

1999 DRAFTING REQUEST

Assembly Joint Resolution

Received: 09/24/98

Received By: dykmapj

Wanted: As time permits

Identical to LRB:

For: Robert Ziegelbauer (608) 266-0315

By/Representing:

This file may be shown to any legislator: NO

Drafter: dykmapj

May Contact:

Alt. Drafters: kuesejt

Subject: Constitutional Amendments

Extra Copies:

Topic:

Term limits

Instructions:

1997 AJR 40

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	dykmapj 09/30/98	gilfokm 11/27/98		_____			
/P1	kuesejt 12/2/98	jgeller 12/5/98	hhagen 11/30/98	_____	lrb_docadmin 11/30/98		
/1			martykr 12/7/98	_____	lrb_docadmin 12/7/98	lrb_docadmin 12/21/98	

FE Sent For:

<END>

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1/2	dykmapj	1/1-11-27	# 11/30	4/1/98 11/30			
1/1	kuesejt 11/2	KMP	1/13	2/13			
			KM 7	KM 7			

FE Sent For:

<END>

Dykman, Peter

From: Kostelic, Luanne
Sent: Tuesday, September 22, 1998 3:16 PM
To: Kuesel, Jeffery; Dykman, Peter
Subject: 1999-2000 Bill Request

DATE: September 22, 1998
TO: Jeffery T. Kuesel & Peter Dykman
FROM: Rep. Bob Ziegelbauer
% Luanne Kostelic
266-0316
RE: 1999-2000 Bill Request

Could you please draft a bill for the 1999-2000 Session?

I would like to **re-introduce 1997 A, JR 40**; to renumber section 2 of article V and section 1 of article VI; to renumber and amend section 6 of article IV; to amend section 1 of article X; and to create section 6(2) of article IV, section 2 (2) of article V and section 1 (2) of article VI of the constitution; relating to: limiting the number of consecutive terms permitted for state constitutional officers and members of the state legislature (first consideration).

Please do not hesitate to call me or my office with any questions you may have.

Thank you in advance for your assistance.

###

OFFICE of STATE REP. BOB ZIEGELBAUER
STATE CAPITOL:
E-MAIL: BOB.ZIEGELBAUER@LEGIS.STATE.WI.US
STAFF: LUANNE.KOSTELIC@LEGIS.STATE.WI.US
P.O. BOX 8953; MADISON, WI 53708
***NEW* Call the Madison Office Direct, TOLL FREE at:**
1-888-529(LAW)-0025
PHONE: (608) 266-0315 FAX: (608) 266-0316 or (608) 282-3625

DISTRICT:
1213 S. 8th STREET, PO BOX 325; MANITOWOC, WI 54221-0325
PHONE: (414) 684-6783 OR (414) 684-4362

- 0314/P1
kg.

9
1997 ASSEMBLY JOINT RESOLUTION 40

March 20, 1997 - Introduced by Representatives KAUFERT, ZIEGELBAUER, DOBYNS, GREEN, GROTHMAN, HANDRICK, KELSO, LADWIG, P. LASEE, PORTER and SERATTI, cosponsored by Senators SCHULTZ and ZIEN. Referred to Committee on Elections and Constitutional Law.

1 **To renumber** section 2 of article V and section 1 of article VI; **to renumber and**
2 **amend** section 6 of article IV; **to amend** section 1 of article X; and **to create**
3 section 6 (2) of article IV, section 2 (2) of article V and section 1 (2) of article VI
4 of the constitution; **relating to:** limiting the number of consecutive terms
5 permitted for state constitutional officers and members of the state legislature
6 (first consideration).

Analysis by the Legislative Reference Bureau 1999

This proposed constitutional amendment, proposed to the 1997 legislature on first consideration, limits the governor, lieutenant governor, secretary of state, state treasurer, attorney general, superintendent of public instruction and members of the legislature to not more than 12 years of consecutive service in the same office. Time served in an initial partial term in the same office, or time served in a different office, is not counted as part of the 12-year limit. Terms are considered consecutive unless they are more than 2 years apart.

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

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

8 **SECTION 1.** Section 6 of article IV of the constitution is renumbered section 6
9 (1) of article IV and amended to read:

w/consti
1
2
3
4

[Article IV] Section 6 (1) No person shall be eligible to the legislature who shall not have resided one year within the state, and be a qualified elector in the district which ~~he~~ the person may be chosen to represent.

