### **Senate Joint Resolution**

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Schae	c John Reso	iuuon						
Received: 01/22/2004					Received By: pdykman			
Wanted	: Soon		Identical to LRB:					
For: Sco	ott Fitzgerald	(608) 266-5660	By/Representing: <b>Don Dyke</b> Drafter: <b>pdykman</b>					
This file	e may be shown	n to any legislat						
May Contact:					Addl. Drafters:	pkahler		
Subject		utional Amend lel marriage			Extra Copies:		٠.	
Submit	via email: YES	}						
Request	er's email:	Sen.Fitzge	rald@legis	.state.wi.us				
Carbon	copy (CC:) to:	Don.Dyke	@legis.state	e.wi.us			٠.	
Pre To	pic:		100					
No spec	ific pre topic gi	iven	ž+.					
Topic:								
Only a r	narriage betwee	en one man and	one woman	n				
Instruc	tions:	***	!					
See Atta	ached							
 Draftin	g History:				, , , , , , , , , , , , , , , , , , , ,	· .	· .	
Vers.	<u>Drafted</u>	Reviewed	Typed	Proofed	Submitted	Jacketed	Required	
/? /1	pdykman 01/22/2004 pdykman 01/30/2004	kgilfoy 01/22/2004 kgilfoy 01/30/2004	rschluet 01/22/200	04	sbasford 01/22/2004	sbasford 01/23/2004 sbasford 01/23/2004		

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01/30/2004 12:27:22 PM Page 2

 Vers.
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 01/30/2004
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 01/30/2004

FE Sent For:

**<END>** 

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For: Scott Fitzgerald (608) 266-5660

By/Representing: Don Dyke

This file may be shown to any legislator: NO

Drafter: pdykman

May Contact:

Addl. Drafters:

pkahler

Subject:

**Constitutional Amendments** 

Dom. Rel. - marriage

Extra Copies:

Submit via email: YES

Requester's email:

Sen.Fitzgerald@legis.state.wi.us

Carbon copy (CC:) to:

Don. Dyke@leg is. state.wi. us

Pre Topic:

No specific pre topic given

Topic:

Only a marriage between one man and one woman

Instructions:

See Attached

Vers.	<u>Drafted</u>	Reviewed	Typed	Proofed	Submitted	Jacketed	Require
/? /1	pdykman 01/22/2004	kgilfoy 01/22/2004 /2 - 1/30 Kmg	rschluet 01/22/2004	1-130 0×10	sbasford 01/22/2004	sbasford 01/23/2004 sbasford 01/23/2004	· · · · · · · · · · · · · · · · · · ·

01/23/2004 10:14:41 AM Page 2

FE Sent For:

<END>

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<u>Vers.</u> <u>Drafted</u> <u>Reviewed</u> <u>Typed</u> <u>Proofed</u> <u>Submitted</u> <u>Jacketed</u> <u>Required</u>

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/1 pdykman 01/22/2004

kgilfoy 01/22/2004

rschluet \_\_\_\_\_ 01/22/2004 sbasford 01/22/2004

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**Instructions:** 

See Attached

**Drafting History:** 

Vers.

**Drafted** 

Reviewed

Submitted

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Required

/?

pdykman

<END>

FE Sent For:

Only a marriage between one man and one woman shall be valid as a marriage in this state or recognized as a marriage by this state. A legal status identical or substantially similar to that of marriage for unmarried individuals shall not be valid in or recognized by this state.

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# 2003 SENATE JOINT RESOLUTION

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To create section 13 of article XIII of the constitution; relating to: providing that only a marriage between one man and one woman shall be valid as a marriage in this state or recognized as a marriage by this state (first consideration).

# Analysis by the Legislative Reference Bureau

This proposed constitutional amendment, proposed to the 2003 legislature on first consideration, provides that only a marriage between one man and one woman shall be valid as a marriage in this state or recognized as a marriage by this state and that a legal status identical or substantially similar to that of marriage for unmarried individuals shall not be valid in or recognized by this state.

