



DNOTE

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~

Today

wpo = Print
w/o atty. numbers

(regenerate)

1 AN ACT ~~to repeal~~ 5.15(2)(e), 5.15(2)(f), 5.15(5), 62.08(2), 66.021(16) and 66.022
2 (6); ~~to renumber and amend~~ 5.15(2)(d) and 59.10(3)(c); ~~to amend~~ 5.15(1)
3 (a), 5.15(1)(a), 5.15(1)(b), 5.15(1)(b), 5.15(1)(c), 5.15(1)(c), 5.15(2)(b) 1.,
4 5.15(2)(b) 2., 5.15(2)(b) 3., 5.15(2)(b) 4., 5.15(2)(bm), 5.15(2)(cm), 5.15(2)
5 (d), 5.15(2)(e), 5.15(2)(f) (intro.), 5.15(2)(g), 5.15(2)(g), 5.15(4), 5.15(4)(a),
6 5.15(4)(b), 5.15(6)(a), 5.15(7), 5.15(8), 59.10(2)(a), 59.10(3)(b) 1., 59.10(3)
7 (b) 2., 59.10(3)(b) 2., 59.10(3)(b) 4., 59.10(3)(b) 4., 59.10(6), 62.08(1), 66.021
8 (8)(a), 66.021(8)(b), 66.021(15), 66.025 and 119.08(1)(b); ~~to repeal and~~
9 ~~recreate~~ 4.002; and ~~to create~~ 5.15(2)(b) (intro.), 5.15(2)(ce), 5.15(2)(d) 1. to
10 4., 5.15(2)(fm), 5.15(4)(c), 20.510(1)(k), 59.10(3)(b) 2m. and 59.10(3)(c) 2.
11 of the statutes; ~~relating to: municipal wards~~ election districts in 1st class city
12 school systems; recording of certain municipal annexations; the effective date
13 of certain annexation and detachment actions; ~~filing of municipal ward plans~~
14 ~~and county supervisory district plans~~; division of municipalities into wards ~~and~~;

→ move to p. 2

FWS from P. 1

1 redistricting of supervisory and aldermanic districts; and making an
2 appropriation.

Analysis by the Legislative Reference Bureau

~~*** ANALYSIS FROM 4655/P1 ***~~

This bill makes various changes in the laws relating to municipal wards, county supervisory districts, city aldermanic districts, election districts in first class city school systems and municipal annexations and detachments.

INS 2A
space
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Minimum populations for wards

Currently, a municipality having a population of less than 10,000 may create a ward with no fewer than 300 inhabitants. A municipality having a population of at least 10,000 but less than 39,000 may create a ward with no fewer than 600 inhabitants. A municipality having a population of at least 39,000 but less than 150,000 may create a ward with no fewer than 800 inhabitants. Every other municipality may create a ward with no fewer than 1,000 inhabitants.

This bill eliminates these minimum ward population requirements.

Annexations that subdivide blocks

This bill provides that no annexation of territory by a city or village that establishes a municipal boundary that subdivides a census block is valid until the city or village furnishes to the secretary of state a certified copy of the annexation ordinance, a plat showing the annexed area and an estimate of the population of the area according to the most recent federal decennial census. Currently, there is no such limitation.

The bill also requires the secretary of state to provide the legislative reference bureau with a copy of the ordinance, plat and estimate.

Treatment of annexed territory

in which the territory is located

Currently, if new territory becomes a part of a municipality after adoption of a decennial ward plan, the municipality may add the territory to an existing ward or may create a separate ward consisting of that territory only. Under this bill, any such territory annexed after the county adopts a tentative supervisory district plan must constitute a separate whole ward and must be numbered with the letter "A" following the whole number assigned to the ward.

Filing of copies of municipal ward plans

Currently, within five days after adoption of a decennial ward plan, each municipality is required to transmit a copy of the plan to the county clerk or board of election commissioners of each county in which the municipality is located. If the population of the municipality exceeds 10,000, the municipality is required to send a copy to the legislative reference bureau.

Under this bill, if a decennial ward plan includes any territory that was annexed to the municipality after January 1 of the year of the federal decennial census, the plan must identify the census block number or numbers of the annexed territory and each municipality from which the territory was detached. Under the bill, a municipality need only file a ward plan with the county clerk or board of election commissioners and the county clerk or board of election commissioners must send a copy of the ward plan of each municipality in the county to the legislative reference bureau no later than ten days after the date by which all municipalities in the county that are required to be divided into wards have been so divided. The legislative reference bureau must then provide copies of each ward plan to the elections board. In addition, the bill provides that if any municipality fails to file a ward plan within the time prescribed by law, the municipality is liable to the elections board, the legislature and the legislative service agencies for additional costs incurred in recording ward data as a result of the delay.

to the legislative reference bureau

★

of county

or county

Filing of final county supervisory district plans

Currently, the chairperson of each county board of supervisors must file with the secretary of state a copy of the final county supervisory district plan. This bill requires the secretary of state to forward a copy of the supervisory district plan to the legislative reference bureau and requires the legislative reference bureau to forward a copy to the elections board.

Time schedule for establishing election districts in 1st class city school systems

(currently, only Milwaukee)

Currently, within 60 days after a first class city adopts an aldermanic district plan, the board of school directors of the city must adopt an election district plan. Under this bill, a first class city board of school directors must adopt an election district plan within 60 days after adoption of a decennial ward plan rather than an aldermanic district plan.

Town ward numbering

Currently, when a town is divided into wards, the annual town meeting and special town elections must be held in the first ward. The bill deletes that requirement.

Effective date of certain annexation or detachment actions

Currently, during the period from April 1 to June 30 of the year following a federal decennial census, if a city or village takes an annexation or detachment action affecting land that is the subject of certain ordinances or resolutions expressing the city's or village's intent not to annex or detach territory, the annexation or detachment is effective on July 1 of that year or at such later date as may be specified in the ordinance or resolution. The bill repeals that provision.

move to P. 5

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JWS 2A

move to
p. 2***Municipal ward plan revisions***

Currently, under the state constitution, the legislature is directed to redistrict legislative districts according to the number of inhabitants at its next session following each federal census. At the same intervals, the legislature also reapportions congressional districts in this state pursuant to federal law. Under current state law, following each decennial federal census, most municipalities are also required to divide their territory into wards, and counties and cities are required to redistrict supervisory and aldermanic districts so that the districts contain, as nearly as practicable, an equal number of inhabitants according to the census results. With limited exceptions, wards are required to consist of one or more whole, contiguous census blocks (the smallest geographic units for which census results are available). Counties and municipalities are required to complete this action in three steps, which in no case may conclude later than 180 days after publication of the census results (usually by October of the year following the year of the census). If counties or municipalities fail to adopt division plans, the courts may do so upon petition by interested parties. Revised county and municipal district plans are used to elect members of county boards of supervisors and common councils in the spring of the second year following the year of the census. The legislative and congressional redistricting plans are used to elect members of the legislature and members of congress in the fall of the second year following the year of the census. Currently, the legislature may adjust the boundaries of a municipal ward and use the revised ward boundaries to create a legislative or congressional district.

This bill amends various laws to facilitate the legislative and congressional redistricting process and directs counties and municipalities to revise their ward and districting plans to reflect any legislative act establishing a legislative or congressional district boundary that does not coincide with a ward or municipal boundary.

County supervisory district plans

Currently, within 60 days after publication of the federal decennial census, each county must adopt a tentative county supervisory district plan. Each municipality must adopt a ward division plan, if it is required to do so, within 60 days after adoption of a tentative county supervisory district plan by the county or counties in which the municipality is located, and each county then must adopt a final supervisory district plan within 60 days after every municipality in the county adopts a ward division plan, if it is required to do so.

Currently, the tentative plan must include suggested boundaries or information concerning the number of supervisors to be elected and a description of boundary requirements. This bill provides for the tentative plan to include specific boundaries for each proposed supervisory district. The bill also provides that, except in counties having a population of 500,000 or more, the county board must attempt to incorporate suggestions received from municipalities into the tentative plan, to the extent feasible. The bill also provides that a final county supervisory district plan must not be inconsistent with the tentative plan except to reflect an authorized

-5-
INS 2A, cont'd

change made by a municipality in a municipal ward division or to reflect an official correction to the census.

