LRB-2154

1999 DRAFTING REQUEST

Assembly Joint Resolution

Received: **02/5/99**

Wanted: **As time permits**

For: **Peter Bock (608) 266-8580**

This file may be shown to any legislator: **NO**

May Contact:

Subject: **Constitutional Amendments**

Received By: **kuesejt**

Identical to LRB:

By/Representing: **Lori Whitmore**

Drafter: **kuesejt**

Alt. Drafters: **dykmapj**

Extra Copies:

Pre Topic:

No specific pre topic given

Topic:

Term limit for governor

Instructions:

Per 1997 AJR-64

Drafting History:

Vers.	Drafted	Reviewed	Typed	Proofed	Submitted	Jacketed	Required
/?	kuesejt 02/8/99	gilfokm 02/9/99		_____ _____			
/P1	lrb_docadmin 02/10/99 dykmapj 02/15/99	jgeller 02/15/99	lpaasch 02/10/99	_____ _____ _____	lrb_docadmin 02/10/99		
/1			martykr 02/16/99	_____ _____	lrb_docadmin 02/16/99	lrb_docadmin 02/19/99	

FE Sent For:

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/?	kuesejt	2/8 /P1-2-9-99					

FE Sent For:

<END>

LEGISLATIVE REFERENCE BUREAU

BILL REQUEST FORM

Legal Section, 5th Floor, 100 N. Hamilton St.
(608) 266-3561

Use of this form is optional. It is often helpful to talk directly with the LRB attorney who will draft the bill.
Use this form only for **BILL** drafts. Attach more pages if necessary.

Date of request: 2/4/99	Legislator or agency requesting this draft: Bock

Name/phone number of person submitting request: Lori (Rep Bock Office) 6-8580

Persons to contact for questions about this draft
(names and phone numbers please):

Lori

Describe the problem, including any helpful examples. How do you want to solve the problem?

Please re-draft AJR 64 from last session, changing the term limitation from prohibiting governors to more than 3 terms consecutively to not more than 2 consecutive terms.

If you know of any statute sections that might be affected, please list them or provide a marked (not re-typed) copy.

Please attach a copy of any correspondence or material that may help us. You may also attach a marked (not re-typed) copy of any LRB draft, or provide its number (e.g., 1997 LRB-2345/1 or 1995 AB-67):

Requests are confidential unless stated otherwise.
May we tell others that we are working on this for you? ❑ YES ☒ NO
If yes, anyone who asks? ❑ YES ❑ NO
Any legislator? ❑ YES ❑ NO ❑ ONLY the following persons:

Do you consider this urgent? ❑ YES ☒ NO If yes, please indicate why:

Is this request of higher priority than other pending request(s) you have made?
❑ YES ☒ NO If yes, please sign your name here:

1997 - 1998 LEGISLATURE

1997 ASSEMBLY JOINT RESOLUTION 64

July 1, 1997 - Introduced by Representatives Bock, Lorge, Ziegelbauer, R. Young, Boyle, Hanson, Wasserman, Meyer and Plouff. Referred to Committee on Elections and Constitutional Law.

Pg1Ln1   To renumber section 2 of article V; and to create section 2 (2) of article V of the

Pg1Ln2   constitution; relating to: limiting the number of consecutive terms permitted

Pg1Ln3   for governors (first consideration).

Analysis by the Legislative Reference Bureau

AJR64

     Currently, there is no limit upon the number of terms in which a person may serve as governor.

AJR64

     This proposed constitutional amendment, proposed to the 1997 legislature on first consideration, prohibits any person from serving as governor for more than 3 consecutive terms. Under the proposal, service for at least 2 years in a partial term is subject to the limitation. Service for less than 2 years in a partial term is not subject to the limitation. The proposal initially applies to the term that begins in 2003.

AJR64

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

Pg1Ln4   *Resolved by the assembly, the senate concurring, That:*

AJR64, s. 1

Pg1Ln5   **Section 1.** Section 2 of article V of the constitution is renumbered section 2 (1)

Pg1Ln6   of article V.

AJR64, s. 2

1997 ASSEMBLY JOINT RESOLUTION 64

July 1, 1997 – Introduced by Representatives Bock, Lorge, Ziegelbauer, R. Young, Boyle, Hanson, Wasserman, Meyer and Plouff. Referred to Committee on Elections and Constitutional Law.

1 **To renumber** section 2 of article V; and **to create** section 2 (2) of article V of the

2 constitution; **relating to:** limiting the number of consecutive terms permitted

3 for governors (first consideration).

Analysis by the Legislative Reference Bureau

Currently, there is no limit upon the number of terms in which a person may serve as governor.

This proposed constitutional amendment, proposed to the 1999 legislature on first consideration, prohibits any person from serving as governor for more than 3 consecutive terms. Under the proposal, service for at least 2 years in a partial term is subject to the limitation. Service for less than 2 years in a partial term is not subject to the limitation. The proposal initially applies to the term that begins in 2003.

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

---

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

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

6 of article V.

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

1997 – 1998 Legislature   – 2 –   LRB–2632/2
JTK:kaf:jf
SECTION 2

1   [Article V] Section 2 (2) Beginning with the term commencing in 2003, a person

2   may not serve more than 3 consecutive terms as governor. Time served during an

3   initial partial term of less than 2 years shall not be counted as part of the limit.