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

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

SECTION 1. Section 13 of article XIII of the constitution is created to read:

[Article XIII] Section 13. Only a marriage between one man and one woman shall be valid as a marriage in this state or recognized as a marriage by this state.

A legal status identical or substantially similar to that of marriage for unmarried

individuals shall not be valid in or recognized by this state.

SECTION 2

SECTION 2. Numbering of new provision. The new section 13 of article XIII
of the constitution created in this joint resolution shall be designated by the next
higher open whole section number in that article if, before the ratification by the
people of the amendment proposed in this joint resolution, any other ratified
amendment has created a section 13 of article XIII of the constitution of this state.
If one or more joint resolutions create a section 3 of article XIII simultaneously with
the ratification by the people of the amendment proposed in this joint resolution, the
sections created shall be numbered and placed in a sequence so that the sections
created by the joint resolution having the lowest enrolled joint resolution number
have the numbers designated in that joint resolution and the sections created by the
other joint resolutions have numbers that are in the same ascending order as are the
numbers of the enrolled joint resolutions creating the sections.

Be it further resolved, That this proposed amendment be referred to the legislature to be chosen at the next general election and that it be published for 3 months previous to the time of holding such election.

(END)

### DRAFTER'S NOTE FROM THE LEGISLATIVE REFERENCE BUREAU

LRB-4096/1dn PJD&PJK:

January 22, 2004

Senator Fitzgerald:

the language This language is identical to that Don Dyke of the Legislative Council Staff gave to me. Please check to determine that it is as you wish.

> Atty. Peter J. Dykman General Counsel

Phone: (608) 266-7098

E-mail: peter.dykman@legis.state.wi.us

# DRAFTER'S NOTE FROM THE LEGISLATIVE REFERENCE BUREAU

LRB-4096/1dn PJD:kmg:rs

January 22, 2004

### Senator Fitzgerald:

This language is identical to the language that Don Dyke of the Legislative Council Staff gave me. Please check to determine that it is as you wish.

Atty. Peter J. Dykman General Counsel Phone: (608) 266–7098

E-mail: peter.dykman@legis.state.wi.us

## Northrop, Lori

From:

Dykman, Peter

Sent:

Friday, January 23, 2004 9:56 AM

To:

LRB.Legal

Subject:

FW: LRB 4096/1 marriage

----Original Message-----From: Sen.Fitzgerald

Sent: Thursday, January 22, 2004 5:23 PM

To:

Dykman, Peter

Subject:

LRB 4096/1 marriage

Mr. Dykman,

The draft looked good. Thank you. Please send the STRIPES at your earliest opportunity.

Sen. Scott Fitzgerald 316 South



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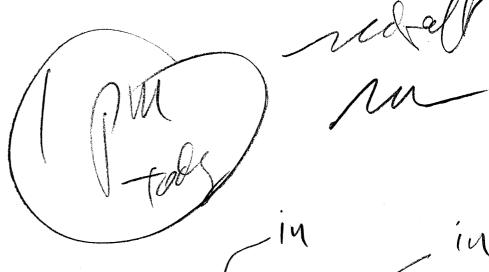
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# State of Misconsin 2003 - 2004 LEGISLATURE

LRB-4096/1 PJD:kmg:rs

2003 SENATE JOINT RESOLUTION



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Analysis by the Legislative Reference Bureau

This proposed constitutional amendment, proposed to the 2003 legislature on first consideration, provides that only a marriage between one man and one woman shall be valid as a marriage in this state or recognized as a marriage by this state and that a legal status identical or substantially similar to that of marriage for unmarried individuals shall not be valid it or recognized by this state.

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

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people of the amendment proposed in this joint resolution, any other ratified
amendment has created a section 13 of article XIII of the constitution of this state.
If one or more joint resolutions create a section 13 of article XIII simultaneously with
the ratification by the people of the amendment proposed in this joint resolution, the
sections created shall be numbered and placed in a sequence so that the sections
created by the joint resolution having the lowest enrolled joint resolution number
have the numbers designated in that joint resolution and the sections created by the
other joint resolutions have numbers that is in the same ascending order as are the
numbers of the enrolled joint resolutions creating the sections.

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