Accommodation of county requirements

Currently, each municipality must make a good faith effort to accommodate the tentative plan submitted by the county or counties in which it is located in making municipal ward divisions. This bill requires that each municipality establish wards that will permit creation of county supervisory districts in accordance with the tentative plan or plans submitted by the county or counties in which the municipality is located unless the tentative plan would: 1) unduly dilute the voting strength of a racial or language minority group; 2) require the creation of a ward composed of noncontiguous territory, with limited exceptions; 3) require the creation of a ward composed of territory that is not as compact as practicable; 4) unduly bifurcate a manifest social, economic or political community of interest; or 5) require the creation of a ward that would unduly favor a particular person or political party.

Incorporation of census corrections

Currently, decennial ward division plans, as well as decennial county supervisory and city aldermanic district plans, are based on the federal decennial census. The statutes do not treat the issue of corrections issued by the U.S. bureau of the census. This bill provides that the ward plans and aldermanic district plans shall reflect the census results, including any corrections, for the populations of counties, municipalities and census blocks on April 1 of the year of the census, if corrections are issued prior to adoption of a decennial ward plan, or if a municipality that is affected by a correction is not divided into wards, prior to adoption of a county supervisory district plan.

Territory included within ward plans

Currently, each municipal decennial ward division must include all territory within a municipality on August 1 of the year following the federal decennial census. This bill instead provides that each division must include all territory within a municipality on the date of adoption of a tentative supervisory district plan by the county in which the territory is located.

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The bill also makes other minor technical changes in the law to facilitate the ward division and county and municipal redistricting process.

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

legislative,

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

1 *3963/3.1* SECTION 1. 4.002 of the statutes is repealed and recreated to read:

SECTION 1

1 **4.002 Municipal wards; definition.** In this chapter, “ward” means a
2 municipal ward in effect on January 1 of the 2nd year following a federal decennial
3 census.

4 *~~3963/3.2~~* ~~SECTION 2,~~ 5.15 (1) (a) of the statutes is amended to read:

5 5.15 (1) (a) Every city, village and town in this state shall by ordinance or
6 resolution of its common council or village or town board, respectively, be divided into
7 wards as provided in this section, except as authorized in sub. (2). The boundaries
8 of the wards established under this section, and the number assigned to each ward,
9 are intended to be as permanent as possible, and to this end each ward shall when
10 created contain a population at a convenient point within the applicable population
11 range under sub. (2) (b), with due consideration for the known trends of population
12 increase or decrease within that part of the municipality in which the ward is located.
13 Once established, the boundaries of each ward shall remain unchanged until a
14 further decennial federal census of population indicates that the population of a
15 ward is then above or below the applicable population range or until the ward
16 boundaries are required to be changed to permit creation of supervisory or
17 aldermanic districts of substantially equal population or to enhance the
18 participation of members of a racial or language minority group in the political
19 process and their ability to elect representatives of their choice, except as authorized
20 or required under this section. If the population of a ward has increased above the
21 maximum of its population range or if the population of a ward must be decreased
22 for a reason specified in this paragraph, the ward shall be divided into 2 or more
23 wards in compliance with sub. (2) (b). If the population of a ward has decreased below
24 the minimum of its population range or if the population of a ward must be increased
25 for a reason specified in this paragraph, the ward shall, if possible, be combined with

1 ~~an adjoining ward, or the underpopulated ward and one adjoining ward shall be~~
2 ~~combined and together subdivided into 2 or more wards in compliance with sub. (2).~~

3 *~~4655/P1.1~~* SECTION 3. 5.15 (1) (a) of the statutes is amended to read:

4 5.15 (1) (a) Every city, village and town in this state shall by ^{ordinance or resolution of} its common council
5 or village or town board, respectively, be divided into wards as provided in this
6 section, except as authorized in sub. (2). The boundaries of the wards established
7 under this section, and the number assigned to each ward, are intended to be as
8 permanent as possible, and to this end each ward shall when created contain a
9 population at a convenient point within the applicable population range limitation
10 under sub. (2) (b), with due consideration for the known trends of population increase
11 or decrease within that part of the municipality in which the ward is located. Once
12 established, the boundaries of each ward shall remain unchanged until a further
13 decennial federal census of population indicates that the population of a ward is then
14 above ~~or below~~ the applicable population range limitation or until the ward
15 boundaries are required to be changed to permit creation of supervisory or
16 aldermanic districts of substantially equal population or to enhance the
17 participation of members of a racial or language minority group in the political
18 process and their ability to elect representatives of their choice. ^{except as authorized or required under this section} If the population of
19 a ward has increased above the ~~maximum~~ of its applicable population range
20 limitation or if the population of a ward must be decreased for a reason specified in
21 this paragraph, the ward shall be divided into ~~2 or more wards~~ or the boundaries of
22 the ward shall be changed in compliance with sub. (2) (b). ~~If the population of a ward~~
23 ~~has decreased below the minimum of its population range or if the population of a~~
24 ward must be increased for a reason specified in this paragraph, whenever possible,
25 the ward shall, ~~if possible,~~ be combined with an adjoining ward, or the

SECTION 3

1 underpopulated ward and one adjoining ward shall be combined and together
2 subdivided into 2 or more wards in compliance with sub. (2).

3 ***-3963/3.3* SECTION 4.** 5.15 (1) (b) of the statutes is amended to read:

4 5.15 (1) (b) Except as authorized in sub. (2) (a), within 60 days after the receipt
5 of a tentative supervisory district plan ~~and written statement, if any,~~ from the county
6 board of each county in which a municipality is located, the governing body of the
7 municipality shall adjust its wards according to the schedule shown in sub. (2). All
8 territory contained within the municipality, and only the territory so contained, on
9 August 1 following the year of the federal decennial census the date of adoption of
10 a tentative supervisory district plan under s. 59.10 (2) (a) or (3) (b) 1. by the county
11 in which the territory is located shall be contained within a ward established under
12 the division ordinance or resolution. Except as authorized in sub. (2), each ward shall
13 consist of whole blocks, as utilized by the U.S. bureau of the census in the most recent
14 federal decennial census. ^{of population} To suit the convenience of the voters residing therein each
15 ward shall, as far as practicable, be kept compact and observe the community of
16 interest of existing neighborhoods and other settlements. All territory within a ward
17 shall be contiguous, except for ~~island territory as defined in sub. (2) (f)~~ ^{INS 8-17 (From p. 9)} Enactment
18 or adoption of a division ordinance or resolution requires the affirmative vote of a
19 majority of the members of the governing body.

20 ***-4655/P1.2* SECTION 5.** 5.15 (1) (b) of the statutes is amended to read:

21 5.15 (1) (b) Except as authorized in sub. (2) (a), within 60 days after the receipt
22 of a tentative supervisory district plan ~~and written statement, if any,~~ from the county
23 board of each county in which a municipality is located, the governing body of the
24 municipality shall adjust its wards according to the schedule shown in sub. (2). All
25 territory contained within the municipality, and only the territory so contained, on

1 August 1 following the year of the federal decennial census shall be contained within
 2 a ward. Except as authorized in sub. (2), each ward shall consist of whole blocks.
 3 To suit the convenience of the voters residing therein each ward shall, as far as
 4 practicable, be kept compact and observe the community of interest of existing
 5 neighborhoods and other settlements. All territory within a ward shall be
 6 contiguous, except for island territory as defined in sub. (2) (f) 3 surrounded by water
 7 or noncontiguous territory that is separated by the territory of another municipality,
 8 by water or by both from the major part of the municipality to which the
 9 noncontiguous territory belongs. Enactment or adoption of a division ordinance or
 10 resolution requires the affirmative vote of a majority of the members of the governing
 11 body.

12 *-3963/3.4* SECTION 6. 5.15 (1) (c) of the statutes is amended to read:

13 5.15 (1) (c) The wards established by municipal governing bodies in a division
 14 ordinance or resolution enacted or adopted under this section on the basis of the
 15 published results of each federal decennial census of population shall govern the
 16 adjustment of supervisory districts under s. 59.10 (2) (a) and (3) (b) 2. and of
 17 aldermanic districts under s. 62.08 (1) for the purpose of local elections beginning on
 18 January 1 of the 2nd year commencing after the year of the census until revised
 19 under this section on the basis of the results of the next decennial census of
 20 population unless adjusted under sub. (2) (f) 4., (6) (a) or (7), or unless adjusted, as
 21 a matter of statewide concern, in the enactment of a division is required to effect an
 22 act of the legislature redistricting legislative districts under article IV, section 3, of
 23 the constitution on the basis of the most recent decennial census of population
 24 redistricting congressional districts. The populations of wards under each decennial
 25 ward division shall be determined on the basis of the federal decennial census and
of population

JNS 8-17

JNS 9-13 (Comp. 10)

JNS 8-17

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SECTION 6

1 any official corrections to the census issued on or before the date of adoption of the
2 ward division to reflect the correct populations of the municipality and the blocks
3 within the municipality on April 1 of the year of the census.

