

**2007 DRAFTING REQUEST**

**Senate Joint Resolution**

Received: **11/15/2006**

Received By: **smiller**

Wanted: **Soon**

Identical to LRB:

For: **Jon Erpenbach (608) 266-6670**

By/Representing: **Kelly Johnson**

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

Drafter: **smiller**

May Contact:

Addl. Drafters:

Subject: **Constitutional Amendments**

Extra Copies:

Submit via email: **YES**

Requester's email: **Sen.Erpenbach@legis.wisconsin.gov**

Carbon copy (CC:) to:

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**Pre Topic:**

No specific pre topic given

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**Topic:**

Equal rights amendment

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**Instructions:**

See Attached

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**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>
/?	smiller 12/18/2006	wjackson 12/19/2006		_____			
/1			nmatzke 12/19/2006	_____	mbarman 12/19/2006	sbasford 12/20/2006	

FE Sent For:

<END>

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/?	smiller 12/18/2006	lrb_editor 1 wj 12/19	nwn 12/19	nwn 12/19			

FE Sent For:

<END>

**Miller, Steve**

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**From:** Johnson, Kelly  
**Sent:** Friday, December 15, 2006 1:17 PM  
**To:** Miller, Steve  
**Subject:** Draft Language

**Attachments:** Equal\_Rights\_Amendment.doc

Attached you will find the language we would like to use for the Constitutional Amendment that we have been speaking to you about. Please let me know if you have any questions.

*Kelly Johnson-Becker*  
Office of Senator Jon Erpenbach  
27th District  
608-266-6670



Equal\_Rights\_Amen  
dment.doc (33...

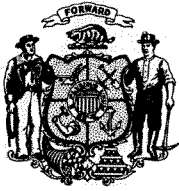
## **§ 1. Equality; inherent rights; prohibited discrimination**

Section 1. All people are born equally free and independent, and have certain inherent rights; among these are life, liberty and the pursuit of happiness; to secure these rights, governments are instituted, deriving their just powers from the consent of the governed. *All persons are guaranteed equal protection of the law and no law shall discriminate on the basis of sex, gender, race, color, sexual orientation, disability, religion, national origin, marital status, family status, age or ancestry. The government shall protect and secure these equal rights of the governed.*

### **DRAFTING NOTE:**

*To preserve the progressive tradition of the State of Wisconsin; to restate its commitment to the goals and rights of equality; to reaffirm our democratic principles in a culturally diverse society; to be consistent with this State's prior ratification of the federal Equal Rights Amendment; to assure our aging population equality of treatment under the law; to maintain and attract a diverse and talented workforce for a healthy economy and a vibrant educational and research community; to clarify that the people of Wisconsin in passing the Marriage Amendment intended to preserve traditional marriage but not discriminate in the provision or securement of the civil rights of non-married citizens; and to assure that the inherent rights to life, liberty and pursuit of happiness as promised in Wisconsin's Constitution, guarantee all persons at all times and in all political climates, equal opportunity and access to these inherent rights, free from all forms of discrimination:*

**NOW, THEREFORE, THE PEOPLE OF WISCONSIN hereby adopt an Equal Rights Amendment to their Constitution.**



.....  
SEM:WJ:

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~

**2007 SENATE JOINT RESOLUTION**

Today  
if possible

Regen

1 **To amend** section 1 of article I of the constitution; **relating to:** equal rights (first  
2 consideration).

*Analysis by the Legislative Reference Bureau*

**EXPLANATION OF PROPOSAL**

Currently, the constitution <sup>states</sup> ~~recognizes~~ <sup>and</sup> that all people are born equally free and independent, and have certain inherent rights; among these are life, liberty, and the pursuit of happiness; to secure these rights, governments are instituted, deriving their just powers from the consent of the governed. <sup>is</sup> This constitutional amendment, proposed to the 2007 legislature on first consideration, provides that all persons are guaranteed equal protection of the laws and no law shall discriminate on the basis of sex, gender, race, color, sexual orientation, disability, religion, national origin, marital status, family status, age, or ancestry and requires the government to protect and secure these equal rights of the governed.

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

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

4 **SECTION 1.** Section 1 of article I of the constitution is amended to read:

△

1 [Article I] Section 1. All people are born equally free and independent, and have  
2 certain inherent rights; among these are life, liberty, and the pursuit of happiness;  
3 to secure these rights, governments are instituted, deriving their just powers from  
4 the consent of the governed. All persons are guaranteed equal protection of the laws  
5 and no law shall discriminate on the basis of sex, gender, race, color, sexual  
6 orientation, disability, religion, national origin, marital status, family status, age, or  
7 ancestry. The government shall protect and secure these equal rights of the  
8 governed.

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

12 (END)

LPS:  
Please  
check  
spacing.

**Basford, Sarah**

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**From:** Johnson, Kelly  
**Sent:** Tuesday, December 19, 2006 4:10 PM  
**To:** LRB.Legal  
**Subject:** Draft Review: LRB 07-0783/1 Topic: Equal rights amendment

RUSH!!  
Please Jacket LRB 07-0783/1 for the SENATE.