

**2005 DRAFTING REQUEST**

**Assembly Substitute Amendment (ASA-SB473)**

Received: 02/16/2006

Received By: jkuesel

Wanted: As time permits

Identical to LRB:

For: **Ronald Brown (608) 266-8546**

By/Representing: **Katie Mnuk**

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

Drafter: **jkuesel**

May Contact:

Addl. Drafters:

Subject: **Elections - miscellaneous  
Local Gov't - counties**

Extra Copies:

Submit via email: **YES**

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

Carbon copy (CC:) to:

---

**Pre Topic:**

No specific pre topic given

---

**Topic:**

ASA to SB-473

---

**Instructions:**

Per SB-473 and SA 1 + LRBa2257/1. Break s. 83.01 (2), stats. into two paragraphs.

---

**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>
/?	jkuesel 02/16/2006	jdyer 02/17/2006		_____			
/1			pgreensl 02/17/2006	_____	sbasford 02/17/2006	sbasford 02/17/2006	

FE Sent For:

<END>

**2005 DRAFTING REQUEST**

**Assembly Substitute Amendment (ASA-SB473)**

Received: 02/16/2006

Received By: **jkuesel**

Wanted: **As time permits**

Identical to LRB:

For: **Ronald Brown (608) 266-8546**

By/Representing: **Katie Mnuk**

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

Drafter: **jkuesel**

May Contact:

Addl. Drafters:

Subject: **Elections - miscellaneous  
Local Gov't - counties**

Extra Copies:

Submit via email: **YES**

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

Carbon copy (CC:) to:

---

**Pre Topic:**

No specific pre topic given

---

**Topic:**

ASA to SB-473

---

**Instructions:**

Per SB-473 and SA 1 + LRBa2257/1. Break s. 83.01 (2), stats. into two paragraphs.

---

**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>
1/1	jkuesel 2/16/06	1 2/17/06 JL	2/17 ps	2/17 ps			

FE Sent For:

<END>





~~11/10/05~~  
MON 2/20

S0552  
S0592/1  
LRB-2353/3  
JTK:ld&kjtjff  
stays

Assembly SUBSTITUTE AMDT

TO 2005 SENATE BILL 473

December 12, 2005 - Introduced by Senators BROWN and OLSEN, cosponsored by Representatives GRONEMUS, MUSSER and ALBERS. Referred to Committee on Veterans, Homeland Security, Military Affairs, Small Business and Government Reform.

Regen

- 1 AN ACT *to amend* 17.22 (1), 17.22 (2) (b) and 83.01 (2) of the statutes; **relating**
- 2 **to:** terms of office of and vacancies in the office of county highway commissioner.

**Analysis by the Legislative Reference Bureau**

Currently, if a county has a county executive or administrator, the executive or administrator appoints the county highway commissioner (commissioner), subject to certain qualifications. Otherwise, the commissioner is elected by the county board of supervisors (county board). Unless otherwise provided by county ordinance, the commissioner serves until the second year following his or her election and if reelected serves for a two-year term. A vacancy in the office of commissioner is filled by temporary appointment of the county highway committee. The temporary appointee serves until the first Monday in January following his or her appointment. The county board then must appoint a regular successor at its first regular meeting after the vacancy occurs. The regular successor's term begins one day after the term of the temporary appointee expires.

This ~~bill~~ provides that the county board must elect a regular successor to a temporary appointee serving as commissioner at a meeting of the county board held no later than 120 days after the date on which the vacancy occurs. Under the ~~bill~~, the regular successor takes office upon his or her election or appointment and qualification and the temporary appointee serves until his or her successor is elected or appointed and qualified. The ~~bill~~ also provides that the procedure for filling of vacancies in the office of commissioner by the county board applies only if the county board regularly elects the commissioner. In addition, the ~~bill~~ provides that, if a

substitute amendment

substit. amendment

unless

**SENATE BILL 473**

county establishes a different term for the office of county highway commissioner, ~~it shall be for a specified number of years.~~

*The commissioner shall serve for a term of two years. However, unless a county establishes a different term of service, a person who is initially elected or appointed to the office of county highway commissioner serves until the first Monday in January of the second year succeeding the year of the person's election or appointment.*

***The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:***

SECTION 1. 17.22 (1) of the statutes is amended to read:

17.22 (1) Vacancies in any appointive county office shall be filled by appointment for the residue of the unexpired term by the appointing power and in the manner prescribed by law for making regular full term appointments thereto; but the term of any person elected or appointed by the county board to fill a permanent vacancy in the office of county highway commissioner shall terminate the first Monday of January of the second year next succeeding the appointment serve for the term prescribed under s. 83.01 (2). All appointments, subject to confirmation by the county board, made while the board is not in session, shall be acted upon by said board at its meeting next following such appointment.

SECTION 2. 17.22 (2) (b) of the statutes is amended to read:

17.22 (2) (b) In the office of the county highway commissioner, by appointment by the county highway committee. A person so appointed shall hold office until the first Monday of January next succeeding the person's appointment and the his or her successor is elected or appointed and qualified. The person's successor, if the office is regularly filled by election, shall be appointed by the county board at its first regular a meeting next succeeding such appointment and held no later than 120 days after the date on which the vacancy occurs. The person's successor, if the office is regularly filled by appointment, shall be appointed as provided in s. 83.01 (1). The person's successor shall take office on the Tuesday following the first Monday of

SENATE BILL 473

renumbered  
83.01 (2)(a)  
and

1 January next succeeding upon his or her election or appointment and qualification

2 and shall hold office for ~~a full~~ term ~~as prescribed in sub. (1).~~ under s. 83.01 (2)

3 **SECTION 3.** 83.01 (2) of the statutes is amended to read:

Fix component

4 83.01 (2) ~~TERM~~ Unless the county board establishes ~~a different term of service~~

5 by ordinance, ~~a term of a different number of years,~~ plain the county highway

6 commissioner shall serve for a term of 2 years, except that upon his or her first

7 election or appointment the county highway commissioner shall serve until the first

8 Monday in January of the 2nd year succeeding the year of the election, and if

9 reelected it shall be for a 2-year term or appointment.

10 **SECTION 4. Initial applicability.**

11 (1) This act first applies to with respect to vacancies occurring in the office of

12 county highway commissioner on the effective date of this subsection.

13

(END)

a different term of service  
as provided in par. (b).  
Unless the county board establishes a different term of service under par. (a)