4 ~~*-4655/P1.3* SECTION 7. 5.15 (1) (c) of the statutes is amended to read:~~

5 ~~5.15 (1) (c) The Unless adjusted under sub. (2) (fm), (6) (a) or (7) ~~as a matter~~~~

6 ~~of state-wide concern under article IV, section 3, of the constitution, the wards~~
as 6/13 ~~of state-wide concern under article IV, section 3, of the constitution, the wards~~
of unless a division is required to effect an act of the legislature redistricting

7 established by municipal governing bodies under this section on the basis of in
8 correlation with the published results of each federal decennial census of population
9 shall govern the adjustment of supervisory districts under s. 59.10 (2) (a) and (3) (b)
10 and of aldermanic districts under s. 62.08 (1) for the purpose of local elections
11 beginning on January 1 of the 2nd year commencing after the year of the census,
12 until revised under this section on the basis of to correlate with the results of the next
13 decennial census of population unless adjusted under sub. (2) (f) 4., (6) (a) or (7), or
14 unless adjusted, as a matter of statewide concern, in the enactment of legislative
15 districts under article IV, section 3, of the constitution on the basis of the most recent
16 decennial census of population.

legislative districts under article IV, section 3, of the constitution or redistricting congressional districts, the

17 *-3963/3.5* SECTION 8. 5.15 (2) (b) (intro.) of the statutes is created to read:

18 5.15 (2) (b) (intro.) Except for wards created to reflect an act of the legislature
19 redistricting legislative districts under article IV, section 3, of the constitution or
20 redistricting congressional districts and except as authorized under pars. (c) ~~(e) and~~

21 ~~and sub. (7), wards shall contain~~ *and (fm) NO MORE THAN* the following numbers of inhabitants:

22 *-4655/P1.4* SECTION 9. 5.15 (2) (b) 1. of the statutes is amended to read:

23 5.15 (2) (b) 1. In any city in which the population is at least 150,000, ~~each ward~~
24 ~~shall contain not less than 1,000 nor more than 4,000 inhabitants.~~

25 *-4655/P1.5* SECTION 10. 5.15 (2) (b) 2. of the statutes is amended to read:

1 5.15 (2) (b) 2. In any city in which the population is at least 39,000 but less than
2 150,000, ~~each ward shall contain not less than 800 nor more than 3,200 inhabitants.~~

3 ***-4655/P1.6* SECTION 11.** 5.15 (2) (b) 3. of the statutes is amended to read:

4 5.15 (2) (b) 3. In any city, village or town in which the population is at least
5 10,000 but less than 39,000, ~~each ward shall contain not less than 600 nor more than~~
6 2,100 inhabitants.

7 ***-4655/P1.7* SECTION 12.** 5.15 (2) (b) 4. of the statutes is amended to read:

8 5.15 (2) (b) 4. In any city, village or town in which the population is less than
9 10,000, ~~each ward shall contain not less than 300 nor more than 1,000 inhabitants.~~

10 ***-3963/3.6* SECTION 13.** 5.15 (2) (bm) of the statutes is amended to read:

11 5.15 (2) (bm) Every city electing the members of its common council from
12 aldermanic districts shall assemble the blocks wholly or partially contained within
13 the city into wards that will enable the creation of aldermanic districts that are
14 substantially equal in population. If a block is partly contained within the city, the
15 city shall divide the block to form a ward containing the portion of the block that lies
16 within the city.

17 ***-4655/P1.8* SECTION 14.** 5.15 (2) (ce) of the statutes is created to read:

18 5.15 (2) (ce) If a block contains a facility that is owned or operated by this state
19 or by the federal government and that is used to confine persons convicted of felonies
20 or if a block contains a center for the developmentally disabled, the city, village or
21 town may divide the block in assembling into wards.

22 ***-4655/P1.9* SECTION 15.** 5.15 (2) (cm) of the statutes is amended to read:

23 5.15 (2) (cm) Any division of blocks under this section on the basis of population
24 shall be based on the best evidence available. In this paragraph, "best evidence"
25 includes, but is not limited to, the population of the block and other information

SECTION 15

1 received from the U.S. bureau of the census and such data as number of housing
 2 units, utility connections and vehicle registrations or a special census conducted
 3 locally. ~~For~~ Except as provided in sub. (6) (a), for each ward so established, the
 4 population estimate shall be correlated with the results of the most recent federal
 5 decennial census of population, so that the total population reported for all wards in
 6 the municipality agrees with the census results.

7 ***-3963/3.7* SECTION 16.** 5.15 (2) (d) of the statutes is renumbered 5.15 (2) (d)
 8 (intro.) and amended to read:

9 5.15 (2) (d) (intro.) Every municipality shall ~~make a good faith effort to~~
 10 ~~accommodate the tentative plan submitted by the county or counties in which it is~~
 11 ~~located under s. 59.10 (2) (a) or (3) (b) 1., and shall divide itself into wards in such~~ ^{authorized under par.} (b)
 12 a manner that will permit the creation of county supervisory districts in accordance
 13 with the ~~population requirements for the plan specified in tentative plan submitted~~
 14 by the county or counties in which it is located under s. 59.10 (2) (a) or (3) (b) 1. unless
 15 the tentative plan would:

16 ***-4655/P1.10* SECTION 17.** 5.15 (2) (d) of the statutes is amended to read:

17 5.15 (2) (d) Every municipality shall make a good faith effort to accommodate
 18 the tentative plan submitted by the county or counties in which it is located under
 19 s. 59.10 (2) (a) or (3) (b) 1., and shall divide itself into wards authorized under par.
 20 (b) in such a manner that will permit the creation of county supervisory districts in
 21 accordance with the population requirements for the plan specified in s. 59.10 (2) (a)
 22 or (3) (b) 1.

23 ***-3963/3.8* SECTION 18.** 5.15 (2) (d) 1. to ^{5.} 4. of the statutes are created to read:

24 5.15 (2) (d) 1. Unduly dilute the voting strength of a racial or language minority
 25 group.

1 2. Require the creation of a ward composed of noncontiguous territory, except
2 territory which is separated from the municipality by another municipality or by
3 water, or both.

4 3. Require the creation of a ward composed of territory that is not as compact
5 as practicable.

6 4. Unduly bifurcate a manifest social, economic or political community of
7 interest.

8 5. Require the creation of a ward that would unduly favor a particular
9 individual or political party.

10 *~~4655/P1.11~~* SECTION 19. 5.15 (2) (e) of the statutes is repealed.

11 *~~3963/3.9~~* SECTION 20. 5.15 (2) (e) of the statutes is amended to read:

12 5.15 (2) (e) ~~Notwithstanding par. (b),~~ if If territory is detached from a city,
13 village or town after adoption of a decennial ward plan, and the remaining portion
14 of the ward to which it was attached falls below the prescribed minimum population
15 for the applicable range, the remaining portion of the population may be constituted
16 a ward by itself.

17 *~~3963/3.10~~* SECTION 21. 5.15 (2) (f) (intro.) of the statutes is amended to read:

18 5.15 (2) (f) (intro.) ~~Notwithstanding par. (b),~~ any Any city, village or town may
19 establish a ward below the prescribed minimum population for the applicable range
20 whenever the proposed ward is established under par. (a), (d) or (e) or whenever the
21 proposed ward contains solely.

22 *~~4655/P1.12~~* SECTION 22. 5.15 (2) (f) of the statutes is repealed.

