



## 2005 ASSEMBLY RESOLUTION 6

February 9, 2005 – Introduced by Representatives GARD and HUEBSCH. Referred to Committee on Rules.

1     **To repeal** assembly rule 17d (1) and assembly rule 17d (2); **to renumber and**  
2             **amend** assembly rule 17d (intro.); **to amend** assembly rule 5 (1) (p), assembly  
3             rule 11 (4), assembly rule 32 (3), assembly rule 32 (3) (a), assembly rule 42 (3)  
4             (c) and assembly rule 73 (3) (a); and **to create** assembly rule 42 (1) (d); **relating**  
5             **to:** the assembly rules.

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### *Analysis by the Legislative Reference Bureau*

#### ***Votes in committee***

Currently, the rules require all committee votes to be taken in the presence of the committee and prohibit a member from being recorded as voting unless the member is present at the committee session when the vote is taken. This resolution provides that the rule does not apply to the committee on rules or the committee on assembly organization.

#### ***Deposit of proposals and other documents***

Currently, the chief clerk must deposit with the secretary of state's office, at the close of each biennial session and at the close of each special session, the full record of assembly action on all proposals together with other important documents in the possession of the assembly. The resolution requires the chief clerk to deposit these items with the Legislative Reference Bureau.

#### ***Layover of proposals before committee action***

Currently, a committee may not vote on a proposal unless the proposal has been introduced, or offered, and made available to the public for at least 24 hours with certain exceptions. The resolution eliminates the exceptions.

***Simultaneous referral of bills to Joint Committee of Finance and assembly committees***

Currently, the rules do not permit simultaneous referrals of bills to the Joint Committee on Finance and to the assembly committee appropriate to the major substance of the bill. The resolution authorizes such referrals.

***Rereferral of proposals***

Currently, the rules provide that the speaker, with the consent of the chairperson, may withdraw a proposal from the standing committee to which it was initially referred and rerefer it to another standing committee or to a special committee or refer it to the calendar for the second legislative day thereafter. The resolution permits the speaker to rerefer a proposal any number of times, not just once.

***Special order proposals***

Currently, the rules provide that whenever any proposal has been made a special order of business, the assembly must proceed to the special order at the designated time. Also, the rules provide that special orders have precedence over the regular orders of business and must be considered in chronological order. The resolution provides that the assembly must proceed to the special order at the designated time or at a later time, as determined by the presiding officer, and that special orders must be considered in any order, as determined by the presiding officer.

***Motions for reconsideration***

Currently, the rules provide that a motion for reconsideration of the vote by which a proposal is passed, adopted, concurred in, indefinitely postponed, rejected, or nonconcurred in may be entered as late as the seventh order of business on the second legislative day thereafter. This resolution provides that such a motion may be entered as late as the seventh order of business on the *next* legislative day thereafter, as opposed to the *second* legislative day thereafter.

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- 1           ***Resolved by the assembly, That:***
- 2           **SECTION 1.** Assembly rule 5 (1) (p) is amended to read:
- 3           ASSEMBLY RULE 5 (1) (p) Deposit with the secretary of state's office legislative
- 4           reference bureau, at the close of each biennial session and at the close of each special
- 5           session, the full record of assembly action on all proposals together with other
- 6           important documents in the possession of the assembly.
- 7           **SECTION 2.** Assembly rule 11 (4) is amended to read:

1 ASSEMBLY RULE 11 (4) All committee votes shall be taken in the presence of the  
2 committee. A member may not be recorded as voting unless the member is present  
3 at the committee session when the vote is taken. This subsection does not apply to  
4 the committee on rules or the committee on assembly organization.

5 **SECTION 3.** Assembly rule 17d (intro.) is renumbered assembly rule 17d and  
6 amended to read:

7 ASSEMBLY RULE 17d. **Executive action.** A committee may not vote on a  
8 proposal unless the proposal has been introduced, or offered, and made available to  
9 the public for at least 24 hours ~~excluding:~~

10 **SECTION 4.** Assembly rule 17d (1) is repealed.

11 **SECTION 5.** Assembly rule 17d (2) is repealed.

12 **SECTION 6.** Assembly rule 32 (3) is amended to read:

13 ASSEMBLY RULE 32 (3) Whenever any proposal has been made a special order  
14 of business, the assembly shall proceed to the special order at the designated time  
15 or at a later time, as determined by the presiding officer.

16 **SECTION 7.** Assembly rule 32 (3) (a) is amended to read:

17 ASSEMBLY RULE 32 (3) (a) Special orders have precedence over the regular  
18 orders of business and shall be considered in ~~chronological~~ any order, as determined  
19 by the presiding officer.

20 **SECTION 8.** Assembly rule 42 (1) (d) is created to read:

21 ASSEMBLY RULE 42 (1) (d) The presiding officer or speaker may refer any bill  
22 simultaneously to the joint committee on finance and to the committee appropriate  
23 to the major substance of the bill.

24 **SECTION 9.** Assembly rule 42 (3) (c) is amended to read:

1 ASSEMBLY RULE 42 (3) (c) After initial referral by the speaker or presiding officer  
2 under sub. (1) (a) or (b) to an assembly committee but before a vote by the committee  
3 is commenced on a proposal, the speaker, with the consent of the chairperson and  
4 notwithstanding rule 15, may withdraw the proposal from the standing committee  
5 to which it was initially referred and rerefer it to another standing committee or to  
6 a special committee or refer it to the calendar for the 2nd legislative day thereafter.  
7 The speaker may rerefer a proposal any number of times. Rereferral under this rule  
8 may not be used to satisfy section 13.093 (1) of the statutes.

9 **SECTION 10.** Assembly rule 73 (3) (a) is amended to read:

10 ASSEMBLY RULE 73 (3) (a) A motion for reconsideration of the vote by which a  
11 proposal is passed, adopted, concurred in, indefinitely postponed, rejected, or  
12 nonconcurred in may be entered: 1) before the relating clause of the next proposal  
13 is read by the clerk, the next order of business is announced by the presiding officer,  
14 or other business is begun; or 2) on the 7th order of business on the 2nd next  
15 legislative day thereafter. Any motion to reconsider such final action shall be taken  
16 up immediately if the roll call day on which it is entered is already the ~~2nd or a later~~  
17 next actual day following the vote constituting final action on the proposal, ~~but~~  
18 ~~consideration of any other motion for reconsideration of such final action, entered on~~  
19 ~~the roll call day following the day on which the final action was taken, shall be laid~~  
20 ~~over and placed on the calendar for the first legislative day that occurs at least 2~~  
21 ~~calendar days after the decision was made.~~

22 (END)