SECTION 2. Section 6 (2) of article IV of the constitution is created to read:

[Article IV] Section 6 (2) Beginning with the terms commencing after 2000, a person may not serve more than 3 consecutive 4-year terms as a senator or more than 6 consecutive 2-year terms as a representative to the assembly. Time served during an initial partial term in the same house, or time served in the other house, shall not be counted as part of the 12-year limit. For purposes of this subsection, terms are consecutive unless they are more than 2 years apart.

SECTION 3. Section 2 of article V of the constitution is renumbered section 2 (1) of article V.

SECTION 4. Section 2 (2) of article V of the constitution is created to read:

[Article V] Section 2 (2) Beginning with the term commencing after 2000, a person may not serve more than 3 consecutive 4-year terms as governor or lieutenant governor. Time served during an initial partial term in the same state office, or time served in a different state office, shall not be counted as part of the 12-year limit. For purposes of this subsection, terms are consecutive unless they are more than 2 years apart.

SECTION 5. Section 1 of article VI of the constitution is renumbered section 1 (1) of article VI.

SECTION 6. Section 1 (2) of article VI of the constitution is created to read:

[Article VI] Section 1 (2) Beginning with the terms commencing after 2000, no person may serve more than 3 consecutive 4-year terms as secretary of state, treasurer or attorney general. Time served during an initial partial term in the same

1 state office, or time served in a different state office, shall not be counted as part of
2 the 12 year limit. For purposes of this subsection, terms are consecutive unless they
3 are more than 2 years apart.

4 **SECTION 7.** Section 1 of article X of the constitution is amended to read:

5 [Article X] Section 1 (1) The supervision of public instruction shall be vested
6 in a state superintendent and such other officers as the legislature shall direct; and
7 their qualifications, powers, duties and compensation shall be prescribed by law.

8 (2)(a) The state superintendent shall be chosen by the qualified electors of the
9 state at the same time and in the same manner as members of the supreme court,
10 and shall hold office for 4 years from the succeeding first Monday in July.

11 (b) Beginning with the term commencing after 2000, no person may serve more
12 than 3 consecutive 4-year terms as state superintendent. Time served during an
13 initial partial term in that state office, or time served in a different state office, shall
14 not be counted as part of the 12-year limit. For purposes of this paragraph, terms
15 are consecutive unless they are more than 2 years apart.

16 (3) The term of office, time and manner of electing or appointing all other
17 officers of supervision of public instruction shall be fixed by law.

18 **SECTION 8. Numbering of new provisions.** (1) ARTICLE IV. The new
19 subsection (2) of section 6 of article IV of the constitution created in this joint
20 resolution shall be designated by the next higher open whole subsection number in
21 that section in that article if, before the ratification by the people of the amendment
22 proposed in this joint resolution, any other ratified amendment has created a
23 subsection (2) of section 6 of article IV of the constitution of this state. If one or more
24 joint resolutions create a subsection (2) of section 6 of article IV simultaneously with
25 the ratification by the people of the amendment proposed in this joint resolution, the

1 subsections created shall be numbered and placed in a sequence so that the
2 subsections created by the joint resolution having the lowest enrolled joint resolution
3 number have the numbers designated in that joint resolution and the subsections
4 created by the other joint resolutions have numbers that are in the same ascending
5 order as are the numbers of the enrolled joint resolutions creating the subsections.

6 (2) ARTICLE V. The new subsection (2) of section 2 of article V of the constitution
7 created in this joint resolution shall be designated by the next higher open whole
8 subsection number in that section in that article if, before the ratification by the
9 people of the amendment proposed in this joint resolution, any other ratified
10 amendment has created a subsection (2) of section 2 of article V of the constitution
11 of this state. If one or more joint resolutions create a subsection (2) of section 2 of
12 article V simultaneously with the ratification by the people of the amendment
13 proposed in this joint resolution, the subsections created shall be numbered and
14 placed in a sequence so that the subsections created by the joint resolution having
15 the lowest enrolled joint resolution number have the numbers designated in that
16 joint resolution and the subsections created by the other joint resolutions have
17 numbers that are in the same ascending order as are the numbers of the enrolled
18 joint resolutions creating the subsections.

