

2001 DRAFTING REQUEST

Assembly Amendment (AA-AR3)

Received: 01/27/2001

Received By: dykmapj

Wanted: Today

Identical to LRB: 01-1139/1

For: Jeffrey Plale (608) 266-0610

By/Representing:

This file may be shown to any legislator: NO

Drafter: dykmapj

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Subject: **Legislature - rules**

Extra Copies:

Pre Topic:

No specific pre topic given

Topic:

Procedures for establishing assembly calendars

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>
/?	dykmapj 01/27/2001	hhagen 01/29/2001		_____			
/1			pgreensl 01/29/2001	_____	lrb_docadmin 01/29/2001	lrb_docadmin 01/29/2001	

FE Sent For:

<END>

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1/?	dykmapj	11 hmk 1/29/01	1/29 pg	1/29 pg/cmh			

FE Sent For:

<END>

2001 ASSEMBLY RESOLUTION

File

1 **To amend** assembly rule 8 (intro.), 15 (1) (b), 15 (5), 15 (6), 24 (2), (3) (b) and (4), 29
2 (intro.), (1) (intro.) and (2), 32 (1) (a) and (c), 33 (intro.), 42 (1) (a), 43 (1), 45 (1);
3 (3), (5) and (6), 74, 89 (2) and 95 (15); and **to create** assembly rule 8 (8); **relating**
4 **to:** the procedure for establishing assembly calendars.

Analysis by the Legislative Reference Bureau

This resolution changes the procedure for establishing assembly calendars for proposals by transferring the duties of the committee on rules in that regard to the committee of the whole. It provides that all actions of the committee of the whole establishing assembly calendars for proposals must receive the consent of two-thirds of the members present and voting or by unanimous consent.

Resolved by the assembly, That:

6 **SECTION 1.** Assembly rule 8 (intro.) is amended to read:

7 **ASSEMBLY RULE 8. Committee of the whole.** (intro.) By motion, the assembly
8 may at any time resolve itself into a committee of the whole for the consideration of
9 any matter or for calendar scheduling of proposals. The assembly rules and
10 Jefferson's manual shall govern the committee's proceedings except as follows:

2001

Date (time) needed

Monday

LRBa 0093, 1

PD: hmk

AMENDMENT

See form AMENDMENTS — COMPONENTS & ITEMS.

S A AMENDMENT

TO S A AMENDMENT _____ (LRBa /),

TO S A SUBSTITUTE AMENDMENT _____ (LRBs /),

TO 2001 SB SJR SR AB AJR AR 3 ~~LRB~~

At the locations indicated, amend the resolution as follows:

(fill ONLY if "engrossed" or "as shown by")

#. Page 11, line 3: after "matter" insert " or for calendar scheduling of proposals "

#. Page 11, line 8: after that line insert: → Insert A ←

#. Page 14, line 19: after "finance" insert " from the committee of the whole "

#. Page 15, line 14: ~~strike through~~ ^{delete} delete " on rules " and substitute " on rules of the whole "

Page 15, line 15: delete

"that committee" and substitute

"~~that~~ the committee of the whole".

Page 15, line 19: delete "on rules"
and substitute "on rules of the whole".

Comm

Page 20, line 12: delete
"(2)(a)" and substitute "(2)".

Page 20, line 19: after "(2)"

Insert:

(Insert B)

page 20, line 19: delete "(a)" and substitute:

"(a)".

text
+ rec'd

Insert A

11
11 M

1 SECTION 2. Assembly rule 8 (8) is created to read:

2 ASSEMBLY RULE 8 (8) When the committee of the whole acts as a scheduling
3 committee for proposals, it may not act without the consent of two-thirds of the
4 members present and voting or by unanimous consent.

(end of insert A)

5 SECTION 3. Assembly rule 15 (1) (b) is amended to read:

6 ASSEMBLY RULE 15 (1) (b) No bill requiring, but not having, an emergency
7 statement for passage may be withdrawn from the joint committee on finance, from
8 the committee of the whole, or from the committee on rules.

9 SECTION 4. Assembly rule 15 (5) is amended to read:

10 ASSEMBLY RULE 15 (5) Immediately upon adoption of any withdrawal motion
11 or the chief clerk's announcement of receipt of a proper withdrawal petition, the
12 affected proposal shall be taken from committee and placed in the committee ~~on rules~~
13 of the whole for calendar scheduling, but if the withdrawal was from that the
14 committee of the whole, the affected proposal shall be placed directly on the calendar
15 for the 2nd legislative day thereafter.

16 SECTION 5. Assembly rule 15 (6) is amended to read:

17 ASSEMBLY RULE 15 (6) Whenever a bill is introduced in the assembly or senate
18 under section 227.19 (5) (e) or 227.26 (2) (f) of the statutes, the bill shall be considered
19 reported without recommendation and shall be placed before the committee ~~on rules~~
20 of the whole if no report is received from the standing committee within 30 days of
21 the date of referral. This subsection does not apply if the bill is introduced within
22 30 days of the time at which no further proposals may be introduced in the regular
23 session under joint rule 83 (2).

