



State of Wisconsin  
2019 - 2020 LEGISLATURE

LRB-4233/1  
CMH:amn

## 2019 SENATE BILL 422

1     **AN ACT** *to amend* 7.53 (4), 7.60 (6) and 7.70 (5) (a) of the statutes; **relating to:**  
2     time for issuing a certificate of election.

---

*Analysis by the Legislative Reference Bureau*

---

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

3     **SECTION 1.** 7.53 (4) of the statutes is amended to read:  
4     7.53 (4) CERTIFICATE OF ELECTION. As soon as the deadline for filing a petition  
5     for a recount has passed, the municipal clerk shall issue promptly a certificate of  
6     election to each person elected to any municipal office, except that the municipal  
7     clerk need not wait until expiration of the time allowed to file a petition for a recount  
8     if there is no aggrieved party, as defined in s. 9.01 (1) (a) 5. When a valid petition for  
9     a recount is filed, the municipal clerk shall not issue the certificate of election for the  
10    office in question until the recount has been completed and the time allowed for filing  
11    an appeal has passed, or if appealed until the appeal is decided.

**SENATE BILL 422****SECTION 2**

1           **SECTION 2.** 7.60 (6) of the statutes is amended to read:

2           7.60 (6) CERTIFICATE OF ELECTION. Immediately after expiration of the time  
3 allowed to file a petition for a recount the county clerk shall issue a certificate of  
4 election to each person who is elected to any county office, except that the county  
5 clerk need not wait until expiration of the time allowed to file a petition for a recount  
6 if there is no aggrieved party, as defined in s. 9.01 (1) (a) 5. The certificate notice shall  
7 state the amount of the required official bond, if any. When a petition for a recount  
8 is filed, the county clerk shall not issue the certificate of election for the office in  
9 question until the recount has been completed and the time allowed for filing an  
10 appeal has passed, or if appealed until the appeal is decided.

11           **SECTION 3.** 7.70 (5) (a) of the statutes is amended to read:

12           7.70 (5) (a) The commission shall record in its office each certified statement  
13 and determination made by the commission chairperson or the chairperson's  
14 designee. Immediately after the expiration of the time allowed to file a petition for  
15 recount, the commission shall make and transmit to each person declared elected a  
16 certificate of election under the seal of the commission, except that the commission  
17 need not wait until expiration of the time allowed to file a petition for recount if there  
18 is no aggrieved party, as defined in s. 9.01 (1) (a) 5. It shall also prepare similar  
19 certificates, attested by the commission administrator, addressed to the U.S. house  
20 of representatives, stating the names of those persons elected as representatives to  
21 the congress from this state. In the case of U.S. senators, the commission shall  
22 prepare a certificate of election for the governor's signature, and the governor shall  
23 sign and affix the great seal of the state and transmit the certificate to the president  
24 of the U.S. senate. The certificate shall be countersigned by the secretary of state.  
25 If a person elected was elected to fill a vacancy, the certificate shall so indicate. When

**SENATE BILL 422**

1 a valid petition for recount is filed, the commission chairperson or the chairperson's  
2 designee may not certify a nomination, and the governor or commission may not  
3 issue a certificate of election until the recount has been completed and the time  
4 allowed for filing an appeal has passed, or if appealed until the appeal is decided.

5

**(END)**