the proposal to the joint committee on finance is
16 required by law or rule and the speaker refers the proposal to that committee. On
17 any legislative day when copies of a committee report, showing the speaker's
18 subsequent referrals, have been distributed to the members prior to the 3rd order of
19 business, such report shall not be read by the chief clerk to the members, but the
20 content of the committee report and the speaker's referrals shall be printed
21 reproduced in the journal.

22 **SECTION 47.** Assembly rule 46 (2), (3) and (4) are amended to read:

23 Assembly Rule 46 (2) After a proposal receives its 2nd reading, the assembly
24 shall consider every amendment to the proposal recommended in the latest
25 committee report on the proposal and any additional amendments offered after such

1 report unless precluded from consideration under rule 55 (3). If there is no
2 committee report, all amendments shall be considered unless precluded from
3 consideration under rule 55 (3).

4 (3) Following action on all pending amendments to an assembly bill, or to an
5 assembly joint resolution proposing a change in the state or U.S. constitution or to
6 an assembly bill, and the failure of any motion to indefinitely postpone such proposal,
7 the question shall be: "Shall the proposal be ordered engrossed and read a 3rd time?"

8 (4) Following action on all pending assembly amendments to a senate bill, or
9 to a senate joint resolution proposing a change in the state or U.S. constitution or to
10 a senate bill, and the failure of any motion for nonconcurrence, the question shall be:
11 "Shall the proposal be ordered to a 3rd reading?"

12 **SECTION 48.** Assembly rule 48 (2) is amended to read:

13 Assembly Rule 48 (2) Following the 3rd reading of any bill or of any joint
14 resolution proposing a change in the state or U.S. constitution or of any bill, and the
15 failure of any motion to indefinitely postpone, reject or to nonconcur, the question on
16 assembly proposals bills shall be "Shall the proposal bill be passed?", on assembly
17 joint resolutions shall be "Shall the joint resolution be adopted?", and on senate
18 proposals shall be "Shall the proposal be concurred in?"

19 **SECTION 49.** Assembly rule 50 is renumbered assembly rule 50 (1).

20 **SECTION 50.** Assembly rule 50 (2) is created to read:

21 Assembly Rule 50 (2) Immediately following adoption of a conference report on
22 a senate proposal, the passage of an assembly bill notwithstanding the objections of
23 the governor, or assembly action on a vetoed senate bill, such proposal shall be
24 transmitted to the senate together with a certified report of the assembly's action.

25 **SECTION 51.** Assembly rule 52 (3) is amended to read:

1 Assembly Rule 52 (3) Every amendment received by the chief clerk shall be
2 ~~printed~~ reproduced and distributed as provided by the rules.

3 **SECTION 52.** Assembly rule 53 (intro.), (1), (2), (3) and (4) (intro.) and (b) are
4 amended to read:

5 Assembly Rule 53. **Drafting of amendments.** (intro.) Except as authorized
6 in sub. (2), amendments shall be drafted by the legislative reference bureau before
7 being offered for consideration to the assembly, or to any committee by a person other
8 than a member thereof. No amendment prepared by the legislative reference bureau
9 may be received for consideration if changes have been made in the 5-copy set
10 prepared by the bureau. Amendments may be deposited at the chief clerk's office on
11 any day of the legislative session for the purpose of ~~printing~~ reproduction prior to the
12 2nd reading stage for the proposals to which the amendments pertain.

13 (1) Every amendment shall show the number of the bill or resolution it proposes
14 to amend. The name of each member or committee sponsoring the amendment shall
15 be entered ~~on the cover sheet~~ in the history file for the bill. The chief clerk shall
16 number amendments in the order received.

17 (2) When a proposal is under active consideration by an assembly committee
18 or by the assembly on 2nd reading, floor amendments may be drafted by members
19 on ~~printed forms with multiple copies~~ provided by the chief clerk for such purpose.

20 (3) Whenever a floor amendment on ~~printed forms~~ a form is adopted in
21 committee, the chairperson shall forward a copy to the legislative reference bureau
22 for review and redrafting. When the version of the amendment drafted by the
23 legislative reference bureau is in satisfactory form, the chairperson shall deposit it
24 in the chief clerk's office and the clerk shall substitute it for the original version.

1 (4) (intro.) Whenever a floor amendment on a printed form is offered to the
2 assembly during the 2nd reading stage of a proposal, the chief clerk shall
3 immediately transmit one copy to the legislative reference bureau for review and
4 redrafting.