24 SECTION 6. Assembly rule 24 (2), (3) (b) and (4) are amended to read:

5A

Page 20, line 22: ~~through~~ ^{delete}
through "calendars and"
and substitute "calendars and".

Page 20, line 24: ~~either~~ ^{delete}
"either by the rules for establishing
calendars and special orders or"

Page 21, line 5: Delete
lines 5 and 6 and
substitute:

→ Goto
(next page -
line 11)

^{NOT} and substitute "either by the rules for establishing
calendars and special orders or".

cc *Insert B*
 1 ~~ASSEMBLY RULE 24 (2)~~ The committee shall function both as a standing
 2 committee and as a calendar scheduling committee for vetoes and special orders of
 3 business, and as a standing committee. *cc*

4 (a) For all proposals previously reported to the assembly by any standing
 5 committee, action of the committee on rules shall be governed by those requirements
 6 and limitations provided in these rules which pertain to establishing calendars and
 7 special orders of business.

8 (b) For all other proposals, action of the committee on rules shall be governed
 9 either by the rules for establishing calendars and special orders or by the rules which
 10 apply to the consideration of proposals by standing committees.

11 ~~(b)~~ (b) If the proposal is not referred under par. (a), refer the proposal to an
 12 appropriate order on a calendar dated at least 2 days after such referral the
 13 committee of the whole. *" delete that line and substitute*

14 *# Page 21, line 7: delete that line and substitute*
 15 ~~(4)~~ (4) Notwithstanding sub. (3) (b), any Any proposal in the committee on rules of
 16 the whole in the ~~final week~~ *"* of the regularly scheduled floorperiod in the
 even-numbered year may be placed on any calendar for that floorperiod.

17 *#* *30m* SECTION 7. Assembly rule 29 ~~(intro.)~~ *insert* (1) (intro.) and (2) are amended to read:
 18 ASSEMBLY RULE 29. **Assembly calendar.** (intro.) The assembly's calendars
 19 shall be prepared by the chief clerk under the supervision of the committee on rules
 20 of the whole. *"*

21 (1) (intro.) Each calendar shall be dated, shall list all regular orders of business
 22 specified in rule 31, and shall list under the proper order of business the proposals
 23 referred to such calendar by the ~~presiding officer~~, by the committee on rules of the
 24 whole, or by action of the assembly, and any other business placed on the calendar
 25 under these rules in the sequence in which referred to the calendar.

page 23, line 8: after that line insert:

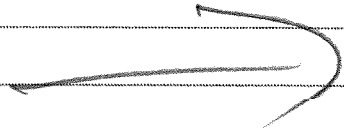
Page 23, line 13: ~~delete~~
~~to~~ ~~to~~ delete the
material beginning with
"presiding" and end
with "rules" ^{on} ~~pages~~
~~line~~ line 14^a and substitute
"presiding officers" by the committee
on rules of the whole."

Page 23, line 20: delete
"on rules" and substitute
"on rules of the whole".

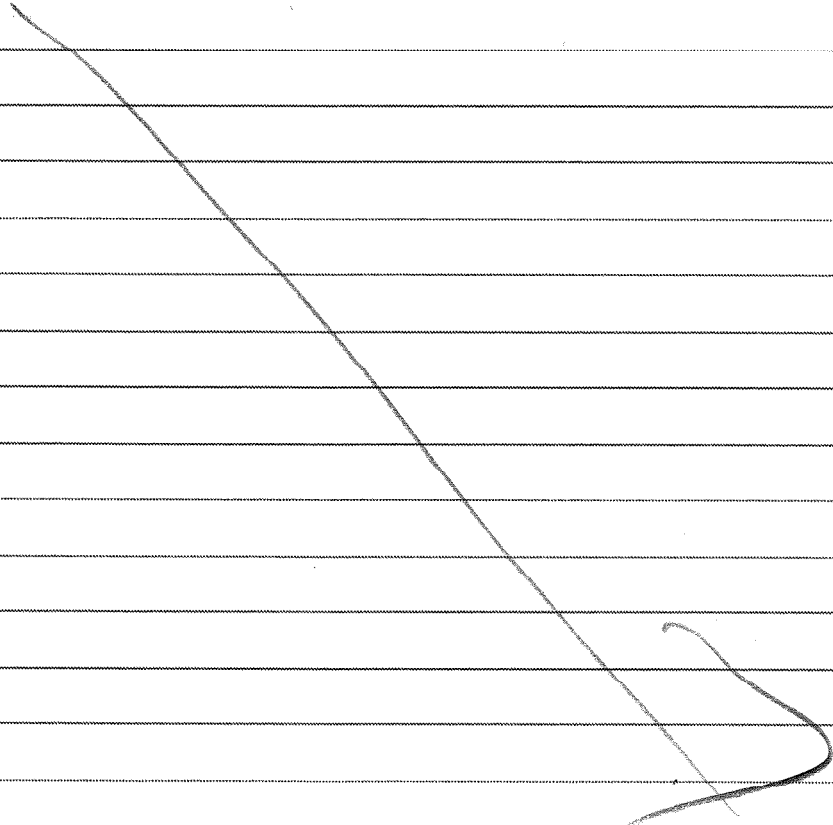
Page ~~23~~ 24, line 22: delete
"calendar" and substitute "calendar"
"committee of the whole".

