

No. 894, A.]

[Published July 18, 1907.]

**CHAPTER 670.**

AN ACT to create sections 35—1 to 35—13, inclusive, of the statutes, relating to nominations and elections in all cities adopting the same.

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

SECTION 1. There are added to the statutes thirteen new sections to read:

\* \* \* \* \*

Approved July 16, 1907.

(In effect from and after date of publication.)

No. 252, S.]

[Published July 18, 1907.]

**CHAPTER 671.**

AN ACT to create sections 925—52h, 925—52i, 925—52j, 925—52k, 925—52l, 925—52m, 925—52n, 925—52o, 925—52p, 925—52q, 925—52r, 925—52s, 925—52t, 925—52u, and 925—52v, of the statutes, relating to pensions for members of the police department in cities of the second and third class.

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

SECTION 1. There are added to the statutes fifteen new sections to read:

\* \* \* \* \*

SECTION 2. This act shall take effect and be in force from and after its passage and publication.

Approved July 16, 1907.

cept as hereinafter provided; but in case any one shall, after the last day for completing such registry and before such election, become a qualified voter of the election district, he shall, upon complying with the provisions of this chapter, have the same right to vote as if his name had been registered.

3. \* \* \* In cities and villages having a population of more than two thousand, and less than \* \* \* *five* thousand at the last previous census, the common council of such cities and the \* \* \* trustees of such villages, may by ordinance or resolution \* \* \* declare, and provide \* \* \* *that registration shall be had in such cities and villages.*

(Ch. 633, 1907.)

**Choice of city officers without designation of party or principle.** SECTION 35—1. 1. The provisions of sections 35—1 to 35—13 inclusive, shall apply to the nomination and election of candidates for city offices in each city adopting the same as provided by law.

2. No designation of any party or principle shall be used for any candidate on any nomination paper, official notice or ballot for any municipal election or preliminary election or nomination for city offices.

(Ch. 670, 1907.)

**Nomination papers.** SECTION 35—2. A candidate for any such office may be nominated by nomination paper or papers signed by a number of electors of the city, division or district wherein such candidate is to be voted for, equal to not less than two per centum of the total number of votes cast therein for governor at the last preceding general election, and in no case by less than ten electors. Except as herein provided such nomination paper or papers shall conform to the provisions of section 30, statutes of 1898.

(Ch. 670, 1907.)

**Time of filing.** SECTION 35—3. Such nomination papers shall be filed in the office of the city clerk of such city at least twenty-two days prior to the holding of the election to fill such office.

(Ch. 670, 1907.)

**Ticket.** SECTION 35—4. Except as herein provided, the persons so nominated and none other, shall be placed upon the ticket at the election.

(Ch. 670, 1907.)

**Ballot: order of offices.** SECTION 35—5. The offices to be voted for shall be arranged on the ballot in the order in which they are named in the statutes creating such offices.

(Ch. 670, 1907.)

**Order of candidates.** SECTION 35—6. The names of the candidates shall be arranged together under each office in an order to be determined by lot by the city clerk for each office in the presence of the candidates or their representatives, at noon on the day following the last day for filing of nomination papers.

(Ch. 670, 1907.)

**Preliminary election.** SECTION 35—7. If at least twenty days prior to any election for such offices there be filed in the office of the city clerk a petition signed by a number of the electors of such city not less than five per centum of the number of votes cast therein for governor at the last preceding general election, the clerk shall immediately give notice of the holding of a preliminary election on a day seven days prior to the general municipal election, which notice shall be given and the election held and conducted and the results canvassed in the same manner as the general municipal election. The names on the ballot used in such preliminary election shall be arranged as provided in section 35—6.

(Ch. 670, 1907.)

**Petition form.** SECTION 35—8. The signatures on such petition need not all be on one paper and each shall be signed and accompanied by the affidavit required herein for a nomination paper and be substantially in the following form:

“The undersigned electors of the city of . . . . . request the calling of a preliminary election to be held on (date seven days preceding the general municipal election), for the purpose of determining upon not more than two candidates for each office, to be voted for at the election to be held on (date); the two receiving the highest number of votes for each office at such preliminary election to be such candidates.”

(Ch. 670, 1907.)

**Publication of results.** SECTION 35—9. Such canvass shall be completed within twenty-four hours after the closing of the polls, and the results thereof posted on the front door of the

office of the city clerk and published with a notice of the general election at least once prior to such election.

(Ch. 670, 1907.)

**General election ballot: what names on.** SECTION 35—10. The names of two persons receiving the highest number of votes for each office and none others, shall be placed upon the ballot at the general city election, and no vote shall be counted at such general city election except when cast for one of such candidates.

(Ch. 670, 1907.)

**If no preliminary election.** SECTION 35—11. If no such petition for a preliminary election be filed, the clerk shall immediately upon such determination of the order of the names on the ballot, give notice of the general city election, which notice shall be given and the election held and conducted and the results canvassed and certified as provided by law.

(Ch. 670, 1907.)

**Forms from secretary of state.** SECTION 35—12. The secretary of state shall prepare and furnish to city officials for their guidance, forms for all nomination papers, petitions, notices, ballots and other blanks required for such elections.

(Ch. 670, 1907.)

**Adoption and trial of sections 35—1 to 35—12 inclusive.** SECTION 35—13. Whenever a petition therefor, signed by a number of the qualified electors equal to more than ten per centum of the number of votes cast therein for governor at the last general election, shall be presented to the clerk of such city at least thirty days prior to the holding of any regular municipal election, such clerk shall submit the question of the adoption of sections 35—1 to 35—12, inclusive, of the statutes, to the electors at such regular municipal election, and give notice thereof and publish this act in the manner required for the notice of such election. The question submitted shall read: "Shall sections 35—1 to 35—12 of the statutes be adopted?"

YES

NO

The election on such question shall be held and conducted and the returns canvassed in the manner in which elections in such

city on other questions are conducted and the returns canvassed. If a majority of the votes cast at such election shall be in favor of the adoption of such sections, all nominations and elections for city offices in such city shall be thereafter made as provided therein. At any time after one year after such election the question as to whether such sections shall continue to be applicable to such city may be upon a similar petition similarly signed, again submitted in a similar manner to the voters of such city.

(Ch. 670, 1907.)

**Nominations: county and city newspaper notices.**

SECTION 36. 1. \* \* \* Before an election to fill any public office the county *or* city clerk of each county *or* city shall cause to be published in at least two and in not more than four newspapers published within the county *or* city the nominations to office certified to or filed with him.

2. One of such publications shall be made in a newspaper which advocates the principles of the political party that at the last preceding *county or city* election cast the largest number of votes, and at least one of the other publications shall be made in a newspaper which advocates the principles of the political party that then cast the next largest number of votes. \* \* \*

3. *Such publications shall be made twice* in daily newspapers in counties *or cities* having such, one of which publications shall be on the last Monday preceding election day and the other one week previously; but if there be no daily newspaper published within the county *or city* one publication in each weekly newspaper selected shall be sufficient. \* \* \*

4. In addition to the publication required to be made by this section, so much of the following section as relates to information to voters may be published in the papers hereinbefore mentioned, and in such papers as are printed in foreign languages, fairly translated into such language, with illustrative examples as to the proper manner of marking a ballot, as in the judgment of the clerk may be proper and necessary.

5. *The publication required in this section shall not be made in more than two newspapers unless authorized by a resolution adopted by the county board of supervisors of such county or city council of such city.*

(Ch. 563, 1907.)

**General election notice: methods of marking ballot and of voting; list of candidates.** SECTION 37. 1. In mak-