19 (3) ARTICLE VI. The new subsection (2) of section 1 of article VI of the
20 constitution created in this joint resolution shall be designated by the next higher
21 open whole subsection number in that section in that article if, before the ratification
22 by the people of the amendment proposed in this joint resolution, any other ratified
23 amendment has created a subsection (2) of section 1 of article VI of the constitution
24 of this state. If one or more joint resolutions create a subsection (2) of section 1 of
25 article VI simultaneously with the ratification by the people of the amendment

1 proposed in this joint resolution, the subsections created shall be numbered and
2 placed in a sequence so that the subsections created by the joint resolution having
3 the lowest enrolled joint resolution number have the numbers designated in that
4 joint resolution and the subsections created by the other joint resolutions have
5 numbers that are in the same ascending order as are the numbers of the enrolled
6 joint resolutions creating the subsections.

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

10

(END)



State of Wisconsin
1999 - 2000 LEGISLATURE

LRB-0314/PK
JTK&PJD:kg:hmh
↑
stays

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~
1999 ASSEMBLY JOINT RESOLUTION

1 *To renumber* section 2 of article V and section 1 of article VI; *to renumber and*
2 *amend* section 6 of article IV; *to amend* section 1 of article X; and *to create*
3 section 6 (2) of article IV, section 2 (2) of article V and section 1 (2) of article VI
4 of the constitution; **relating to:** limiting the number of consecutive terms
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This proposed constitutional amendment, proposed to the 1999 legislature on first consideration, limits the governor, lieutenant governor, secretary of state, state treasurer, attorney general, superintendent of public instruction and members of the legislature to not more than 12 years of consecutive service in the same office. Time served in an initial partial term in the same office, or time served in a different office, is not counted as part of the 12-year limit. Terms are considered consecutive unless they are more than 2 years apart.

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

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

1 **SECTION 1.** Section 6 of article IV of the constitution is renumbered section 6
2 (1) of article IV and amended to read:

3 [Article IV] Section 6 (1) No person shall be eligible to the legislature who shall
4 not have resided one year within the state, and be a qualified elector in the district
5 which ~~he~~ the person may be chosen to represent.

6 **SECTION 2.** Section 6 (2) of article IV of the constitution is created to read:

7 [Article IV] Section 6 (2) Beginning with the terms commencing after 2000, a
8 person may not serve more than 3 consecutive 4-year terms as a senator or more
9 than 6 consecutive 2-year terms as a representative to the assembly. Time served
10 during an initial partial term in the same house, or time served in the other house,
11 shall not be counted as part of the 12-year limit. For purposes of this subsection,
12 terms are consecutive unless they are more than 2 years apart.

13 **SECTION 3.** Section 2 of article V of the constitution is renumbered section 2 (1)
14 of article V.

15 **SECTION 4.** Section 2 (2) of article V of the constitution is created to read:

16 [Article V] Section 2 (2) Beginning with the term commencing after 2000, a
17 person may not serve more than 3 consecutive 4-year terms as governor or
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19 office, or time served in a different state office, shall not be counted as part of the
20 12-year limit. For purposes of this subsection, terms are consecutive unless they are
21 more than 2 years apart.

22 **SECTION 5.** Section 1 of article VI of the constitution is renumbered section 1
23 (1) of article VI.

24 **SECTION 6.** Section 1 (2) of article VI of the constitution is created to read:

1 [Article VI] Section 1 (2) Beginning with the terms commencing after 2000, no
2 person may serve more than 3 consecutive 4-year terms as secretary of state,
3 treasurer or attorney general. Time served during an initial partial term in the same
4 state office, or time served in a different state office, shall not be counted as part of
5 the 12-year limit. For purposes of this subsection, terms are consecutive unless they
6 are more than 2 years apart.

7 **SECTION 7.** Section 1 of article X of the constitution is amended to read:

8 [Article X] Section 1 (1) The supervision of public instruction shall be vested
9 in a state superintendent and such other officers as the legislature shall direct; and
10 their qualifications, powers, duties and compensation shall be prescribed by law.

11 (2)(a) The state superintendent shall be chosen by the qualified electors of the
12 state at the same time and in the same manner as members of the supreme court,
13 and shall hold office for 4 years from the succeeding first Monday in July.

