LRB-1621

2003 DRAFTING REQUEST

Senate Joint Resolution

Received: **01/20/2003**

Wanted: **Soon**

For: **Robert Welch (608) 266-0751**

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

May Contact:

Subject: **Constitutional Amendments**

Received By: **pdykman**

Identical to LRB: **99-1124/2**

By/Representing: **Newhouse, Chris**

Drafter: **pdykman**

Addl. Drafters:

Extra Copies:

Submit via email: **YES**

Requester's email: **Sen.Welch@legis.state.wi.us**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

The vote on bills that would increase certain tax rates

Instructions:

See Attached 1999 AJR 83

Drafting History:

Vers.	Drafted	Reviewed	Typed	Proofed	Submitted	Jacketed	Required
/?	pdykman 01/20/2003	kgilfoy 01/20/2003		___			
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Per Senator Welch's office Jacketing Button not working

FE Sent For:

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2003 ASSEMBLY JOINT RESOLUTION

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.

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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

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PJD:kmg:cph
SECTION 1

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~~.

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 or to increase any of the rates of the

11   income tax or franchise tax requires the approval of two–thirds of the members

12   present.

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.

1   ***Be it further resolved, That*** this proposed amendment be referred to the

2   legislature to be chosen at the next general election and that it be published for 3

3   months previous to the time of holding such election.

4   (END)