Page 25, line 4: ~~through~~ ^{delete}
through" or may be referred
to the calendar" and substitute
"or may be referred to the calendar".

Page 25, line 23: delete
the material beginning
with " or introduced"
and end with "that committee"
on ~~page 24~~ line 24 and
substitute " or introduced
by the committee of the whole
the committee on rules
that committee".



Page 31, line 3: delete
lines 3 to 5 and substitute:



1 (2) Unless otherwise ordered by the committee ~~on rules~~ of the whole, calendars
2 shall be prepared for every day of each regularly scheduled floor period excluding
3 Saturdays, Sundays, and legal holidays.

4 **SECTION 8.** Assembly rule 32 (1) (a) and (c) are amended to read:

5 **ASSEMBLY RULE 32 (1) (a)** Messages from the senate or from the governor may
6 be received and read, and any proposal referenced in such messages which is a senate
7 proposal initially received for consideration of the assembly shall be referred and any
8 other proposals referenced in such messages shall be taken up immediately unless
9 referred by the presiding officer to a standing committee or to the ~~calendar~~ committee
10 of the whole;


11 (c) Proposals reported by one committee may be given subsequent reference to
12 another committee ~~or may be referred to the calendar~~ when a report, showing the
13 number and relating clause of such proposals and the speaker's subsequent referral
14 of each such proposal, has been provided to the members.

15 **SECTION 9.** Assembly rule 33 (intro.) is amended to read:

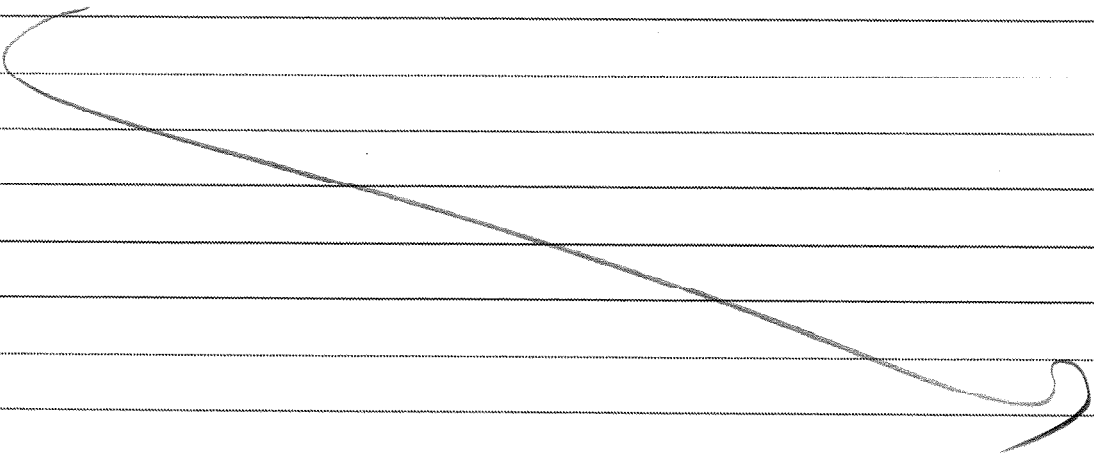
16 **ASSEMBLY RULE 33. Resolutions for special orders of business.** (intro.) At
17 any time after a proposal has been placed on a calendar or referred to ~~or introduced~~
18 by the committee of the whole, the committee on rules, ~~that committee~~ may offer a
19 resolution making the proposal a special order of business at a time and on a date
20 specified in the resolution. A single resolution may be used to make several proposals
21 special orders of business.

22 ~~SECTION 10.~~ Assembly rule 42 (1) (a) is amended to read:

23 R U ~~ASSEMBLY RULE 42 (1)~~ (a) Any proposal that requires 2 or more readings shall
24 be referred by the presiding officer to committee, ~~or to the calendar for the 2nd~~
25 ~~legislative day following the referral,~~ or to the committee ~~on rules~~ of the whole. //



Page 33, line 9: delete
"calendar" and substitute
"calendar committee
of the whole".

