

1999 DRAFTING REQUEST

Assembly Joint Resolution

Received: 01/20/2000

Received By: dykmapj

Wanted: Soon

Identical to LRB:

For: Phil Montgomery (608) 266-5840

By/Representing: John Flynn

This file may be shown to any legislator: NO

Drafter: dykmapj

May Contact:

Alt. Drafters:

Subject: **Legislature - rules**

Extra Copies:

Pre Topic:

No specific pre topic given

Topic:

Conference committees may not add to report anything not already considered by houses

Instructions:

See Attached

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>
/1	dykmapj 01/20/2000	gilfokm 01/20/2000	martykr 01/21/2000	_____	lrb_docadmin 01/21/2000		
/2	dykmapj 01/21/2000	gilfokm 01/21/2000	martykr 01/21/2000	_____	lrb_docadmin 01/21/2000	lrb_docadmin 01/21/2000	

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Kmg
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1?	dykmapj	1-1-20-2000 King	(m ¹ / ₂)	Self ¹ / ₂			

FE Sent For:

<END>

Dykman, Peter

From: Flynn, John
Sent: Thursday, January 20, 2000 12:53 PM
To: Dykman, Peter
Subject: Legislative Rules

Dear Mr. Dykman:

Please draft an assembly joint resolution that would prohibit a committee of conference dealing with the budget bill or any other bill or resolution from considering any measure that does not appear in either the assembly or senate version of the bill or resolution.

Thank you for your assistance. Please contact John Flynn in my office if you have questions or comments.

Rep. Montgomery
by John Flynn
266-5840



1999 ASSEMBLY JOINT RESOLUTION

[Handwritten signature]

1 *To renumber* joint rule 3; and *to create* joint rule 3 (2) and (3); relating to:
2 procedures for committees of conference.

Analysis by the Legislative Reference Bureau

This joint resolution provides that a committee of conference ~~shall~~ be a "closed conference" by limiting the authority of a committee of conference to reconciling the differences in the positions of the senate, assembly and joint committee on finance.

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

4 **SECTION 1.** Joint rule 3 is renumbered joint rule 3 (1).

5 **SECTION 2.** Joint rule 3 (2) is created to read:

6 Joint Rule 3 (2) A committee of conference shall be a "closed conference", with
7 the authority of the members of the committee limited to reconciling the differences
8 in the positions of the 2 houses as reflected by the bill, as engrossed by the first house,
9 and the bill, as concurred in and amended by the 2nd house or as nonconcurred in
10 by the 2nd house, with any position of the joint committee on finance, as reflected by

1 an amendment or substitute amendment to the bill offered by the joint committee
2 on finance.

3 **SECTION 3.** Joint rule 3 (3) is created to read:

4 Joint Rule 3 (3) A report under sub. (2) is unamendable. Neither house may
5 consider a report under sub. (2) if it contains an agreement that recommends the
6 adoption of and concurrence in any issue not subject to sub. (2).

7 (END)



State of Wisconsin
1999 - 2000 LEGISLATURE

LRB-4281/1
PJD:kmg:km

1999 ASSEMBLY JOINT RESOLUTION

- 1 **To renumber** joint rule 3; and **to create** joint rule 3 (2) and (3); **relating to:**
2 procedures for committees of conference.
-

Analysis by the Legislative Reference Bureau

This joint resolution provides that a committee of conference shall be a "closed conference" by limiting the authority of a committee of conference to reconciling the differences in the positions of the senate, assembly and joint committee on finance.

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

4 **SECTION 1.** Joint rule 3 is renumbered joint rule 3 (1).

5 **SECTION 2.** Joint rule 3 (2) is created to read:

6 Joint Rule 3 (2) A committee of conference shall be a "closed conference", with
7 the authority of the members of the committee limited to reconciling the differences
8 in the positions of the 2 houses as reflected by the bill, as engrossed by the first house,
9 and the bill, as concurred in and amended by the 2nd house or as nonconcurred in
10 by the 2nd house, with any position of the joint committee on finance, as reflected by

1 an amendment or substitute amendment to the bill offered by the joint committee
2 on finance.

3 **SECTION 3. Joint rule 3 (3) is created to read:**

4 **Joint Rule 3 (3) A report under sub. (2) is unamendable. Neither house may**
5 **consider a report under sub. (2) if it contains an agreement that recommends the**
6 **adoption of and concurrence in any issue not subject to sub. (2).**

7 **(END)**

Dykman, Peter

From: Flynn, John
Sent: Friday, January 21, 2000 11:18 AM
To: Dykman, Peter
Subject: LRB-4281/1 redraft

Dear Mr. Dykman:

Thank you for your expeditious response to my request. I appreciate your excellent service.

I would like to add room for findings of emergency to the language of LRB-4281/1 so that only a finding of emergency by the governor, with the concurrence of either the leadership of both houses or the co-chairs of the Joint Committee on Finance could alter the "closed conference" limitation.

Sincerely,

Rep. Phil Montgomery
by John Flynn



1999 ASSEMBLY JOINT RESOLUTION

Due Mon.
~~1/24/2000~~
1/24/2000

- 1 **To renumber joint rule 3[✓]; and to create joint rule 3 (2)[✓] and (3)[✓]; relating to:**
2 procedures for committees of conference.

Analysis by the Legislative Reference Bureau

This joint resolution provides that a committee of conference shall be a "closed conference" by limiting the authority of a committee of conference to reconciling the differences in the positions of the senate, assembly and joint committee on finance. However, a committee of conference is permitted to consider any other issue that the governor finds to be an emergency issue if either the presiding officers of both houses or both chairpersons of the joint committee on finance concur in the finding.

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

4 **SECTION 1.** Joint rule 3 is renumbered joint rule 3 (1).

5 **SECTION 2.** Joint rule 3 (2) is created to read:

6 Joint Rule 3 (2) (a) Except as provided in par. (b), a committee of conference
7 shall be a "closed conference", with the authority of the members of the committee
8 limited to reconciling the differences in the positions of the 2 houses as reflected by
9 the bill, as engrossed by the first house, and the bill, as concurred in and amended

1 by the 2nd house or as nonconcurrent in by the 2nd house, with any position of the
2 joint committee on finance, as reflected by an amendment or substitute amendment
3 to the bill offered by the joint committee on finance.

4 (b) A committee of conference may consider and may recommend the adoption
5 of and concurrence in any issue not authorized under par. (a) if the governor submits
6 to the committee of conference a written finding that an emergency requires the
7 inclusion of the issue in the report of the committee and either the presiding officers
8 of both houses or both cochairpersons of the joint committee on finance submit to the
9 committee a written concurrence with the finding.

10 **SECTION 3.** Joint rule 3 (3) is created to read:

11 Joint Rule 3 (3) A report of a committee of conference is unamendable. Neither
12 house may consider a report if it contains an agreement that recommends the
13 adoption of and concurrence in any issue not authorized under sub. (2).

14 (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: 01/21/2000

To: Representative Montgomery

Relating to LRB drafting number: LRB-4281

Topic

Conference committees may not add to report anything not already considered by houses

Subject(s)

Legislature - rules

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, General Counsel
Telephone: (608) 266-7098