



WISCONSIN LEGISLATIVE COUNCIL AMENDMENT MEMO

2017 Assembly Bill 636	Assembly Amendment 3
<i>Memo published: February 2, 2018</i>	<i>Contact: Andrea Brauer, Staff Attorney</i>

2017 ASSEMBLY BILL 636

2017 Assembly Bill 636 (“the bill”) modifies the standard for removal of certain appointed county officers, who may currently only be removed for cause, which is defined to mean “inefficiency, neglect of duty, official misconduct, or malfeasance in office.” The bill provides that these county officers may generally be removed at pleasure by the appointing authority, except for individuals who are subject to a civil service law. The bill also allows a county to provide by ordinance that any county officer may only be removed for cause.

ASSEMBLY AMENDMENT 3

Relative to the bill, Assembly Amendment 3 (“the amendment”) limits a county’s authority to impose a for cause removal standard by ordinance so that the ordinance may only apply to individuals who are appointed by or serve at the pleasure of the county board or chairperson.

The amendment also generally extends the provisions in the bill to apply to appointed city officers. Under the amendment, appointed city officers may generally be removed at pleasure by the appointing authority, except as otherwise provided in a civil service law or city ordinance. The amendment also states that a city’s common council may remove any individual who was appointed by another officer or body for cause. In addition, a member of a board of police and fire commissioners who is appointed by the mayor and confirmed by the common council may be removed by the common council for cause.

BILL HISTORY

Assembly Amendment 3 was offered by Representative R. Brooks on January 22, 2018. The Assembly adopted Assembly Amendment 3 on January 23, 2018.

AB:jal