23 *~~4655/P1.13~~* SECTION 23. 5.15 (2) (fm) of the statutes is created to read:

24 5.15 (2) (fm) ~~Notwithstanding par. (b),~~ ^{If} territory becomes a part of a city,
25 village or town after the date on which the county ^{in which the territory is located} adopts a tentative supervisory

SECTION 23

unless the boundaries of the ward are adjusted to reflect an act of the legislature redistricting legislative districts under article IV, section 3, of the constitution or redistricting congressional districts

1 district plan under s. 59.10 (2) (a) or (3) (b) 1., each parcel of contiguous territory
2 added to the city, village or town shall constitute a separate whole ward as of the date
3 on which the addition occurs. The territory shall continue to constitute a separate
4 whole ward until the city, village or town adopts a subsequent decennial ward plan.

***-3963/3.11* SECTION 24.** 5.15 (2) (g) of the statutes is amended to read:

5.15 (2) (g) If a block is affected by ^{a valid} an annexation or detachment which establishes a municipal boundary that subdivides the block, the municipalities in which the block is contained shall incorporate only the portion of the block contained within their boundaries in their ward plans division ordinances or resolutions.

~~*-4655/P1.14* SECTION 25.~~ 5.15 (2) (g) of the statutes is amended to read:

~~5.15 (2) (g) If a block is affected by an annexation ~~authorized~~ (under s. 66.021 (3) (a)) by a detachment which establishes a municipal boundary that subdivides the block, the municipalities in which the block is contained shall incorporate only the portion of the block contained within their boundaries in their ward plans.~~

***-3963/3.12* SECTION 26.** 5.15 (4) of the statutes is amended to read:

5.15 (4) (a) The division ordinance or resolution shall number all wards in the municipality in with unique whole numbers in consecutive order, beginning with the number one, shall designate the polling place for each ward, and shall describe the boundaries of each ward consistent with the conventions set forth in s. 4.003. The ordinance or resolution shall be accompanied by a list of the block numbers used by the U.S. bureau of the census that are wholly or partly contained within each ward, with any block numbers partly contained within a ward identified, and a map of the

municipality which illustrates the revised ward boundaries. If the legislature, in an act redistricting legislative districts under article IV, section 3, of the constitution, or in redistricting congressional districts, establishes a district boundary that does

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cont.*

1 not coincide with the boundary of a ward established under an ordinance or
2 resolution, the municipal governing body shall, no later than May 15 of the 2nd year
3 following the year of the federal decennial census ^{of population} on which the act is based, amend
4 the ordinance or resolution to reflect the act. The amended ordinance or resolution
5 shall designate the polling place for any ward that is created to reflect the legislative
6 act.

7 ~~(b) Within 5 days after adoption or enactment of an ordinance or resolution~~
8 ~~under this section or any amendment thereto, the municipal clerk shall transmit one~~
9 ~~copy of the ordinance or resolution or the amendment to the county clerk of each~~
10 ~~county in which the municipality is contained, accompanied by the list and map~~
11 ~~specified in par. (a). If the population of the municipality exceeds 10,000, the~~
12 ~~municipal clerk shall furnish one copy to the legislative reference bureau at the same~~
13 ~~time. Each copy shall identify the name of the municipality and the county or~~
14 ~~counties in which it is located.~~

15 ***-4655/P1.15*** SECTION 27. 5.15 (4) (a) of the statutes is amended to read:

16 5.15 (4) (a) The division ordinance or resolution shall number all wards in the
17 ^{*with unique*} municipality ~~in~~ whole numbers in consecutive order, beginning with the number one,
18 shall designate the polling place for each ward, and shall describe the boundaries of
19 each ward consistent with the conventions set forth in s. 4.003. The ordinance or
20 resolution shall be accompanied by a list of the block numbers used by the U.S.
21 bureau of the census that are wholly or partly contained within each ward, with any
22 block numbers partly contained within a ward identified, and a map of the
23 municipality which illustrates the revised ward boundaries. ^{*(from p. 14)*} If a municipality enacts
24 a division ordinance or adopts a division resolution that includes territory that is
25 added to the municipality after the date on which the county ^{*in which the territory is*} adopts a tentative ^{*located*}

SECTION 27

1 supervisory district plan under s. 59.10 (2) (a) or (3) (b) 1., each ward that is
2 comprised of the added territory shall be consecutively numbered, beginning with
3 the whole number following the last number used in the decennial ward plan, in the
4 sequence in which the ward is added to the municipality, and shall bear the letter "A"
5 following the ward number.

6 ***-4655/P1.16*** SECTION 28. 5.15 (4) (b) of the statutes is amended to read:

7 5.15 (4) (b) Within 5 days after adoption or enactment of ^{a division} ~~an~~ ordinance or
8 resolution under this section, ^{or any amendment thereto} the municipal clerk shall ^{transmit} ~~file~~ one copy of the
9 ordinance or resolution to ^{with} ~~the~~ county clerk of each county in which the
10 municipality is ~~contained~~ ^{located}, accompanied by the list and map specified in par.

11 (a). If the population of the municipality exceeds 10,000, the municipal clerk shall
12 furnish one copy to the legislative reference bureau at the same time If a ward
13 division includes territory that was annexed to the municipality after January 1 of
14 the year of the federal decennial census, ^{of population} the municipal clerk shall identify, for each

15 annexation, the block number or numbers and the municipality or municipalities
16 from which the territory was detached. No later than 10 days after ^{receipt of a} ~~the date by which~~
17 all municipalities in the county that are subject to a division requirement must be ^{copy of a division ordinance or resolution, accompanied by the list and map specified}

18 divided into wards under sub. (1)(a). ⁱⁿ ~~each~~ county clerk shall file with the legislative ^{par.}
19 reference bureau one copy of ^{the} ~~each~~ ordinance or resolution, ^(a) ~~received~~ under this section
20 accompanied by the list and map specified in par. (a). Upon receipt, the legislative
21 reference bureau shall provide the board with one copy of each ordinance or
22 resolution received under this section, accompanied by the list and map ^{specified in}

23 ^{par. (a).} Each copy filed under this paragraph shall identify the name of the
24 municipality and the county or counties in which it is located.

25 ***-4655/P1.17*** SECTION 29. 5.15 (4) (c) of the statutes is created to read:

1 5.15 (4) (c) If a ^{municipal clerk} municipality fails to file a copy of an ^{a division} ordinance or resolution,
 2 accompanied by the list and map specified in par. (a), within ^{the time period} 65 days after receipt of
 3 ~~a tentative supervisory district plan and written statement, if any, from the county~~
 4 ~~board of supervisors of each county in which the municipality is located,~~ the
 5 municipality is liable to the state for any additional costs ^{that are} incurred by the elections
 6 board and by the legislature and legislative service agencies in recording ward data ^{and}
 7 ~~at the time that the municipality makes its filing.~~ ^{INS 17-7} The legislative reference bureau
 8 may compile all additional costs for which a municipality ^{or county} is liable under this
 9 paragraph and may submit a statement of these ^{appropriately} costs to the ^{or county} municipal clerk.

10 *~~4655/P1.18~~* SECTION 30. 5.15 (5) of the statutes is repealed.

11 *~~4655/P1.19~~* SECTION 31. 5.15 (6) (a) of the statutes is amended to read:

12 5.15 (6) (a) Following any municipality-wide special federal census of
 13 population, the governing body of the municipality in which the special census was
 14 held may, by ordinance or resolution, adjust the ward boundaries, ^{to correlate with the} but no ward line ^{results}
 15 adjustment may cross the boundary of an assembly district. The municipal clerk ^{of}
 16 shall ~~transmit~~ file copies of the ordinance or resolution in compliance with sub. (4)
 17 (b). ^{the}
 18 *~~4655/P1.20~~* SECTION 32. 5.15 (7) of the statutes is amended to read:
 19 5.15 (7) If a new town is created or if part of a town is annexed to a city or village
 20 during a decennial period after the period for ward adjustments under sub. (1) (b),
 21 the town board of any the new town to which territory is attached or of the town from
 22 which territory is detached, without regard to the time provisions of sub. (1) (b), may,
 23 by ordinance or resolution, adjust the wards in that town, but no ward line
 24 adjustment may cross the boundary of an assembly district. The town clerk shall

SECTION 32

1 transmit file copies of the ordinance or resolution making the adjustment in
2 compliance with sub. (4) (b).

3 ***-4655/P1.21* SECTION 33.** 5.15 (8) of the statutes is amended to read:

4 5.15 (8) ~~Until divided, all~~ Every municipality that is divided into wards shall
5 hold all elections are held in the established wards, until adjusted or revised under
6 this section.