14 (b) Beginning with the term commencing after 2000, no person may serve more
15 than 3 consecutive 4-year terms as state superintendent. Time served during an
16 initial partial term in that state office, or time served in a different state office, shall
17 not be counted as part of the 12-year limit. For purposes of this paragraph, terms
18 are consecutive unless they are more than 2 years apart.

19 (3) The term of office, time and manner of electing or appointing all other
20 officers of supervision of public instruction shall be fixed by law.

21 **SECTION 8. Numbering of new provisions.** (1) ARTICLE IV. The new
22 subsection (2) of section 6 of article IV of the constitution created in this joint
23 resolution shall be designated by the next higher open whole subsection number in
24 that section in that article if, before the ratification by the people of the amendment
25 proposed in this joint resolution, any other ratified amendment has created a

1 subsection (2) of section 6 of article IV of the constitution of this state. If one or more
2 joint resolutions create a subsection (2) of section 6 of article IV simultaneously with
3 the ratification by the people of the amendment proposed in this joint resolution, the
4 subsections created shall be numbered and placed in a sequence so that the
5 subsections created by the joint resolution having the lowest enrolled joint resolution
6 number have the numbers designated in that joint resolution and the subsections
7 created by the other joint resolutions have numbers that are in the same ascending
8 order as are the numbers of the enrolled joint resolutions creating the subsections.

9 (2) ARTICLE V. The new subsection (2) of section 2 of article V of the constitution
10 created in this joint resolution shall be designated by the next higher open whole
11 subsection number in that section in that article if, before the ratification by the
12 people of the amendment proposed in this joint resolution, any other ratified
13 amendment has created a subsection (2) of section 2 of article V of the constitution
14 of this state. If one or more joint resolutions create a subsection (2) of section 2 of
15 article V simultaneously with the ratification by the people of the amendment
16 proposed in this joint resolution, the subsections created shall be numbered and
17 placed in a sequence so that the subsections created by the joint resolution having
18 the lowest enrolled joint resolution number have the numbers designated in that
19 joint resolution and the subsections created by the other joint resolutions have
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21 joint resolutions creating the subsections.

22 (3) ARTICLE VI. The new subsection (2) of section 1 of article VI of the
23 constitution created in this joint resolution shall be designated by the next higher
24 open whole subsection number in that section in that article if, before the ratification
25 by the people of the amendment proposed in this joint resolution, any other ratified

1 amendment has created a subsection (2) of section 1 of article VI of the constitution
2 of this state. If one or more joint resolutions create a subsection (2) of section 1 of
3 article VI simultaneously with the ratification by the people of the amendment
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6 the lowest enrolled joint resolution number have the numbers designated in that
7 joint resolution and the subsections created by the other joint resolutions have
8 numbers that are in the same ascending order as are the numbers of the enrolled
9 joint resolutions creating the subsections.

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

13

(END)

**SUBMITTAL
FORM**

**LEGISLATIVE REFERENCE BUREAU
Legal Section Telephone: 266-3561
5th Floor, 100 N. Hamilton Street**

The attached draft is submitted for your inspection. Please check each part carefully, proofread each word, and sign on the appropriate line(s) below.

Date: 12/7/98

To: Representative Ziegelbauer

Relating to LRB drafting number: LRB-0314

Topic

Term limits

Subject(s)

Constitutional Amendments

Bob Ziegelbauer

1. **JACKET** the draft for introduction _____
in the **Senate** ____ or the **Assembly** ____ (check only one). Only the requester under whose name the drafting request is entered in the LRB's drafting records may authorize the draft to be submitted. Please allow one day for the preparation of the required copies.

2. **REDRAFT.** See the changes indicated or attached _____
A revised draft will be submitted for your approval with changes incorporated.

3. Obtain **FISCAL ESTIMATE NOW**, prior to introduction _____
If the analysis indicates that a fiscal estimate is required because the proposal makes an appropriation or increases or decreases existing appropriations or state or general local government fiscal liability or revenues, you have the option to request the fiscal estimate prior to introduction. If you choose to introduce the proposal without the fiscal estimate, the fiscal estimate will be requested automatically upon introduction. It takes about 10 days to obtain a fiscal estimate. Requesting the fiscal estimate prior to introduction retains your flexibility for possible redrafting of the proposal.

If you have any questions regarding the above procedures, please call 266-3561. If you have any questions relating to the attached draft, please feel free to call me.

Attorney Peter J. Dykman, Deputy Chief
Telephone: (608) 266-7098