

2003 DRAFTING REQUEST

Assembly Substitute Amendment (ASA-AJR(LRBx0704/1))

Received: **01/24/2003**

Received By: **pdykman**

Wanted: **Soon**

Identical to LRB:

For: **Scott Suder (608) 267-0280**

By/Representing: **Emerson, Anne**

This file may be shown to any legislator: **NO**

Drafter: **pdykman**

May Contact:

Addl. Drafters:

Subject: **Constitutional Amendments**

Extra Copies:

Submit via email: **YES**

Requester's email: **Rep.Suder@legis.state.wi.us**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Substitute amendment to LRB-0704/1 supermajority vote required

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>
/?	pdykman 01/24/2003	kgilfoy 01/24/2003		_____			
/1			rschluet 01/27/2003	_____	mbarman 01/27/2003	mbarman 01/27/2003	

FE Sent For:

<END>

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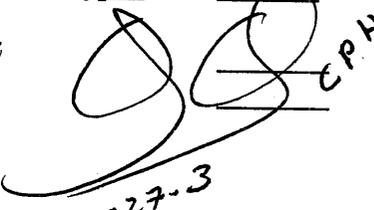
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FE Sent For:

<END>

**ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO 2001 ASSEMBLY JOINT RESOLUTION 2**

January 31, 2002 – Offered by Representative SUDER.

1 **To amend** section 8 of article VIII; and **to create** section 8 (3) of article VIII of the
2 constitution; **relating to:** the vote on bills that would increase certain tax
3 revenues (first consideration).

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

5 **SECTION 1.** Section 8 of article VIII of the constitution is amended to read:

6 [Article VIII] Section 8 (1) On the passage in either house of the legislature of
7 any law ~~which that~~ imposes, continues or renews a tax, or provides by law for net
8 increase in revenues from state sales taxes, income taxes and franchise taxes, or
9 creates a debt or charge, or makes, continues or renews an appropriation of public
10 or trust money, or releases, discharges or commutes a claim or demand of the state,
11 ~~the question vote shall be taken by yeas and nays, which shall be duly ayes and noes,~~
12 and the names of the members voting for, and the names of the members voting
13 against, passage of the bill shall be entered on the journal; and.

50005/1



ASA

2003 ASSEMBLY JOINT RESOLUTION

good

Provides by law for net increase in revenues from Gen. Cat. revenues

1 To amend section 8 of article VIII; and to create section 8 (3) of article VIII of the
2 constitution; relating to: the vote on bills that would increase certain tax rates
3 (first consideration).

Analysis by the Legislative Reference Bureau

This proposed constitutional amendment, proposed to the 2003 legislature on first consideration, requires a two-thirds vote in each house of the legislature to pass a bill to increase the rate of the state sales tax or any of the rates of the income tax or franchise tax.

A proposed constitutional amendment requires adoption by 2 successive legislatures, and ratification by the people, before it can become effective.

4 Resolved by the assembly, the senate concurring, That:

5 SECTION 1. Section 8 of article VIII of the constitution is amended to read:

6 [Article VIII] Section 8 (1) On the passage in either house of the legislature of

7 any law which that imposes, continues or renews a tax, or increases the rate of the
8 state sales tax or increases any of the rates of the income tax or franchise tax, or

9 creates a debt or charge, or makes, continues or renews an appropriation of public

Handwritten annotations: 'taxes', 'taxes and', 'cost', 'taxes', 'or' with arrows pointing to specific words in the text.

1 or trust money, or releases, discharges or commutes a claim or demand of the state,
2 the question vote shall be taken by ~~yeas and nays, which shall be duly ayes and noes,~~
3 and the names of the members voting for, and the names of the members voting
4 against, passage of the bill shall be entered on the journal; and.

5 (2) For any vote under sub. (1), three-fifths of all the members elected to such
6 the current membership of each house shall in all such cases be required to constitute
7 a quorum therein. *provide by law for a net*

8 **SECTION 2.** Section 8 (3) of article VIII of the constitution is created to read:

9 [Article VIII] Section 8 (3) The passage in either house of the legislature of any
10 law to increase the rate of the state sales tax ^{IN REVENUES FROM} ~~or to increase any of the rates of the~~
11 income tax ^{POS} ~~or~~ franchise tax ^{POS} requires the approval of two-thirds of the members
12 present. *and*

13 **SECTION 3. Numbering of new provision.** The new subsection (3) of section
14 8 of article VIII of the constitution created in this joint resolution shall be designated
15 by the next higher open whole subsection number in that section in that article if,
16 before the ratification by the people of the amendment proposed in this joint
17 resolution, any other ratified amendment has created a subsection (3) of section 8 of
18 article VIII of the constitution of this state. If one or more joint resolutions create
19 a subsection (3) of section 8 of article VIII simultaneously with the ratification by the
20 people of the amendment proposed in this joint resolution, the subsections created
21 shall be numbered and placed in a sequence so that the subsections created by the
22 joint resolution having the lowest enrolled joint resolution number have the numbers
23 designated in that joint resolution and the subsections created by the other joint
24 resolutions have numbers that are in the same ascending order as are the numbers
25 of the enrolled joint resolutions creating the subsections.

