

State of Wisconsin



2011 Assembly Bill 506

Date of enactment: **March 21, 2012**

Date of publication*: **April 4, 2012**

2011 WISCONSIN ACT 130

AN ACT to amend 66.0213 (4) (a) and 66.0213 (4) (b) of the statutes; **relating to:** requiring the county clerk to organize the first election of officers following the incorporation of a city or village.

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

SECTION 1. 66.0213 (4) (a) of the statutes is amended to read:

66.0213 (4) (a) Within 10 days after incorporation of the village or city, the ~~clerk of the circuit court with whom~~ county clerk of the county in which the petition was filed shall fix a time for the first election, and where appropriate designate the polling place or places, and name 3 inspectors of election for each place. The time for the election shall be fixed no less than 40 nor more than 50 days after the date of the certificate of incorporation issued by the secretary of state, irrespective of any other provision in the statutes. Nomination papers shall conform to ch. 8 to the extent applicable. Nomination papers shall be signed by not less than 5% nor more than 10% of the total votes cast at the referendum election, and be filed no later than 15 days before the time fixed for the election. Ten days' previous notice of the election shall be given by the ~~clerk of the circuit court~~ county clerk by publication in the newspapers selected under s. 66.0211

(2) and by posting notices in 3 public places in the village or city, but failure to give notice does not invalidate the election.

SECTION 2. 66.0213 (4) (b) of the statutes is amended to read:

66.0213 (4) (b) The election shall be conducted as prescribed by ch. 6, except that no registration of voters may be required. The inspectors shall make returns to the ~~clerk of the circuit court~~ county clerk who shall, within one week after the election, canvass the returns and declare the result. The clerk shall notify the officers-elect and issue certificates of election. If the first election is on the first Tuesday in April the officers elected and their appointees shall commence and hold their offices as for a regular term. Otherwise they shall commence within 10 days and hold their offices until the regular village or city election and the qualification of their successors and the terms of their appointees expire as soon as successors qualify.

SECTION 3. Initial applicability.

(1) This act first applies to a city or village that is incorporated on the effective date of this subsection.

* Section 991.11, WISCONSIN STATUTES 2009-10 : Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication as designated" by the secretary of state [the date of publication may not be more than 10 working days after the date of enactment].