5 (b) Following the commencement of debate on any floor amendment the
6 principal author may request permission to substitute the version of the amendment
7 drafted by the legislative reference bureau for the version distributed or read to the
8 membership by the chief clerk. Unless such permission is requested and granted,
9 the substantive text of any floor amendment adopted by the assembly shall remain
10 as distributed or read to the membership by the chief clerk, but the legislative
11 reference bureau shall, before the floor amendment is sent to the contract printer
12 reproduced, prepare a camera-ready copy which incorporates any nonsubstantive,
13 technical corrections required by rule 36.

14 **SECTION 53.** Assembly rule 54 (1) is amended to read:

15 Assembly Rule 54 (1) General statement: The assembly shall not consider any
16 assembly amendment or assembly substitute amendment which relates to a
17 different subject or is intended to accomplish a different purpose than that of the
18 proposal to which it relates or which, if adopted and passed, would require a title
19 relating clause for the proposal which is substantially different from the proposal's
20 original title relating clause or which would totally alter the nature of the proposal.

21 **SECTION 54.** Assembly rule 56 (1) and (2) are amended to read:

22 Assembly Rule 56 (1) Any member who desires to speak in debate or submit
23 any matter to the assembly shall rise in his or her assigned place and respectfully
24 address the presiding officer. Upon being recognized, the member shall confine his
25 or her remarks to the question before the assembly and shall avoid personalities. A

1 member may be recognized or addressed only by reference to the member's county
2 or municipality of residence, by the main county or municipality in that member's
3 district, or by the number of the member's district.

4 (2) When 2 or more members rise at the same time, the presiding officer shall
5 ~~decide who is to~~ announce the order that the members may speak first. Any such
6 decision is final.

7 **SECTION 55.** Assembly rule 59 (3) is amended to read:

8 Assembly Rule 59 (3) Display ~~printed~~ documents or exhibits or read aloud from
9 ~~printed~~ documents other than from the proposal then under debate or any
10 amendment thereto, or from any statute or, session law, constitutional provision,
11 assembly rule or joint rule directly related to the proposal or its amendments.

12 **SECTION 56.** Assembly rule 62 (3m) is created to read:

13 Assembly Rule 62 (3m) The presiding officer shall rule on a point of order
14 within 7 legislative days after the point of order is raised or on the final legislative
15 day of the last scheduled floorperiod preceding the veto review session, whichever is
16 earlier.

17 **SECTION 57.** Assembly rule 67 is amended to read:

18 Assembly Rule 67. **Nondebatable motions.** Any motion to adjourn, recess,
19 ~~take from the table,~~ end debate, or suspend the rules, and all incidental questions
20 relating to such motions including appeals, shall be decided without debate.

21 **SECTION 58.** Assembly rule 69m is created to read:

22 Assembly Rule 69m. **Motion to recess.** A motion to recess to a day of the year
23 other than the day of the year on which the motion is made shall be treated the same
24 as, and has the same effect as, a motion to adjourn.

25 **SECTION 59.** Assembly rule 70 (1) is amended to read:

1 Assembly Rule 70 (1) A motion to adjourn is always in order including when
2 the assembly is under call, but not while the assembly is voting or another member
3 has the floor or while the assembly has recessed for a party caucus and is not under
4 call.

5 **SECTION 60.** Assembly rule 73 (1) (b) and (2) are amended to read:

6 Assembly Rule 73 (1) (b) May not be applied to: 1) the assembly's approval of
7 a conference committee report; ~~and~~ 2) the assembly's decision on a veto; or 3) an
8 assembly action to recede from its position on a proposal so as to agree with the
9 position of the senate.

10 (2) (a) A motion to reconsider any decision other than passage or concurrence
11 may only be entered after the question to which it relates has been decided and must
12 be entered either: 1) before the ~~title~~ relating clause of the next proposal is read by the
13 clerk, the next order of business is announced by the presiding officer, or other
14 business is begun; or 2) on the 8th order of business on the next roll call day.

15 (b) For any decision other than passage ~~or~~ adoption, concurrence, indefinite
16 postponement, rejection or nonconcurrence, the motion for reconsideration shall be
17 considered when the proposal is next regularly scheduled for consideration.