7 ***-4655/P1.22* SECTION 34.** 20.510 (1) (k) of the statutes is created to read:

8 20.510 (1) (k) *Ward data recording.* All moneys received from municipalities
9 under s. 5.15 (4) (c) for additional costs of recording ward data incurred by the board
10 as a result of late reports, to be used for that purpose.

11 ***-3963/3.13* SECTION 35.** 59.10 (2) (a) of the statutes is amended to read:

12 59.10 (2) (a) *Composition; supervisory districts.* Within ~~60~~ 90 days after the
13 population count by census block, established in the decennial federal census of
14 population, and maps showing the location and numbering of census blocks become
15 available in printed form from the federal government or are published for
16 distribution by an agency of this state, but no later than July 1 following the year of
17 each decennial census, the board shall adopt and transmit to the governing body of
18 each city and village wholly or partially contained within the county a tentative
19 county supervisory district plan to be considered by the cities and villages when
20 dividing into wards. The tentative plan shall ~~specify the number of supervisors to~~
21 ~~be elected and shall~~ divide the county into a number of districts equal to the number
22 of supervisors, with each district substantially equal in population ~~and consisting of~~
23 ~~contiguous whole wards.~~ Except as otherwise provided in this paragraph, the board
24 shall develop and adopt the tentative plan in accordance with sub. (3) (b) 1. The
25 tentative plan shall not include provision for division of any census block, as utilized

of population

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by the U.S. bureau of the census in the most recent federal decennial census unless
the block is bisected by a municipal boundary or unless a division is required to
enable creation of supervisory districts that are substantially equal in population.

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The board shall adopt a final plan by enacting an ordinance in accordance with sub.
(3) (b) 2. to 4. Changes to the final plan shall be governed by sub. (3) (c).

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-3963/3.14 SECTION 36. 59.10 (3) (b) 1. of the statutes is amended to read:

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59.10 (3) (b) 1. Within ~~60~~ 90 days after the population count by census block,
established in the decennial federal census of population, and maps showing the
location and numbering of census blocks become available in printed form from the
federal government or are published for distribution by an agency of this state, but
no later than July 1 following the year of each decennial census, each board shall
propose a tentative county supervisory district plan setting forth the number of
supervisory districts proposed by the board and tentative boundaries ~~or a description~~
of boundary requirements, hold a public hearing on the proposed plan and adopt a
tentative plan. The proposed plan may be amended after the public hearing. The
tentative plan shall divide the county into a number of districts equal to the number

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of supervisors, with each district ^{being} substantially equal in population. The board shall

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solicit suggestions from municipalities concerning the development of an
appropriate plan. ~~The board shall transmit to each municipal governing body in the~~
~~county the tentative plan that is adopted. Each district shall consist of whole wards~~
~~or municipalities. Each district shall be designated to be represented by one~~
~~supervisor, and all districts shall be substantially equal in population and shall~~
attempt to incorporate the suggestions to the extent feasible. Territory within each

25

^{Proposed} supervisory district ~~created by~~ ^{under} the plan shall be contiguous, except that territory

~~located within a city or village which is wholly surrounded by another city or village~~

or ~~within~~ noncontiguous territory that is separated by
the territory of another municipality, by water

*W/O. leave
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6/ from the major part of the municipality to which the non contiguous territory belongs

1 ~~or both~~ may be combined with noncontiguous territory, ~~or island territory as defined~~
2 ~~in s. 5.15(2)(f) 2~~ may be combined with noncontiguous territory within the same
3 municipality to form a supervisory district. In the tentative plan, the board shall,
4 whenever possible, place whole contiguous municipalities or contiguous parts of the
5 same municipality within the same district. ~~If the division of a municipality is~~
6 ~~sought by the board, the board shall provide with the plan a written statement to the~~
7 ~~municipality affected by each proposed division specifying the approximate location~~
8 ~~of the territory from which a ward is sought to be created for contiguity purposes and~~
9 ~~the approximate population of the ward proposed to effectuate the division~~ The
10 tentative plan shall not include provision for division of any census block unless the
11 block is bisected by a municipal boundary or unless a division is required to enable
12 creation of supervisory districts that are substantially equal in population. The
13 board shall transmit to each municipal governing body in the county a copy of the
14 tentative plan that is adopted.

15 ***-3963/3.15* SECTION 37.** 59.10 (3) (b) 2. of the statutes is amended to read:

16 59.10 (3) (b) 2. Within ~~60~~ 180 days after every municipality in the county
17 ~~adjusts its wards under s. 5.15~~ the population count by census block, established in
18 the decennial federal census of population, and maps showing the location and
19 numbering of census blocks become available in printed form from the federal
20 government or are published for distribution by an agency of this state, the board
21 shall hold a public hearing and shall then adopt a final supervisory district plan,
22 numbering each district. Wards within each supervisory district created by the plan
23 shall be contiguous, except that one or more wards located within a city or village

24 which is wholly surrounded by another city or water, or both, may be combined with
25 one or more noncontiguous wards, or one or more wards or portions of wards

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INS
20-23

1 ~~consisting of island territory as defined in s. 5.15 (2) (f) 3. may be combined with one~~
 2 ~~or more noncontiguous wards or portions of wards within the same municipality, to~~
 3 form a supervisory district. Except as required to reflect a change authorized under
 4 s. 5.15 (2) (d) in a municipal ward division and except as required under subd. 2m.,
 5 the final plan shall not be inconsistent with the tentative plan.

6 ~~*-4655/P1.23* SECTION 38. 59.10 (3) (b) 2. of the statutes is amended to read.~~
 7 ~~59.10 (3) (b) 2. Within 60 days after every municipality in the county adjusts~~
 8 ~~its wards under s. 5.15, the board shall hold a public hearing and shall then adopt~~
 9 ~~a final supervisory district plan, numbering each district. Wards within each~~
 10 ~~supervisory district created by the plan shall be contiguous, except that one or more~~
 11 ~~wards located within a city or village which is wholly surrounded by another city or~~
 12 ~~water, or both, may be combined with one or more noncontiguous wards, or one or~~
 13 ~~more wards or portions of wards consisting of island territory as defined in s. 5.15~~
 14 ~~(2) (f) 3. surrounded by water or consisting of noncontiguous territory that is~~
 15 ~~separated by the territory of another municipality, by water or by both from the major~~
 16 ~~part of the municipality to which the noncontiguous territory belongs may be~~
 17 ~~combined with one or more noncontiguous wards or portions of wards within the~~
 18 ~~same municipality, to form a supervisory district.~~

19 *-3963/3.16* SECTION 39. 59.10 (3) (b) 2m. of the statutes is created to read:
 20 59.10 (3) (b) 2m. The populations of supervisory districts under the tentative
 21 plan shall be determined on the basis of the federal decennial census ^{of population} and any official
 22 corrections to the census issued on or before the date that the tentative plan is
 23 adopted to reflect the correct population of the county and municipalities and blocks
 24 within the county on April 1 of the year of the census. The populations of supervisory
 25 districts under the final plan shall be determined on the basis of the federal decennial

JES
20-23

SECTION 39

1 census ^{of population} and any official corrections to the census to reflect the correct populations of
 2 the county and the municipalities and blocks within the county on April 1 of the year
 3 of the census, if the corrections as they affect any municipality are issued prior to
 4 division of the municipality into wards under s. 5.15, or if a municipality is not
 5 divided into wards, prior to adoption of the final plan.

6 ***-3963/3.17* SECTION 40.** 59.10 (3) (b) 4. of the statutes is amended to read:

7 59.10 (3) (b) 4. The chairperson of the board shall file a certified copy of the final
 8 districting plan with the secretary of state. ^{INS 228 (below)} Unless otherwise ordered under sub. (6).
 9 a plan enacted and filed with the secretary of state under this paragraph, together with any amendment
 10 enacted and filed under par. (c), remains in effect until the plan is superseded by a
 11 subsequent plan enacted under this paragraph and a certified copy of that plan is
 12 filed with the secretary of state.

13 ***-4655/P1.24* SECTION 41.** 59.10 (3) (b) 4. of the statutes is amended to read:

14 59.10 (3) (b) 4. The chairperson of the board shall file a certified copy of the final
 15 districting plan with the secretary of state. Upon receipt, the secretary of state shall
 16 provide the legislative reference bureau with one copy of each final districting plan
 17 received under this subdivision. Upon receipt, the legislative reference bureau shall
 18 provide the state elections board with one copy of each final districting plan received
 19 under this subdivision.

