

1999 DRAFTING REQUEST

Bill

Received: 01/12/2000

Received By: **rmarchan**

Wanted: **As time permits**

Identical to LRB:

For: **Jim Baumgart (608) 266-2056**

By/Representing: **pat**

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

Drafter: **rmarchan**

May Contact:

Alt. Drafters:

Subject: **Elections - miscellaneous**

Extra Copies: **JTK**

Pre Topic:

No specific pre topic given

Topic:

County boards of canvassers

Instructions:

See Attached. Companion to LRB-4125/2

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>
/?	rmarchan 01/12/2000	chanaman 01/12/2000		_____			
/1			mclark 01/12/2000	_____	lrb_docadmin 01/12/2000	lrb_docadmin 01/19/2000	

FE Sent For:

<END>

~~Not~~
Not Needed

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1?	rmarchan	cmk /1	MRC /12	MRC/JF /12			
FE Sent For:		1/2					
				<END>			

RMR

1999 BILL

refer
act

- 1 **AN ACT to amend 7.60 (2) of the statutes; relating to:** the composition of county
2 boards of canvassers in certain counties.

Analysis by the Legislative Reference Bureau

Currently, a board of canvassers in each county canvasses elections for county, state and national offices, county and state referenda and certain other elections and referenda. The board consists of the county clerk and two other qualified electors of the county appointed by the clerk, except that in counties having a population of 500,000 or more the board of election commissioners serves as the board of canvassers. No person may serve as a member of a board of canvassers if the person is a candidate for an office to be canvassed by that board. If the county clerk's office is vacant or if the clerk cannot perform his or her duties, the county executive or, if there is no county executive, the chairperson of the county board of supervisors designates another qualified elector of the county to serve. Also, under current law, every county clerk is required to appoint one or more deputies.

Under the bill, the county clerk must designate a deputy clerk to perform his or her duties on the board of canvassers in the event that the county clerk's office is vacant, the clerk cannot perform his or her duties, or the clerk is a candidate at an election being canvassed. If the county clerk and the designated deputy clerk are both unable to perform their duties, the county executive or chairperson of the county

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board of supervisors must designate another qualified elector to serve, as currently provided.

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

1 **SECTION 1.** 7.60 (2) of the statutes is amended to read:

2 7.60 (2) COUNTY BOARD OF CANVASSERS. The county clerk and 2 qualified electors
3 of the county appointed by the clerk constitute the county board of canvassers. The
4 members of the board of canvassers shall serve for 2-year terms commencing on
5 January 1 of each odd-numbered year, except that any member who is appointed to
6 fill a permanent vacancy shall serve for the unexpired term of the original appointee.
7 One member of the board of canvassers shall belong to a political party other than
8 the clerk's. If The county clerk shall designate a deputy clerk who shall perform the
9 clerk's duties as a member of the board of canvassers in the event that the county
10 clerk's office is vacant, or if the clerk cannot perform his or her duties or the clerk is
11 a candidate at an election being canvassed. If the county clerk and designated
12 deputy clerk are both unable to perform their duties, the county executive or, if there
13 is no county executive, the chairperson of the county board of supervisors shall
14 designate another qualified elector of the county to perform the clerk's duties. If a
15 member other than the clerk cannot perform his or her duties, the clerk shall appoint
16 another member to serve. No person may serve on the county board of canvassers
17 if the person is a candidate for an office to be canvassed by that board. If lists of
18 candidates for the county board of canvassers are submitted to the county clerk by
19 political party county committees, the lists shall consist of at least 3 names and the

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1 clerk shall choose the board members from the lists. Where there is a county board
2 of election commissioners, it shall serve as the board of canvassers.

3 (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: 01/12/2000

To: Senator Baumgart

Relating to LRB drafting number: LRB-4190

Topic

County boards of canvassers

Subject(s)

Elections - miscellaneous

1. **JACKET** the draft for introduction

James Baumgart

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.

Robert J. Marchant, Legislative Attorney
Telephone: (608) 261-4454