

No. 58, S.]

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**CHAPTER 84**

**AN ACT** to create 40.04 (3) and 40.27 (11) of the statutes, relating to choosing officers by ballot in newly created school districts.

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

**SECTION 1.** 40.04 (3) of the statutes is created to read:

40.04 (3) Conduct initial elections of officers for newly created school districts under s. 40.27.

**SECTION 2.** 40.27 (11) of the statutes is created to read:

40.27 (11) In a newly created school district, for which no school board exists, proceedings to choose officers by election from the beginning of such school district may be initiated under this section by petition to the county school committee. For the purposes of such initial election only, the county school committee shall perform functions assigned to the school board and the secretary of the county school committee shall perform functions assigned to the clerk under this section. All expenses of such election shall be paid by the school district for which such election is held.

(a) When a new common, union or unified school district is created by reorganization authority the procedure set forth in sub. (1) may be used except that the petition requesting an election shall be filed with the county superintendent with whom the order of reorganization is filed. Declaration of candidacy shall also be filed with the county superintendent. Such superintendent shall then perform the duties that are assigned to the district clerk in this section. In performing his duty, the superintendent may proceed according to s. 40.025 (6) in obtaining assistance for the actual conduct of the election.

Approved May 23, 1961.