

2001 ASSEMBLY RESOLUTION 15

February 19, 2001 – Introduced by Representatives CARPENTER, STASKUNAS, MORRIS-TATUM, KREUSER, CULLEN, MILLER, BERCEAU and WILLIAMS. Referred to Committee on Rules.

1 **To amend** assembly rule 15 (title), (1) to (3), (4) (intro.), (b) and (c), (5) and (6),
2 assembly rule 19 (3), assembly rule 42 (3) (c), assembly rule 44 and assembly
3 rule 74 (3); **relating to:** the veto review process.

Analysis by the Legislative Reference Bureau

Currently, the assembly rules provide a method for withdrawing a proposal from committee. This resolution provides that vetoes may be withdrawn from committee in the same manner as proposals.

Resolved by the assembly, That:

5 **SECTION 1.** Assembly rule 15 (title), (1) to (3), (4) (intro.), (b) and (c), (5) and (6)
6 are amended to read:

7 ASSEMBLY RULE 15 (title) **Withdrawing a proposal or veto from**
8 **committee.** (1) ~~No~~ A proposal or veto may not be withdrawn from any committee
9 until 21 calendar days have expired since the proposal or veto was referred to the
10 committee. After the 21-day period, ~~proposals~~ a proposal or veto may be withdrawn
11 either by motion or by petition, but:

1 (a) ~~No~~ A bill may not be withdrawn from a joint survey committee.

2 (b) ~~No~~ A bill requiring, but not having, an emergency statement for passage
3 may not be withdrawn from the joint committee on finance or from the committee on
4 rules.

5 (2) The motion to withdraw a proposal or veto from committee ~~shall be~~ is in
6 order only on the first day in any week on which the call of the roll is taken under
7 the first order of business. ~~Such~~ The motions shall be decided by ~~majority vote of a~~
8 majority of the members present and voting.

9 (3) Once a motion to withdraw a proposal or veto from a committee which
10 requires a ~~majority vote of a majority of the members present and voting~~ fails, all
11 subsequent motions to withdraw that proposal or veto from the same committee ~~shall~~
12 require a vote of two-thirds majority of the members present and voting for adoption
13 and shall be decided without debate.

14 (4) (intro.) A petition to withdraw a proposal or veto from committee requires
15 the personal signatures of a majority of the assembly's current membership.

16 (b) Each withdrawal petition signature shall be dated by the signer.
17 Withdrawal petitions may not be circulated ~~prior to~~ before the expiration of the
18 21-day period.

19 (c) Any withdrawal petition shall be filed with the chief clerk, who shall
20 immediately examine it for compliance with this rule. All questions concerning the
21 adequacy of a withdrawal petition shall be decided by the speaker.

22 (5) Immediately upon adoption of ~~any~~ a withdrawal motion or the chief clerk's
23 announcement of receipt of a proper withdrawal petition, the affected proposal ~~shall~~
24 be or veto is taken from committee and placed in the committee on rules for calendar
25 scheduling, ~~but,~~ if the withdrawal ~~was~~ is from that committee, the affected proposal

1 ~~shall be~~ or veto is placed directly on the calendar for the 2nd legislative day
2 thereafter.

3 (6) Whenever a bill is introduced in the assembly or senate under section 227.19
4 (5) (e) or 227.26 (2) (f) of the statutes, the bill ~~shall be~~ is considered reported without
5 recommendation and ~~shall be~~ is placed before the committee on rules if ~~no a~~ report
6 is not received from the standing committee within 30 days ~~of~~ after the date of
7 referral. This subsection does not apply if the bill is introduced within 30 days ~~of~~
8 after the time at which ~~no~~ further proposals may not be introduced or offered in the
9 regular session under joint rule 83 (2).

10 **SECTION 2.** Assembly rule 19 (3) is amended to read:

11 ASSEMBLY RULE 19 (3) The report of the committee shall be reproduced in the
12 journal. Notwithstanding subs. (1) and (2), the chief clerk shall record in the journal
13 that a bill or veto is reported without recommendation whenever the bill or veto is
14 withdrawn from committee under rule 15 (6) ~~prior to~~ before the committee's vote on
15 the bill or veto.

16 **SECTION 3.** Assembly rule 42 (3) (c) is amended to read:

17 ASSEMBLY RULE 42 (3) (c) Within 5 working days after initial referral by the
18 speaker under sub. (1) (a) to a committee, the speaker, with the consent of the
19 chairperson and notwithstanding rule 15, may withdraw any bill, joint resolution,
20 ~~or resolution,~~ or veto from the standing committee to which it is was initially referred
21 and rerefer it to another standing committee or to a special committee. Rereferral
22 under this rule may not be used to satisfy section 13.093 (1) of the statutes.

23 **SECTION 4.** Assembly rule 44 is amended to read:

24 ASSEMBLY RULE 44. **Veto.** (1) Upon the receipt of a message from the
25 governor that an assembly ~~proposal~~ bill has been vetoed in whole or in part, or of a

1 senate message that the senate has passed a vetoed senate ~~proposal~~ bill or senate
2 proposal vetoed in part, the speaker, within 7 working days after the receipt, shall
3 refer the veto to the calendar for the 2nd legislative day thereafter, or to the
4 committee on rules for calendar scheduling, or to a standing committee for review
5 and report.

6 (2) Notwithstanding the referral of a veto to a standing committee, the
7 committee on rules may schedule the veto for assembly action. When so scheduled,
8 the veto ~~shall be~~ is before the assembly and may be passed notwithstanding the
9 objections of the governor even if the standing committee has not submitted its
10 report.

11 **SECTION 5.** Assembly rule 74 (3) is amended to read:

12 **ASSEMBLY RULE 74 (3)** A motion to table may not be applied to procedural
13 motions, except that a motion to withdraw a proposal or veto from committee may
14 be tabled if the motion to withdraw does not involve a suspension of the rules.

15 (END)