18 **SECTION 61.** Assembly rule 73 (3) (a), (4) (a) and (c) and (6) are amended to read:

19 Assembly Rule 73 (3) (a) A motion for reconsideration of the vote by which a
20 proposal is passed ~~or~~ adopted, concurred in, indefinitely postponed, rejected or
21 nonconcurred in may be entered: 1) before the ~~title~~ relating clause of the next
22 proposal is read by the clerk, the next order of business is announced by the presiding
23 officer, or other business is begun; or 2) on the 8th order of business on the next roll
24 call day ~~following the day on which the proposal was passed or concurred in.~~ Any
25 motion to reconsider ~~passage or concurrence~~ such final action shall be taken up

1 immediately if the roll call day on which it is entered is already the 2nd or a later
2 actual day following the vote ~~on passage or concurrence~~ constituting final action on
3 the proposal, but consideration of any other motion for reconsideration of ~~passage or~~
4 ~~concurrence~~ such final action, entered on the roll call day following the day on which
5 the ~~proposal was passed or concurred in~~ final action was taken, shall be laid over and
6 placed on the calendar for the first legislative day which occurs at least 2 calendar
7 days after the decision was made.

8 (4) (a) A motion to reconsider the decision on an amendment shall be placed on
9 the same calendar as the motion to reconsider the final 2nd reading stage decision
10 on the proposal to which the amendment relates, regardless of when made. The
11 failure of any ~~printed~~ distributed calendar to show any such motion to reconsider a
12 decision on an amendment shall not prevent the consideration of such motion under
13 the proper order of business on that calendar day.

14 (c) No motion to reconsider a decision on any amendment shall ~~may~~ be
15 considered unless the final decision on the proposal at the end of the 2nd reading
16 stage is reconsidered, returning the proposal to the amendable stage. If the
17 engrossed proposal consists of a substitute amendment, with or without adopted
18 amendments, both the vote to engross and the vote to adopt the substitute
19 amendment must be reconsidered in order to return the proposal to the amendable
20 stage.

21 (6) Once a motion to reconsider has been entered, it may only be withdrawn by
22 the member who made the motion ~~prior to~~ and only before the expiration of the time
23 period for making the motion unless thereafter authorized by the assembly.

24 **SECTION 62.** Assembly rule 74 (title) and (2) are amended to read:

25 Assembly Rule 74 (title) **Tabling: taking from table.**

1 (2) A motion to table or to take from the table may not be amended, but may
2 be debated for not exceeding 10 minutes. In debating a motion to table or to take from
3 the table, no member may speak for more than 2 minutes.

4 **SECTION 63.** Assembly rule 75 (1) (a) 3. is amended to read:

5 Assembly Rule 75 (1) (a) 3. “Shall amendment to Assembly (Senate) Bill
6 be (adopted) (rejected) (~~tabled~~ laid on the table) (taken from the table)?”

7 **SECTION 64.** Assembly rule 75 (1) (d) is created to read:

8 Assembly Rule 75 (1) (d) On a conference report: “Shall the report of the
9 committee of conference on Assembly (Senate) Bill be (approved) (rejected)?”

10 **SECTION 65.** Assembly rule 79 (5) is created to read:

11 Assembly Rule 79 (5) For the purpose of establishing a qualified majority or
12 quorum, both members of the pair are considered not present.

13 **SECTION 66.** Assembly rule 80 (4) is amended to read:

14 Assembly Rule 80 (4) Bills, joint resolutions, resolutions and substitute
15 amendments, and amendments received from the senate for assembly concurrence,
16 may not be divided. A bill vetoed in its entirety by the governor may not be divided.

17 **SECTION 67.** Assembly rule 80 (6) is amended to read:

18 Assembly Rule 80 (6) When a bill has been vetoed in part the committee on
19 rules may, by a resolution offered under rule 33, propose to schedule a specific ~~item~~
20 part as a special order. When appropriate, the resolution may divide the ~~item~~ part
21 into one or more independent propositions and dependent propositions. The
22 proposed division must include at least one separate proposition which, if passed
23 notwithstanding the objections of the governor, will result in a complete and
24 workable law regardless of the action taken on any other part of the original ~~item~~
25 part. The chair shall first put the question on any such independent proposition. The

1 question on any proposition dependent thereon shall be put only if the independent
2 proposition has been passed notwithstanding the objections of the governor.

3 **SECTION 68.** Assembly rule 83 (4) is created to read:

4 Assembly Rule 83 (4) On a call of the assembly being requested, the presiding
5 officer shall state substantially: "It requires 15 members to second a call of the
6 assembly; those in favor of the call will rise". If 15 members rise, the call is ordered.

7 **SECTION 69.** Assembly rule 93 (4) is amended to read:

8 Assembly Rule 93 (4) All measures referred to a calendar may be taken up
9 immediately. A ~~printed~~ calendar shall need not be required distributed.

