



State of Wisconsin
2015 - 2016 LEGISLATURE

LRB-3019/2
FFK&TKK:amn

2015 SENATE BILL 244

September 2, 2015 - Introduced by Senator WANGGAARD, cosponsored by Representatives WEATHERSTON, E. BROOKS and MURPHY. Referred to Committee on Education.

1 **AN ACT** *to renumber* 17.26 (2) and 17.26 (4); *to renumber and amend* 17.26
2 (intro.) and 17.26 (1); *to amend* 17.26 (3) and 120.42 (3); and *to create* 17.26
3 (1m) of the statutes; **relating to:** allowing a school board president to fill
4 certain vacancies on a school board of a common, union high, or unified school
5 district.

Analysis by the Legislative Reference Bureau

This bill allows the school board president of a common, union high, or unified school district to appoint a person to fill a vacancy on the school board if the remaining school board members fail to fill the vacancy within 60 days.

Under current law, if a vacancy occurs on a school board of a common, union high, or unified school district, the remaining school board members appoint a person to fill the vacancy. This bill allows the school board president of one of these school districts to appoint a person to fill a vacancy on the school board if the remaining school board members do not fill the vacancy within 60 days of the date on which the vacancy first occurs. A school board member appointed to fill a vacancy, whether by remaining school board members or by a school board president, serves until his or her successor is elected and takes office.

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

SENATE BILL 244**SECTION 1**

1 **SECTION 1.** 17.26 (intro.) of the statutes is renumbered 17.26 (1g) (intro.) and
2 amended to read:

3 17.26 **(1g)** (intro.) Except as provided in s. 9.10 and sub. (1m), vacancies in a
4 school board shall be filled as follows:

5 **SECTION 2.** 17.26 (1) of the statutes is renumbered 17.26 (1g) (a) and amended
6 to read:

7 17.26 **(1g)** (a) ~~In~~ Except as provided in sub. (1m), in a common, union high, or
8 unified school district, by appointment by the remaining members. ~~Each~~ An
9 appointee under this subsection or sub. (1m) shall hold office until a successor is
10 elected and takes office under s. 120.06 (4) or 120.42 (2). When a vacancy occurs in
11 the office of a board member who is in the last year of his or her term, or when a
12 vacancy occurs after the spring election but on or before the last Tuesday in
13 November in the office of a board member who is not in the last year of his or her term,
14 the successor shall be elected at the next spring election. When a vacancy occurs
15 after the last Tuesday in November and on or before the date of the next spring
16 election in the office of a board member who is not in the last year of his or her term,
17 the successor shall be elected at the 2nd following spring election.

18 **SECTION 3.** 17.26 (1m) of the statutes is created to read:

19 17.26 **(1m)** The school district president of a common, union high, or unified
20 school district may, by appointment, fill a vacancy in the school board if the
21 remaining members of the school board do not appoint an individual to fill the
22 vacancy under sub. (1g) (a) within 60 days of the date on which the vacancy first
23 exists.

24 **SECTION 4.** 17.26 (2) of the statutes is renumbered 17.26 (1g) (b).

25 **SECTION 5.** 17.26 (3) of the statutes is amended to read:

