

# State of Wisconsin



2001 Assembly Resolution 8

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## ENGROSSED RESOLUTION

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*To amend* assembly rule 73 (1) (h) and assembly rule 95 (71); and *to create* assembly rule 51m and assembly rule 54 (3) (h); **relating to:** assembly confirmation of nominations for appointment.

*Resolved by the assembly, That:*

**SECTION 1.** Assembly rule 51m is created to read:

**ASSEMBLY RULE 51m. Advice and consent of the assembly.** (1) Whenever the governor submits to the assembly a nomination for an appointment as required by law, the assembly committee on organization shall introduce a resolution, stating that it is introduced at the request of the governor, to confirm the appointment. The speaker shall refer the resolution to the standing committee that the speaker deems to be the most appropriate committee to pass upon the qualifications of the candidate. The committee shall report its findings and recommendations to the assembly in writing. Nominations by the governor may be considered, and the persons so nominated may with the advice and consent of the assembly and senate be appointed, in special as well as in regular sessions.

(2) On the question of the adoption of a resolution confirming appointments by the governor, the vote, notwithstanding rule 76 (4), shall be taken by an oral calling of the ayes and noes, which shall be entered upon the journal. Adoption of the resolution requires a majority vote of the elected membership. The question of adoption of a resolution confirming appointment is not subject to a motion for reconsideration under rule 73. The assembly may, but is not required to, act upon an appointment resubmitted by the governor when the identical appointment has once been refused confirmation by the assembly. The chief clerk shall record the cumulative status of all appointments in the bulletin of proceedings. The assembly shall inform the governor and the senate of its final action on confirmation of a nomination for appointment.

SECTION 2. Assembly rule 54 (3) (h) is created to read:

ASSEMBLY RULE 54 (3) (h) An amendment to a resolution confirming a nomination for appointment under rule 51m.

SECTION 3. Assembly rule 73 (1) (b) is amended to read:

ASSEMBLY RULE 73 (1) (b) May not be applied to: 1) the assembly's approval of a conference committee report or of a resolution confirming a nomination for appointment under rule 51m; 2) the assembly's decision on a veto; or 3) an assembly action to recede from its position on a proposal so as to agree with the position of the senate.

SECTION 4. Assembly rule 95 (71) is amended to read:

ASSEMBLY RULE 95 (71) RESOLUTION, ASSEMBLY: A proposal; a) expressing the opinion of the assembly ~~or~~; b) changing the assembly rules; or c) confirming a nomination for appointment under rule 51m.

State Capitol  
Madison, Wisconsin

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Representative Scott R. Jensen  
Speaker of the Assembly

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Date

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John A. Scocos  
Assembly Chief Clerk

## 2001 ASSEMBLY RESOLUTION 8

February 8, 2001 – Introduced by COMMITTEE ON JUDICIARY. Referred to Committee on Judiciary.

1 *To amend* assembly rule 73 (1) (b) and assembly rule 95 (71); and *to create* assembly  
2 rule 51m and assembly rule 54 (3) (h); **relating to:** assembly confirmation of  
3 nominations for appointment.

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### *Analysis by the Legislative Reference Bureau*

This resolution provides the procedure in the assembly rules for the assembly confirmation of nominations for appointment.

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#### *Resolved by the assembly, That:*

SECTION 1. Assembly rule 51m is created to read:

ASSEMBLY RULE 51m. **Advice and consent of the assembly.** (1) Whenever  
the governor submits to the assembly a nomination for an appointment as required  
by law, the assembly committee on organization shall introduce a resolution, stating  
that it is introduced at the request of the governor, to confirm the appointment. The  
speaker shall refer the resolution to the standing committee that the speaker deems  
to be the most appropriate committee to pass upon the qualifications of the  
candidate. The committee shall report its findings and recommendations to the

1 assembly in writing. Nominations by the governor may be considered, and the  
2 persons so nominated may with the advice and consent of the assembly and senate  
3 be appointed, in special as well as in regular sessions.

4 (2) On the question of the adoption of a resolution confirming appointments by  
5 the governor, the vote, notwithstanding rule 76 (4), shall be taken by an oral calling  
6 of the ayes and noes, which shall be entered upon the journal. Adoption of the  
7 resolution requires a majority vote of the elected membership. The question of  
8 adoption of a resolution confirming appointment is not subject to a motion for  
9 reconsideration under rule 73. The assembly may, but is not required to, act upon  
10 an appointment resubmitted by the governor when the identical appointment has  
11 once been refused confirmation by the assembly. The chief clerk shall record the  
12 cumulative status of all appointments in the bulletin of proceedings. The assembly  
13 shall inform the governor and the senate of its final action on confirmation of a  
14 nomination for appointment.

15 **SECTION 2.** Assembly rule 54 (3) (h) is created to read:

16 ASSEMBLY RULE 54 (3) (h) An amendment to a resolution confirming a  
17 nomination for appointment under rule 51m.

18 **SECTION 3.** Assembly rule 73 (1) (b) is amended to read:

19 ASSEMBLY RULE 73 (1) (b) May not be applied to: 1) the assembly's approval of  
20 a conference committee report or of a resolution confirming a nomination for  
21 appointment under rule 51m; 2) the assembly's decision on a veto; or 3) an assembly  
22 action to recede from its position on a proposal so as to agree with the position of the  
23 senate.

24 **SECTION 4.** Assembly rule 95 (71) is amended to read:

1 ASSEMBLY RULE 95 (71) RESOLUTION, ASSEMBLY: A proposal: a) expressing the  
2 opinion of the assembly ~~or~~; b) changing the assembly rules; or c) confirming a  
3 nomination for appointment under rule 51m.

4 (END)

2001

Resolution On "Certificate" Form

ENGROSS SIMPLE RES

01en A Res 8

ADOPTED DOCUMENTS:

Orig      \_\_\_ SubAmdt \_\_\_

01-23121 2

Amendments to above (if none, write "NONE"): None

Corrections - show date (if none, write "NONE"): None

Topic Assembly Confirmation of  
nominations for appointment

2/14/2001      [Signature]  
 Date                                  Drafter

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**BILL HISTORY FOR ASSEMBLY RESOLUTION 8 (LRB -2312)**

To amend assembly rule 73 (1) (b) and assembly rule 95 (71); and to create assembly rule 51 m and assembly rule 54 (3) (h); relating to: assembly confirmation of nominations for appointment.

2001

02-08.	A.	Introduced by committee on <b>Judiciary</b> .	
02-08.	A.	Read and referred to committee on Judiciary .....	68
02-08.	A.	Public hearing held.	
02-08.	A.	Executive action taken.	
02-08.	A.	Report adoption recommended by committee on Judiciary, Ayes 8, Noes 0 .....	70
02-08.	A.	Referred to committee on Rules .....	70
02-08.	A.	Placed on calendar 2-13-2001 by committee on Rules.	
02-13.	A.	Placed at the foot of the eighth order of business on the calendar .....	76
02-13.	A.	Placed at the foot of the eighth order of business on the calendar .....	77
02-13.	A.	Rules suspended and taken up .....	78
02-13.	A.	<b>Adopted</b> , Ayes 98, Noes 0 .....	78