Page 34, line 7: delete
lines 7 ^{to} ~~and~~ 9 and
substitute 

1 **SECTION 11.** Assembly rule 43 (1) is amended to read:

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

8 **SECTION 12.** Assembly rule 45 (1), (3), (5) and (6) are amended to read:

9 **ASSEMBLY RULE 45 (1)** Whenever a committee reports on a proposal referred to
10 ~~that committee, the speaker shall refer or rerefer the proposal, except as otherwise~~
11 ~~provided in subs. (2) and (3), to the calendar for the 2nd legislative day thereafter for~~
12 ~~2nd reading or to the committee on rules of the whole for calendar scheduling or to~~
13 ~~another a standing or special committee, unless it is his or her judgment that~~
14 ~~reference of the proposal to the joint committee on finance is required by law or rule~~
15 ~~and the speaker refers the proposal to that committee. On any legislative day when~~
16 ~~a committee report, showing the speaker's subsequent referrals, has been provided~~
17 ~~to the members prior to the 3rd order of business, such report shall not be read by~~
18 ~~the chief clerk to the members, but the content of the committee report and the~~
19 ~~speaker's referrals and rereferrals shall be reproduced in the journal.~~

20 (3) Any proposal originally referred to the joint survey committee on tax
21 exemptions as required by law, and subsequently reported to the assembly, shall be
22 referred by the speaker either to a standing committee, or to the calendar for the 2nd
23 legislative day thereafter, or to the committee on rules of the whole.

24 (5) Beginning on inauguration day and on any day of the regular biennial
25 session period, proposals may be reported by one committee and referred by the

Page 34, line 24: delete
the material beginning with
"or to the" and end with "rules"

~~Page 34, line 25~~ and substitute

"or to the calendar for the
2nd legislative day thereafter,
or to the committee on rules
of the whole."

Page 35 line 7: ~~delete~~
~~through "or to the calendar"~~

or to the calendar" and
substitute "or to the calendar".

Page 35, line 11: after that line insert:
"SECTION 4 m. 45(6) Assembly rule
45(6) is amended to read:

CS
6-
Assembly Rule 45

1 speaker to another committee ~~or to the calendar~~ if such action is not in conflict with
2 any limitations imposed by the session schedule or otherwise agreed to by both
3 houses. Whenever such referral of a proposal occurs on a day on which the assembly
4 does not meet, the chief clerk shall record in the journal the appropriate information
5 concerning the referral.

6 (6) Except as incidental to calendar scheduling of special orders of business by
7 the committee on rules, the report of a committee of conference may not be referred
8 to a standing committee.

9 **SECTION 13.** Assembly rule 74 is amended to read:

10 **ASSEMBLY RULE 74. Tabling; taking from table.** A motion to table disposes
11 of a matter temporarily. The committee ~~on rules~~ of the whole may refer any tabled
12 matter to an appropriate calendar. Unless such referral has been made, a tabled
13 matter may be taken from the table at any time by order of the assembly.

14 **SECTION 14.** Assembly rule 89 (2) is amended to read:

15 **ASSEMBLY RULE 89 (2)** Any resolution affecting assembly rules shall be referred
16 by the presiding officer to ~~the calendar for the 2nd legislative day following~~
17 ~~introduction, or to a committee.~~ A resolution providing for the adoption of assembly
18 rules at the commencement of a legislative biennium may be taken up immediately
19 upon its introduction if the resolution has been provided to the assembly
20 members-elect of the new legislature at least one week prior to the convening of the
21 session.

22 **SECTION 15.** Assembly rule 95 (15) is amended to read:

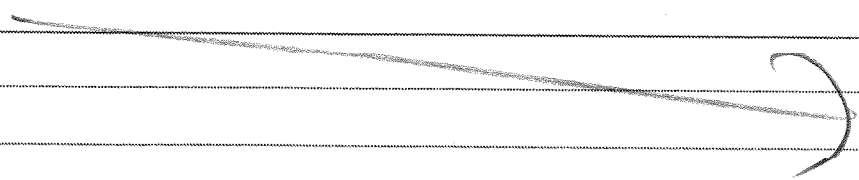
Page 48, line 9: delete
" on rules " and substitute
" on rules of the whole ".

Page 52, line 2: delete
the material beginning with "presiding officer," and
~~transferred and substituted~~
ending with "or to" on line 3 and substitute

^{NOT} "presiding officer to the
~~calendar for the 2nd legislative~~
~~day following introduction of~~"

→ #page 55, line 8: after "(11)," insert "(15)," a committee

Page 56, ^{line} line 5: after the
line present:



1 ~~ASSEMBLY RULE 98~~ (15) **Committee of the whole:** The assembly membership
2 organized in committee for the discussion of a specific matter or for establishing an
3 assembly calendar. P

4 (END)