20 ***-3963/3.18* SECTION 42.** 59.10 (3) (c) of the statutes is renumbered 59.10 (3)

21 (c) 1. and amended to read:

22 59.10 (3) (c) 1. After the enactment of a plan of supervisory districts under par.
 23 (b), the board may amend the plan to reflect a municipal incorporation, annexation,
 24 detachment or consolidation may serve as a basis for altering between federal
 25 decennial censuses the boundaries of supervisory districts, in the discretion of the

Upon receipt, the secretary of state shall provide the legislative reference bureau with one copy of the amended plan. Upon receipt, the legislative reference bureau shall provide the state elections board with one copy of the amended plan.

1 board. The number of supervisory districts in the county shall not be changed by any
2 action under this paragraph. Any plan of county supervisory districts enacted under
3 par. (b) may be amended under this paragraph but shall remain in effect as amended
4 until superseded by another plan enacted by the board under par. (b) and filed
5 subdivision.

6 3. The chairperson of the board shall file a certified copy of any amended plan
7 under this paragraph with the secretary of state.

8 *-3963/3.19* SECTION 43. 59.10 (3) (c) 2. of the statutes is created to read:
9 59.10 (3) (c) 2. Within 45 days after enactment or adoption of a revised division
10 ordinance or resolution under s. 5.15 (4) (a), the board shall amend the county
11 supervisory district plan under par. (b) to reflect any renumbering of the wards
12 specified in the plan.

13 *-3963/3.20* SECTION 44. 59.10 (6) of the statutes is amended to read:
14 59.10 (6) ENFORCEMENT OF DIVISION REQUIREMENT. If a county fails to comply
15 with sub. (2) (a) or (3) (b), any municipality located in whole or in part within the
16 county or any elector of the county may submit to the circuit court for the county
17 within 14 days from the expiration of either ~~60-day~~ ^{restored to PLAIN TEXT} ~~90-day~~
18 (a) or ~~the 30-day period under sub. (3) (b)~~ a proposed tentative supervisory district
19 plan or a final plan for creation of supervisory districts in compliance with this
20 section. If the court finds that the existing division of the county into supervisory
21 districts fails to comply with this section, it shall review the plan submitted by the
22 petitioner and after reasonable notice to the county may promulgate the plan, or any
23 other plan in compliance with this section, ~~as a temporary supervisory district and~~
24 the plan shall be in effect until superseded by ~~a districting a plan~~ adopted by the
25 board in compliance with this section.

SECTION 45

1 *~~-3963/3.21~~* SECTION 45. 62.08 (1) of the statutes is amended to read:

2 62.08 (1) Within 60 days after the wards have been readjusted under s. 5.15
3 (1) and (2) the common council of every city, including ~~any every 1st class~~ city of the
4 ~~first class~~, shall redistrict the boundaries of its aldermanic districts, by an ordinance
5 introduced at a regular meeting of the council, published as a class 2 notice, under
6 ch. 985, and thereafter adopted by a majority vote of all the members of the council,
7 so that all aldermanic districts are as compact in area as possible and contain, as
8 nearly as practicable by combining contiguous whole wards, an equal number of
9 inhabitants according to the most recent decennial federal census of population. The
10 populations of the aldermanic districts shall be determined on the basis of the federal
11 decennial census, ^{of population} and any official corrections to the census to reflect the correct
12 populations of the municipality and the blocks within the municipality on April 1 of
13 the year of the census, if the corrections are issued prior to division of the
14 municipality into wards under s. 5.15. Within 45 days after enactment or adoption
15 of a revised division ordinance or resolution under s. 5.15 (4) (a), the common council
16 shall amend the aldermanic district plan to reflect any renumbering of the wards
17 specified in the plan.

18 *~~-4655/P1.25~~* SECTION 46. 62.08 (2) of the statutes is repealed.

19 *~~-4655/P1.26~~* SECTION 47. 66.021 (8) (a) of the statutes is amended to read:

20 66.021 (8) (a) The clerk of a city or village which has annexed territory shall
21 file immediately with the secretary of state a certified copy of the ordinance,
22 certificate and plat, and shall send one copy to each company that provides any
23 utility service in the area that is annexed. The clerk shall also record the ordinance
24 with the register of deeds and file a signed copy of the ordinance with the clerk of any
25 affected school district. ~~Failure~~ Except as provided in this paragraph, failure to file,

1 record or send shall not invalidate the annexation and the duty to file, record or send
2 shall be a continuing one. The An annexation of territory that establishes a
3 municipal boundary that subdivides a block is not valid until the clerk of the city or
4 village to which the territory is annexed files with the secretary of state the certified
5 copy of the ordinance, certificate and plat required under this paragraph, together
6 with a certified estimate of the population of the territory on the effective date of the
7 annexation, according to the latest federal decennial census. ^{of population} Any ordinance that is
8 filed, recorded or sent under this paragraph shall describe the annexed territory and
9 the associated population. The information filed with the secretary of state shall be
10 utilized in making recommendations for adjustments to entitlements ~~under the~~
11 ~~federal revenue sharing program and for~~ distribution of funds under ch. 79. The
12 clerk shall certify annually to the secretary of state and record with the register of
13 deeds a legal description of the total boundaries of the municipality as those
14 boundaries existed on December 1, unless there has been no change in the 12 months
15 preceding.

16 ***-4655/P1.27*** SECTION 48. 66.021 (8) (b) of the statutes is amended to read:

17 66.021 (8) (b) Within 10 days of receipt of the ordinance, certificate and plat,
18 the secretary of state shall forward 2 copies of the ordinance, certificate and plat to
19 the department of transportation, one copy to the department of administration, one
20 copy to the department of revenue, one copy to the department of public instruction,
21 one copy to the department of commerce, one copy to the department of natural
22 resources, one copy to the department of agriculture, trade and consumer protection,
23 one copy to the legislative reference bureau and 2 copies to the clerk of the
24 municipality from which the territory was annexed. The secretary of state shall
25 provide the legislative reference bureau with one copy of any certified estimate of

1 population received under par. (a), along with any copies required under this
2 paragraph.

3 *~~4655/P1.28~~* SECTION 49. 66.021 (15) of the statutes is amended to read:

4 66.021 (15) ANNEXATION OF TOWN ISLANDS. Upon its own motion, a city or village
5 by a two-thirds vote of the entire membership of its governing body may enact an
6 ordinance annexing territory which comprises a portion of a town or towns and which
7 was completely surrounded by territory of the city or village on December 2, 1973.
8 The ordinance shall include all surrounded town areas except those exempt by
9 mutual agreement of all of the governing bodies involved. The annexation ordinance
10 shall contain a legal description of the territory and the name of the town or towns
11 from which the territory is detached. Upon enactment of the ordinance, the city or
12 village clerk immediately shall file ~~6~~ 7 certified copies of the ordinance in the office
13 of the secretary of state, together with ~~6~~ 7 copies of a scale map. The secretary of state
14 shall forward 2 copies of the ordinance and scale map to the department of
15 transportation, one copy to the department of natural resources, one copy to the
16 department of revenue and one copy to the department of administration and one
17 copy to the legislative reference bureau. This subsection does not apply if the town
18 island was created only by the annexation of a railroad right-of-way or drainage
19 ditch. This subsection does not apply to land owned by a town government which has
20 existing town government buildings located thereon. No town island may be
21 annexed under this subsection if the island consists of over 65 acres or contains over
22 100 residents. After December 2, 1973, no city or village may, by annexation, create
23 a town area which is completely surrounded by the city or village.

24 *~~4655/P1.29~~* SECTION 50. 66.021 (16) of the statutes is repealed.

25 *~~4655/P1.30~~* SECTION 51. 66.022 (6) of the statutes is repealed.

