

**2007 DRAFTING REQUEST**

**Senate Joint Resolution**

Received: **10/03/2006**

Received By: **rchampag**

Wanted: **Soon**

Identical to LRB:

For: **Sheila Harsdorf (608) 266-7745**

By/Representing: **Christian**

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

Drafter: **rchampag**

May Contact:

Addl. Drafters:

Subject: **Constitutional Amendments**

Extra Copies: **SRM**

Submit via email: **YES**

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

Carbon copy (CC:) to:

**Pre Topic:**

No specific pre topic given

**Topic:**

Restricting the governor's partial veto authority

**Instructions:**

2nd consideration for 2005 SJR 33

**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>
/?	rchampag 10/06/2006	wjackson 10/06/2006		_____			
/1			jfrantze 10/09/2006	_____	sbasford 10/09/2006		
/2	rchampag 10/09/2006	wjackson 10/09/2006	rschluet 10/09/2006	_____	lparisi 10/09/2006 mbarman 01/03/2007	sbasford 01/04/2007	

Vers.    Drafted    Reviewed    Typed    Proofed    Submitted    Jacketed    Required

FE Sent For: *hse*

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				_____	mbarman 01/03/2007		
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*1096*  
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/?

rchampag

1 WJ 10/6

Jb  
10/9

Jb/Es  
10/9

FE Sent For:

<END>





SCM

LRB-0440/1  
RAC:wlj:

# 2007 ASSEMBLY JOINT RESOLUTION

SENATE

Re-gen. cat.

- 1 **To amend** section 10 (1) (c) of article V of the constitution; **relating to:** prohibiting
- 2 partial vetoes from creating new sentences (second consideration).

## *Analysis by the Legislative Reference Bureau*

### **EXPLANATION OF PROPOSAL**

This proposed constitutional amendment, to be given second consideration by the 2007 legislature for submittal to the voters in April 2007, was first considered by the 2005 legislature in 2005 Senate Joint Resolution 33, which became 2005 Enrolled Joint Resolution 46.

The proposed constitutional amendment prohibits the governor, in exercising his or her partial veto authority on appropriation bills, from creating new sentences by combining parts of two or more sentences of the enrolled bill.

### **PROCEDURE FOR SECOND CONSIDERATION**

When a proposed constitutional amendment is before the legislature on second consideration, any change in the text approved by the preceding legislature causes the proposed constitutional amendment to revert to first consideration status so that second consideration approval would have to be given by the next legislature before the proposal may be submitted to the people for ratification [see joint rule 57 (2)].

If the legislature approves a proposed constitutional amendment on second consideration, it must also set the date for submitting the proposed constitutional




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

LRB-0133/1dn  
RAC:wjjf

September 21, 2006

LRB-0440/1  
RAC:wjj:

Senator Harsdorf



For the sake of putting a date in the joint resolution, I provided that the amendment is to be submitted to the voters at the spring election in 2007. If you wish a different date, please advise and I will redraft. Also, you may wish to review the question to make certain it reads as you intend.

Rick A. Champagne  
Senior Legislative Attorney  
Phone: (608) 266-9930  
E-mail: rick.champagne@legis.wisconsin.gov

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

LRB-0440/1dn  
RAC:wlj:jf

October 9, 2006

Senator Harsdorf:

For the sake of putting a date in the joint resolution, I provided that the amendment is to be submitted to the voters at the spring election in 2007. If you wish a different date, please advise and I will redraft. Also, you may wish to review the question to make certain it reads as you intend.

Rick A. Champagne  
Senior Legislative Attorney  
Phone: (608) 266-9930  
E-mail: [rick.champagne@legis.wisconsin.gov](mailto:rick.champagne@legis.wisconsin.gov)



LRB-0440/1 ✓  
RAC:wlj:jf  
Stays →  
RMR

Today

## 2007 SENATE JOINT RESOLUTION

-Kym cat

1 **To amend** section 10 (1) (c) of article V of the constitution; **relating to:** prohibiting  
2 partial vetoes from creating new sentences (second consideration).

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### *Analysis by the Legislative Reference Bureau*

#### **EXPLANATION OF PROPOSAL**

This proposed constitutional amendment, to be given second consideration by the 2007 legislature for submittal to the voters in April 2007, was first considered by the 2005 legislature in 2005 Senate Joint Resolution 33, which became 2005 Enrolled Joint Resolution 46.

The proposed constitutional amendment prohibits the governor, in exercising his or her partial veto authority on appropriation bills, from creating new sentences by combining parts of two or more sentences of the enrolled bill.

#### **PROCEDURE FOR SECOND CONSIDERATION**

When a proposed constitutional amendment is before the legislature on second consideration, any change in the text approved by the preceding legislature causes the proposed constitutional amendment to revert to first consideration status so that second consideration approval would have to be given by the next legislature before the proposal may be submitted to the people for ratification [see joint rule 57 (2)].

If the legislature approves a proposed constitutional amendment on second consideration, it must also set the date for submitting the proposed constitutional

amendment to the people for ratification and must determine the question or questions to appear on the ballot.

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1           Whereas, the 2005 legislature in regular session considered a proposed  
2 amendment to the constitution in 2005 Senate Joint Resolution 33, which became  
3 2005 Enrolled Joint Resolution 46, and agreed to it by a majority of the members  
4 elected to each of the 2 houses, which proposed amendment reads as follows:

**SECTION 1.** Section 10 (1) (c) of article V of the constitution is amended to read:

[Article V] Section 10 (1) (c) In approving an appropriation bill in part, the governor may not create a new word by rejecting individual letters in the words of the enrolled bill, and may not create a new sentence by combining parts of 2 or more sentences of the enrolled bill.

*Now, therefore, be it resolved by the senate, the assembly concurring,*

5

6 (circled)

*That* the foregoing proposed amendment to the constitution is agreed to by the ~~2007~~ 2007 legislature; and, be it further

7

8

**Resolved, That** the foregoing proposed amendment to the constitution be submitted to a vote of the people at the election to be held on the first Tuesday of April,

9

10 (circled)

~~2007~~ 2007; and, be it further

11

**Resolved, That** the question concerning ratification of the foregoing proposed amendment to the constitution be stated on the ballot as follows:

12

13

**QUESTION 1: "Partial veto.** Shall section 10 (1) (c) of article V of the constitution be amended to prohibit the governor, in exercising his or her partial veto authority, from creating a new sentence by combining parts of two or more sentences of the enrolled bill?"

14

15

16

(END)

D-Note

① ON page 2, lines 6 and 10, I inserted  
the correct year. Otherwise, the draft remains  
unchanged.

RAC



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

LRB-0440/2dn  
RAC:wlj:rs

October 9, 2006

On page 2, lines 6 and 10, I inserted the correct year. Otherwise, the draft remains unchanged.

Rick A. Champagne  
Senior Legislative Attorney  
Phone: (608) 266-9930  
E-mail: [rick.champagne@legis.wisconsin.gov](mailto:rick.champagne@legis.wisconsin.gov)



**Basford, Sarah**

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**From:** Wuebke, Matt  
**Sent:** Thursday, January 04, 2007 1:09 PM  
**To:** LRB.Legal  
**Subject:** Draft Review: LRB 07-0440/2 Topic: Restricting the governor's partial veto authority

Please Jacket LRB 07-0440/2 for the SENATE.