

1999 DRAFTING REQUEST

Assembly Joint Resolution

Received: **02/9/99**

Received By: **shoveme**

Wanted: **As time permits**

Identical to LRB:

For: **John Ryba (608) 266-0616**

By/Representing: **Margaret**

This file may be shown to any legislator: **NO**

Drafter: **dykmapj**

May Contact:

Alt. Drafters: **shoveme
kuesejt**

Subject: **Constitutional Amendments
Counties
Elections - miscellaneous**

Extra Copies:

Pre Topic:

No specific pre topic given

Topic:

Four year term for county clerk of circuit court

Instructions:

Amend constitution to provide for four year terms for circuit court clerks

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/P1	dykmapj 02/15/99	jgeller 02/15/99	martykr 02/16/99	_____	lrb_docadmin 02/16/99		
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/1	dykmapj 02/16/99	jgeller 02/16/99	hhagen 02/16/99	_____	lrb_docadmin 02/16/99	lrb_docadmin 02/23/99	

FE Sent For:

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1 3/16 jlg *dyk* *kuesejt*

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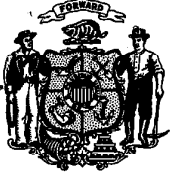
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FE Sent For:

<END>



State of Wisconsin
1999 - 2000 LEGISLATURE

LRB-2164/P1
PJD&JTK:km

19

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION
1999 ASSEMBLY JOINT RESOLUTION

[Handwritten signature]

check coding

1 **To renumber and amend** section 12 of article VII and **to create** section 12 (2) of
2 article VII of the constitution; **relating to:** 4-year terms of office for clerks of
3 the circuit courts (first consideration).

Analysis by the Legislative Reference Bureau

This proposed constitutional amendment, proposed to the 1999 legislature on first consideration, extends the terms of office of clerks of the circuit courts from two years to four years. The change first applies to the clerks of circuit court who are elected at the first general election at which the governor is elected which occurs after the ratification of this amendment.

A proposed constitutional amendment requires adoption by 2 successive legislatures, and ratification by the people, before it can become effective.

4 **Resolved by the assembly, the senate concurring, That:**

5 **SECTION 1.** Section 12 of article VII of the constitution is renumbered section 12 (1) of
6 article VII and amended to read: *check spacing*

7 [Article VII] Section 12 (1) There Except as provided in sub. (2), there shall
8 be a clerk of the circuit court chosen in each county organized for judicial purposes

1 by the qualified electors thereof, who shall hold his office for two years, subject to
2 removal as shall be provided by law; in case of a vacancy, the judge of the circuit court
3 shall have power to appoint a clerk until the vacancy shall be filled by an election;
4 the clerk thus elected or appointed shall give such security as the legislature may
5 require. The supreme court shall appoint its own clerk, and a clerk of the circuit court
6 may be appointed a clerk of the supreme court.

7 **SECTION 2.** Section 12 (2) of article VII of the constitution is created to read:

8 [Article VII] Section 12 (2) Beginning with the first general election at which
9 the governor is elected which occurs after the ratification of this subsection, clerks
10 of circuit court shall hold office for 4 years.

11 ***Be it further resolved, That*** this proposed amendment be referred to the
12 legislature to be chosen at the next general election and that it be published for 3
13 months previous to the time of holding such election.

14 (END)



SOON

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14 (END)

**SUBMITTAL
FORM**

LEGISLATIVE REFERENCE BUREAU
Legal Section Telephone: 266-3561
5th Floor, 100 N. Hamilton Street

The attached draft is submitted for your inspection. Please check each part carefully, proofread each word, and **sign** on the appropriate line(s) below.

Date: 2/16/99

To: Representative Ryba

Relating to LRB drafting number: LRB-2164

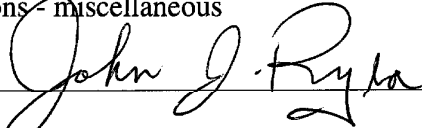
Topic

Four year term for county clerk of circuit court

Subject(s)

Constitutional Amendments, Counties, Elections - miscellaneous

1. **JACKET** the draft for introduction _____



in the **Senate** or the **Assembly** (check only one). Only the requester under whose name the drafting request is entered in the LRB's drafting records may authorize the draft to be submitted. Please allow one day for the preparation of the required copies.

2. **REDRAFT.** See the changes indicated or attached _____

A revised draft will be submitted for your approval with changes incorporated.

3. Obtain **FISCAL ESTIMATE NOW**, prior to introduction _____

If the analysis indicates that a fiscal estimate is required because the proposal makes an appropriation or increases or decreases existing appropriations or state or general local government fiscal liability or revenues, you have the option to request the fiscal estimate prior to introduction. If you choose to introduce the proposal without the fiscal estimate, the fiscal estimate will be requested automatically upon introduction. It takes about 10 days to obtain a fiscal estimate. Requesting the fiscal estimate prior to introduction retains your flexibility for possible redrafting of the proposal.

If you have any questions regarding the above procedures, please call 266-3561. If you have any questions relating to the attached draft, please feel free to call me.

Attorney Peter J. Dykman, Deputy Chief
Telephone: (608) 266-7098