1 *~~4655/P1.31~~* **SECTION 52.** 66.025 of the statutes is amended to read:

2 **66.025 Annexation of owned territory.** In addition to other methods
3 provided by law and subject to ss. 59.692 (7) and 66.023 (7), territory owned by and
4 lying near but not necessarily contiguous to a village or city may be annexed to a
5 village or city by ordinance enacted by the board of trustees of the village or the
6 common council of the city, provided that in the case of noncontiguous territory the
7 use of the territory by the city or village is not contrary to any town or county zoning
8 regulation. The ordinance shall contain the exact description of the ~~territory~~
9 annexed territory and the ~~names of the towns~~ name of each town from which ~~the~~
10 territory was detached, and shall operate to attach the territory to the village or city
11 upon the filing of 6 certified copies thereof in the office of the secretary of state,
12 together with 6 copies of a plat showing the boundaries of the territory attached and
13 any information concerning the population of the territory required under s. 66.021
14 (8) (a). Two copies of the ordinance and plat shall be forwarded by the secretary of
15 state to the department of transportation, one copy to the department of natural
16 resources, one copy to the department of revenue ~~and~~, one copy to the department
17 of public instruction and one copy to the legislative reference bureau.

18 *~~4655/P1.32~~* **SECTION 53.** 119.08 (1) (b) of the statutes is amended to read:

19 119.08 (1) (b) Within 60 days after the common council of the city enacts an
20 ordinance ~~determining the boundaries of the aldermanic districts in the city or~~
21 adopts a resolution under s. 5.15 (1) (b) dividing the city into wards following the
22 federal decennial census ~~under s. 62.08 (1),~~ the board shall, by vote of a majority of
23 the membership of the board, adopt an election district apportionment plan for the
24 election of board members which shall be effective until the city enacts a new

SECTION 53

1 ordinance or adopts a new resolution under s. 62.08 (1) redetermining the
2 ~~aldermanic district~~ 5.15 prescribing revised ward boundaries.

3 (END)

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FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-4655/lins

RJM:.....

gjs

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NA/P

If a county clerk ~~or county board of election commissioners~~ fails to file a copy of a division ordinance or resolution, accompanied by the list and map specified in par. (a), within the time period prescribed under par. (b), the county is liable to the state for any additional costs that are incurred by the elections board and by the legislature and legislative service agencies in recording ward data and that are caused by the untimely filing.

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-4655/P1dn-1dn
JTK&RJM:cjs:ch

March 7, 2000

Mr. Schneider:

1. Concerning the proposed requirement to file notice of annexations under s. 5.15 (4) (b), stats., we have used January 1 of the year of the federal decennial census as a start date because Larry Barish informs us that all census maps are always keyed to that date.

2. Proposed s. 5.15 (2) (ce) gives a municipality the authority to divide a block if the block contains a state center for the developmentally disabled or if the block contains a facility that is owned or operated by the state or the federal government and that is used to confine persons convicted of a ^{felony} crime. You may also want to allow a municipality to divide a block if the block contains a state-local shared correctional facility under s. 302.45, stats. However, because there are no such facilities that exist currently and because a state-local shared correctional facility may contain a significant voting population, we did not include this type of facility in the bill. Please let us know if you desire any changes to this provision.

Jeffery T. Kuesel
Managing Attorney
Phone: (608) 266-6778

Robert J. Marchant
Legislative Attorney
Phone: (608) 261-4454
E-mail: Robert.Marchant@legis.state.wi.us

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-4655/1dn
JTK&RJM:cjs:kjf

March 8, 2000

Mr. Schneider:

1. Concerning the proposed requirement to file notice of annexations under s. 5.15 (4) (b), stats., we have used January 1 of the year of the federal decennial census as a start date because Larry Barish informs us that all census maps are always keyed to that date.

2. Proposed s. 5.15 (2) (ce) gives a municipality the authority to divide a block if the block contains a state center for the developmentally disabled or if the block contains a facility that is owned or operated by the state or the federal government and that is used to confine persons convicted of a felony. You may also want to allow a municipality to divide a block if the block contains a state-local shared correctional facility under s. 302.45, stats. However, because there are no such facilities that exist currently and because a state-local shared correctional facility may contain a significant voting population, we did not include this type of facility in the bill. Please let us know if you desire any changes to this provision.

Jeffery T. Kuesel
Managing Attorney
Phone: (608) 266-6778

Robert J. Marchant
Legislative Attorney
Phone: (608) 261-4454
E-mail: Robert.Marchant@legis.state.wi.us

Barman, Mike

From: Miller, Steve
Sent: Thursday, March 09, 2000 9:37 AM
To: Barman, Mike
Subject: FW: LRB-4655 (Schneider)

Mike,
Will you please give copies of this to Pete Cannon, Larry Barish and me?
Thanks.



(D N O I E)
State of Wisconsin
1999 - 2000 LEGISLATURE

LRB-4655/A 2 ✓

RJM/JTK/MES:all:kjf

Wanted Fri: 3/24 - pm

↑
stays

1999 BILL

(regenerate)

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AN ACT ~~to repeal 5.15 (2) (e), 5.15 (2) (f), 5.15 (5), 62.08 (2), 66.021 (16) and 66.022 (6); to renumber and amend 5.15 (2) (d) and 59.10 (3) (c); to amend 5.15 (1) (a), 5.15 (1) (b), 5.15 (1) (c), 5.15 (2) (b) 1., 5.15 (2) (b) 2., 5.15 (2) (b) 3., 5.15 (2) (b) 4., 5.15 (2) (bm), 5.15 (2) (cm), 5.15 (2) (g), 5.15 (4) (a), 5.15 (4) (b), 5.15 (6) (a), 5.15 (7), 5.15 (8), 59.10 (2) (a), 59.10 (3) (b) 1., 59.10 (3) (b) 2., 59.10 (3) (b) 4., 59.10 (6), 62.08 (1), 66.021 (8) (a), 66.021 (8) (b), 66.021 (15), 66.025 and 119.08 (1) (b); to repeal and recreate 4.002; and to create 5.15 (2) (b) (intro.), 5.15 (2) (ce), 5.15 (2) (d) 1. to 5., 5.15 (2) (fm), 5.15 (4) (c), 20.510 (1) (k), 59.10 (3) (b) 2m. and 59.10 (3) (c) 2.~~ of the statutes; **relating to:** division of municipalities into wards; redistricting of supervisory and aldermanic districts; election districts in 1st class city school systems; recording of certain

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1 municipal annexations; the effective date of certain annexation and
2 detachment actions; and making an appropriation.

Analysis by the Legislative Reference Bureau

This bill makes various changes in the laws relating to municipal wards, county supervisory districts, city aldermanic districts, election districts in first class city school systems and municipal annexations and detachments.

Municipal ward plan revisions

Currently, under the state constitution, the legislature is directed to redistrict legislative districts according to the number of inhabitants at its next session following each federal census. At the same intervals, the legislature also reapportions congressional districts in this state pursuant to federal law. Under current state law, following each decennial federal census, most municipalities are also required to divide their territory into wards, and counties and cities are required to redistrict supervisory and aldermanic districts so that the districts contain, as nearly as practicable, an equal number of inhabitants according to the census results. With limited exceptions, wards are required to consist of one or more whole, contiguous census blocks (the smallest geographic units for which census results are available). Counties and municipalities are required to complete this action in three steps, which in no case may conclude later than 180 days after publication of the census results (usually by October of the year following the year of the census). If counties or municipalities fail to adopt division plans, the courts may do so upon petition by interested parties. Revised county and municipal district plans are used to elect members of county boards of supervisors and common councils in the spring of the second year following the year of the census. The legislative and congressional redistricting plans are used to elect members of the legislature and members of congress in the fall of the second year following the year of the census. Currently, the legislature may adjust the boundaries of a municipal ward and use the revised ward boundaries to create a legislative or congressional district.

This bill amends various laws to facilitate the legislative and congressional redistricting process and directs counties and municipalities to revise their ward and districting plans to reflect any legislative act establishing a legislative or congressional district boundary that does not coincide with a ward or municipal boundary.

County supervisory district plans

Currently, within 60 days after publication of the federal decennial census, each county must adopt a tentative county supervisory district plan. Each municipality must adopt a ward division plan, if it is required to do so, within 60 days after adoption of a tentative county supervisory district plan by the county or counties in which the municipality is located, and each county then must adopt a final

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supervisory district plan within 60 days after every municipality in the county adopts a ward division plan, if it is required to do so.

