



2007 ASSEMBLY BILL 527

October 4, 2007 - Introduced by Representatives NYGREN, SMITH, BALLWEG, BERCEAU, BOYLE, GUNDERSON, HAHN, KERKMAN, MURSAU, J. OTT, PETROWSKI and TURNER, cosponsored by Senators HANSEN, A. LASEE, OLSEN, RISSER, ROESSLER and SULLIVAN. Referred to Committee on Urban and Local Affairs.

1 **AN ACT** *to renumber and amend* 66.0505; and *to create* 66.0505 (1) and
2 66.0505 (3) of the statutes; **relating to:** authorizing an elective member of a
3 political subdivision's governing body to refuse his or her salary.

Analysis by the Legislative Reference Bureau

Generally under current law, the salary or compensation received by a member of a common council, village board, or county board is set by the governing body. The salary or compensation received by a member of a town board is set by the town meeting.

This bill authorizes a member or member-elect of the governing body of a city, village, town, or county to refuse to accept the salary to which he or she is otherwise entitled, in which case the local treasurer may not pay the individual his or her salary. The bill also authorizes the member or member-elect to rescind his or her refusal to accept the salary.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

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

4 **SECTION 1.** 66.0505 of the statutes is renumbered 66.0505 (2) and amended to
5 read:

ASSEMBLY BILL 527**SECTION 1**

1 66.0505 (2) ESTABLISHMENT OF SALARY. An elected official of any ~~county, city,~~
2 ~~town or village~~ political subdivision, who by virtue of the office held by that official
3 is entitled to participate in the establishment of the salary attending that office, shall
4 not during the term of the office collect salary in excess of the salary provided at the
5 time of that official's taking office. This provision is of statewide concern and applies
6 only to officials elected after October 22, 1961.

7 **SECTION 2.** 66.0505 (1) of the statutes is created to read:

8 66.0505 (1) DEFINITIONS. In this section:

9 (a) "Elective officer" means a member or member-elect of the governing body
10 of a political subdivision.

11 (b) "Political subdivision" means any city, village, town, or county.

12 **SECTION 3.** 66.0505 (3) of the statutes is created to read:

13 66.0505 (3) REFUSAL OF SALARY. (a) Notwithstanding the provisions of s. 59.10
14 (1) (c), (2) (c), (3) (f) to (j), 60.32, 61.32, or 62.09 (6), an elective officer may send written
15 notification to the clerk and treasurer of the political subdivision on whose governing
16 body he or she serves that he or she wishes to refuse to accept the salary to which he
17 or she is otherwise entitled to receive. If a clerk and treasurer receive such
18 notification, the treasurer may not pay the elective officer his or her salary. Upon
19 receipt of such notification, the political subdivision's treasurer shall stop paying the
20 elective officer any salary that he or she is otherwise entitled to receive, beginning
21 with the first pay period that commences after receipt of the notification.

22 (b) An elective officer who sends the written notification described under par.

23 (a) may rescind the notification, in writing, at any time. Upon receipt of such a
24 rescission, the political subdivision's treasurer shall pay the elective officer any salary

