

**DRAFTER'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRBs0075/1dn  
RAC:jld:jf

March 14, 2001

This substitute amendment creates a rule of procedure under article IV, section 8, of the constitution. The Wisconsin supreme court has held that the remedy for noncompliance with this type of provision lies exclusively within the legislative branch. See *State ex rel. La Follette v. Stitt*, 114 Wis. 2d 358, 363–369 (1983). In other words, while this type of provision may be effective to govern internal legislative procedure, the courts will not enforce this type of provision, and this provision does not affect the validity of any enactment resulting from a procedure that may be viewed as contravening the provision.

As drafted, this substitute amendment applies to appropriations for the 2001–03 biennium. Please note that if this bill is not enacted into law prior to passage of the biennial budget bill for the 2001–03 biennium, then the bill will have to be amended to first apply to appropriations for the 2003–05 fiscal biennium.

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