10 **SECTION 70.** Assembly rule 94 (3) (a) and (b) are amended to read:

11 Assembly Rule 94 (3) (a) Within one week from the adoption of any resolution
12 significantly changing the assembly rules, the chief clerk shall direct the ~~printing~~
13 reproduction of a new pamphlet incorporating the entire text of these rules as
14 affected by that resolution unless, in the judgment of the speaker, additional rule
15 changes may soon be agreed to by the members. Each pamphlet edition shall contain
16 a revised table of contents and index prepared by the legislative reference bureau
17 and shall be ~~printed under the class 1 contract for printing of legislative bills.~~

18 (b) The chief clerk shall supervise the production of the book printing of these
19 rules for insertion into the assembly manual.

20 **SECTION 71.** Assembly rule 95 (3), (4) and (6) are amended to read:

21 Assembly Rule 95 (3) ADOPTION: Approval of a motion, amendment, substitute
22 amendment, simple resolution, or joint resolution.

23 (4) AMENDMENT: A suggested alteration in any proposal, often referred to as a
24 simple amendment in distinction to a substitute amendment intended to take the
25 place of the proposal.

1 (6) ASSEMBLY CHAMBER: ~~The~~ In the capitol, the entire area west of the
2 easternmost doors of the assembly, including the visitor's galleries, lobbies, offices
3 of the speaker, majority leader and minority leader and hallways. In the insurance
4 building on Martin Luther King, Jr. Boulevard, the entire first floor, excluding the
5 hall in front of the elevators, and the visitor galleries and auxiliary rooms adjacent
6 thereto.

7 **SECTION 72.** Assembly rule 95 (19) is repealed.

8 **SECTION 73.** Assembly rule 95 (27m) is created to read:

9 Assembly Rule 95 (27m) EXTRAORDINARY SESSION: The convening of the
10 legislature by the assembly and senate organization committees or by petition or
11 joint resolution of the legislature to accomplish the business specified in the action
12 calling the session. When used to continue a floorperiod of the regular session for a
13 limited purpose, the extraordinary session is referred to as an extended session.

14 **SECTION 74.** Assembly rule 95 (39), (54), (63), (66) and (67) are amended to read:

15 Assembly Rule 95 (39) JOINT RESOLUTION: A proposal requiring adoption by both
16 houses, to: a) ~~expressing~~ express the opinion of the legislature,; b) ~~changing~~ change
17 the joint rules, ~~or~~; c) ~~proposing~~ propose an amendment to the state constitution,
18 requiring adoption by both houses; or d) propose or ratify an amendment to the U.S.
19 constitution.

20 (54) PASSAGE: Final assembly approval of ~~an assembly joint resolution~~
21 ~~proposing to amend the constitution or of an assembly bill.~~

22 (63) RECESS: A temporary suspension of business during a legislative day of the
23 year.

24 (66) REGULAR SESSION: The biennial session of the legislature established by the
25 constitution and by section 13.02 of the statutes. The Wisconsin legislature convenes

1 in the capitol on the first Monday of January in each odd-numbered year at 2 p.m.
2 to take the oath of office, select officers, and to organize itself for the conduct of its
3 business (if the first Monday falls on January 1 or 2, the legislature organizes on
4 January 3). Daily meetings begin ~~on the first Tuesday after the 8th of~~ in January
5 in each year and continue throughout the biennium until the final adjournment of
6 the session. The term "session" is also often used to refer to the daily meetings of the
7 legislature.

8 (67) REJECTION: An action ~~by which an amendment~~ for the adverse and final
9 disposition of: a) a resolution or joint resolution is adversely and finally disposed of
10 for the biennial session of the legislature; b) an amendment or substitute
11 amendment with regard to one specific document; c) the application of a motion to
12 the current situation; and d) the report of a committee.

13 **SECTION 75.** Assembly rule 95 (72) is repealed.

14 **SECTION 76.** Assembly rule 95 (82) and (84) are amended to read:

15 Assembly Rule 95 (82) SPECIAL COMMITTEE: A committee created by a ~~motion~~
16 ~~or resolution, or a temporary special committee created by a written order of the~~
17 speaker under rule 10, to investigate specific matters during a session or committee
18 work period, and report to the assembly.

19 (84) SPECIAL SESSION: ~~An extraordinary~~ The convening of the legislature by the
20 governor to accomplish a special purpose for which convened.

21 **SECTION 77.** Assembly rule 97 (3) is amended to read:

22 Assembly Rule 97 (3) The committee on assembly organization shall establish
23 a procedure for reviewing each citation proposed under this rule, but an assembly

1 citation may not be used to declare a special day or to declare a person an honorary
2 citizen.

3 (END)