4   **SECTION 3. Numbering of new provision.** The new subsection (2) of section

5   6 of article IV of the constitution created in this joint resolution shall be designated

6   by the next higher open whole subsection number in that section in that article if,

7   before the ratification by the people of the amendment proposed in this joint

8   resolution, any other ratified amendment has created a subsection (2) of section 6 of

9   article IV of the constitution of this state. If one or more joint resolutions create a

10   subsection (2) of section 6 of article IV simultaneously with the ratification by the

11   people of the amendment proposed in this joint resolution, the subsections created

12   shall be numbered and placed in a sequence so that the subsections created by the

13   joint resolution having the lowest enrolled joint resolution number have the numbers

14   designated in that joint resolution and the subsections created by the other joint

15   resolutions have numbers that are in the same ascending order as are the numbers

16   of the enrolled joint resolutions creating the subsections.

17   *Be it further resolved, That* this proposed amendment be referred to the

18   legislature to be chosen at the next general election and that it be published for 3

19   months previous to the time of holding such election.

20   **(END)**

PRELIMINARY DRAFT – NOT READY FOR INTRODUCTION

1999 ASSEMBLY JOINT RESOLUTION

1   *To renumber* section 2 of article V; and *to create* section 2 (2) of article V of the

2   constitution; **relating to:** limiting the number of consecutive terms permitted

3   for governors (first consideration).

Analysis by the Legislative Reference Bureau

Currently, there is no limit upon the number of terms in which a person may serve as governor.

This proposed constitutional amendment, proposed to the 1999 legislature on first consideration, prohibits any person from serving as governor for more than 2 consecutive terms. Under the proposal, service for at least 2 years in a partial term is subject to the limitation. Service for less than 2 years in a partial term is not subject to the limitation. The proposal initially applies to the term that begins in 2003.

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

---

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

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

6   of article V.

1999 – 2000 Legislature   – 2 –   LRB–2154/P1
JTK&PJD:kmg:lp
SECTION 2

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

2   [Article V] Section 2 (2) Beginning with the term commencing in 2003, a person

3 may not serve more than 2 consecutive terms as governor. Time served during an

4 initial partial term of less than 2 years shall not be counted as part of the limit.

5   **SECTION 3. Numbering of new provision.** The new subsection (2) of section

6 2 of article V of the constitution created in this joint resolution shall be designated

7 by the next higher open whole subsection number in that section in that article if,

8 before the ratification by the people of the amendment proposed in this joint

9 resolution, any other ratified amendment has created a subsection (2) of section 2 of

10 article V of the constitution of this state. If one or more joint resolutions create a

11 subsection (2) of section 2 of article V simultaneously with the ratification by the

12 people of the amendment proposed in this joint resolution, the subsections created

13 shall be numbered and placed in a sequence so that the subsections created by the

14 joint resolution having the lowest enrolled joint resolution number have the numbers

15 designated in that joint resolution and the subsections created by the other joint

16 resolutions have numbers that are in the same ascending order as are the numbers

17 of the enrolled joint resolutions creating the subsections.

18   ***Be it further resolved, That*** this proposed amendment be referred to the

19 legislature to be chosen at the next general election and that it be published for 3

20 months previous to the time of holding such election.

21   **(END)**

PRELIMINARY DRAFT – NOT READY FOR INTRODUCTION

1999 ASSEMBLY JOINT RESOLUTION

1   *To renumber* section 2 of article V; and *to create* section 2 (2) of article V of the

2   constitution; **relating to:** limiting the number of consecutive terms permitted

3   for governors (first consideration).

Analysis by the Legislative Reference Bureau

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

---

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

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

6   of article V.

1999 – 2000 Legislature   −2−   LRB-2154/P1
JTK&PJD:kmg:lp
SECTION 2

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

2   [Article V] Section 2 (2) Beginning with the term commencing in 2003, a person

3   may not serve more than 2 consecutive terms as governor. Time served during an

4   initial partial term of less than 2 years shall not be counted as part of the limit.

5   **SECTION 3. Numbering of new provision.** The new subsection (2) of section

6   2 of article V of the constitution created in this joint resolution shall be designated

7   by the next higher open whole subsection number in that section in that article if,

8   before the ratification by the people of the amendment proposed in this joint

9   resolution, any other ratified amendment has created a subsection (2) of section 2 of

10   article V of the constitution of this state. If one or more joint resolutions create a

11   subsection (2) of section 2 of article V simultaneously with the ratification by the

12   people of the amendment proposed in this joint resolution, the subsections created

13   shall be numbered and placed in a sequence so that the subsections created by the

14   joint resolution having the lowest enrolled joint resolution number have the numbers

15   designated in that joint resolution and the subsections created by the other joint

16   resolutions have numbers that are in the same ascending order as are the numbers

17   of the enrolled joint resolutions creating the subsections.

18   ***Be it further resolved, That*** this proposed amendment be referred to the

19   legislature to be chosen at the next general election and that it be published for 3

20   months previous to the time of holding such election.

21   **(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: 2/16/99

To: Representative Bock

Relating to LRB drafting number: LRB-2154

Topic
Term limit for governor

Subject(s)
Constitutional Amendments

1. **JACKET** the draft for introduction   *Peter Bock*

    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.

Jeffery T. Kuesel, Managing Attorney
Telephone: (608) 266-6778