Currently, the tentative plan must include suggested boundaries or information concerning the number of supervisors to be elected and a description of boundary requirements. This bill provides for the tentative plan to include specific boundaries for each proposed supervisory district. The bill also provides that, except in counties having a population of 500,000 or more, the county board must attempt to incorporate suggestions received from municipalities into the tentative plan, to the extent feasible. The bill also provides that a final county supervisory district plan must not be inconsistent with the tentative plan except to reflect an authorized change made by a municipality in a municipal ward division or to reflect an official correction to the census.

Accommodation of county requirements

Currently, each municipality must make a good faith effort to accommodate the tentative plan submitted by the county or counties in which it is located in making municipal ward divisions. This bill requires that each municipality establish wards that will permit creation of county supervisory districts in accordance with the tentative plan or plans submitted by the county or counties in which the municipality is located unless the tentative plan would: 1) unduly dilute the voting strength of a racial or language minority group; 2) require the creation of a ward composed of noncontiguous territory, with limited exceptions; 3) require the creation of a ward composed of territory that is not as compact as practicable; 4) unduly bifurcate a manifest social, economic or political community of interest; or 5) require the creation of a ward that would unduly favor a particular person or political party.

Minimum populations for wards

Currently, a municipality having a population of less than 10,000 may create a ward with no fewer than 300 inhabitants. A municipality having a population of at least 10,000 but less than 39,000 may create a ward with no fewer than 600 inhabitants. A municipality having a population of at least 39,000 but less than 150,000 may create a ward with no fewer than 800 inhabitants. Every other municipality may create a ward with no fewer than 1,000 inhabitants.

This bill eliminates these minimum ward population requirements.

Annexations that subdivide blocks

This bill provides that no annexation of territory by a city or village that establishes a municipal boundary that subdivides a census block is valid until the city or village furnishes to the secretary of state a certified copy of the annexation ordinance, a plat showing the annexed area and an estimate of the population of the area according to the most recent federal decennial census. Currently, there is no such limitation.

The bill also requires the secretary of state to provide the legislative reference bureau with a copy of the ordinance, plat and estimate.

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3B

BILL***Treatment of annexed territory***

Currently, if new territory becomes a part of a municipality after adoption of a decennial ward plan, the municipality may add the territory to an existing ward or may create a separate ward consisting of that territory only. Under this bill, any such territory annexed after the county in which the territory is located adopts a tentative supervisory district plan must constitute a separate whole ward and must be numbered with the letter "A" following the whole number assigned to the ward.

Filing of copies of municipal ward plans

Currently, within five days after adoption of a decennial ward plan, each municipality is required to transmit a copy of the plan to the county clerk or board of election commissioners of each county in which the municipality is located. If the population of the municipality exceeds 10,000, the municipality is required to send a copy to the legislative reference bureau.

Under this bill, if a decennial ward plan includes any territory that was annexed to the municipality after January 1 of the year of the federal decennial census, the plan must identify the census block number or numbers of the annexed territory and each municipality from which the territory was detached. Under the bill, a municipality need only file a ward plan with the county clerk or board of election commissioners and the county clerk or board of election commissioners must send to the legislative reference bureau a copy of the ward plan of each municipality in the county no later than ten days after the date by which all municipalities in the county that are required to be divided into wards have been so divided. The legislative reference bureau must then provide copies of each ward plan to the elections board. In addition, the bill provides that if any municipality or county fails to file a ward plan within the time prescribed by law, the municipality or county is liable to the elections board, the legislature and the legislative service agencies for additional costs incurred in recording ward data as a result of the delay.

Filing of final county supervisory district plans

Currently, the chairperson of each county board of supervisors must file with the secretary of state a copy of the final county supervisory district plan. This bill requires the secretary of state to forward a copy of the supervisory district plan to the legislative reference bureau and requires the legislative reference bureau to forward a copy to the elections board. *The bill also clarifies that copies may be filed in either electronic or paper format.*

Time schedule for establishing election districts in 1st class city school systems

Currently, within 60 days after a first class city (currently, only Milwaukee) adopts an aldermanic district plan, the board of school directors of the city must adopt an election district plan. Under this bill, a first class city board of school directors must adopt an election district plan within 60 days after adoption of a decennial ward plan rather than an aldermanic district plan.

BILL***Town ward numbering***

Currently, when a town is divided into wards, the annual town meeting and special town elections must be held in the first ward. The bill deletes that requirement.

Incorporation of census corrections

Currently, decennial ward division plans, as well as decennial county supervisory and city aldermanic district plans, are based on the federal decennial census. The statutes do not treat the issue of corrections issued by the U.S. bureau of the census. This bill provides that the ward plans and aldermanic district plans shall reflect the census results, including any corrections, for the populations of counties, municipalities and census blocks on April 1 of the year of the census, if corrections are issued prior to adoption of a decennial ward plan, or if a municipality that is affected by a correction is not divided into wards, prior to adoption of a county supervisory district plan. *IN SSA* ✓

Territory included within ward plans

Currently, each municipal decennial ward division must include all territory within a municipality on August 1 of the year following the federal decennial census. This bill instead provides that each division must include all territory within a municipality on the date of adoption of a tentative supervisory district plan by the county in which the territory is located.

Effective date of certain annexation or detachment actions

Currently, during the period from April 1 to June 30 of the year following a federal decennial census, if a city or village takes an annexation or detachment action affecting land that is the subject of certain ordinances or resolutions expressing the city's or village's intent not to annex or detach territory, the annexation or detachment is effective on July 1 of that year or at such later date as may be specified in the ordinance or resolution. The bill repeals that provision.

The bill also makes other minor technical changes in the law to facilitate the ward division and legislative, county and municipal redistricting process.

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:

1

SECTION 1. 4.002 of the statutes is repealed and recreated to read:

BILL

SECTION 1

1 **4.002 Municipal wards; definition.** In this chapter, “ward” means a
2 municipal ward in effect on January 1 of the 2nd year following a federal decennial
3 census.

4 **SECTION 2.** 5.15 (1) (a) of the statutes is amended to read:

5 5.15 (1) (a) Every city, village and town in this state shall by ordinance or
6 resolution of its common council or village or town board, respectively, be divided into
7 wards as provided in this section, except as authorized in sub. (2). The boundaries
8 of the wards established under this section, and the number assigned to each ward,
9 are intended to be as permanent as possible, and to this end each ward shall when
10 created contain a population at a convenient point within the applicable population
11 range limitation under sub. (2) (b), with due consideration for the known trends of
12 population increase or decrease within that part of the municipality in which the
13 ward is located. Once established, the boundaries of each ward shall remain
14 unchanged until a further decennial federal census of population indicates that the
15 population of a ward is then above ~~or below~~ the applicable population ~~range~~
16 limitation or until the ward boundaries are required to be changed to permit creation
17 of supervisory or aldermanic districts of substantially equal population or to enhance
18 the participation of members of a racial or language minority group in the political
19 process and their ability to elect representatives of their choice, except as authorized
20 or required under this section. If the population of a ward has increased above the
21 ~~maximum of its applicable population range limitation~~ or if the population of a ward
22 must be decreased for a reason specified in this paragraph, the ward shall be divided
23 ~~into 2 or more wards~~ or the boundaries of the ward shall be changed in compliance
24 with sub. (2) (b). ~~If the population of a ward has decreased below the minimum of~~
25 ~~its population range or if the population of a ward must be increased for a reason~~

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1 specified in this paragraph, whenever possible, the ward shall, ~~if possible~~, be
2 combined with an adjoining ward, or the underpopulated ward and one adjoining
3 ward shall be combined and together subdivided into 2 or more wards in compliance
4 with sub. (2).

5 **SECTION 3.** 5.15 (1) (b) of the statutes is amended to read:

6 5.15 (1) (b) Except as authorized in sub. (2) (a), within 60 days after the receipt
7 of a tentative supervisory district plan ~~and written statement, if any~~, from the county
8 board of each county in which a municipality is located, the governing body of the
9 municipality shall adjust its wards according to the schedule shown in sub. (2). All
10 territory contained within the municipality, and only the territory so contained, on
11 ~~August 1 following the year of the federal decennial census~~ the date of adoption of
12 a tentative supervisory district plan under s. 59.10 (2) (a) or (3) (b) 1. by the county
13 in which the territory is located shall be contained within a ward established under
14 the division ordinance or resolution. Except as authorized in sub. (2), each ward shall
15 consist of whole blocks, as utilized by the U.S. bureau of the census in the most recent
16 federal decennial census of population. To suit the convenience of the voters residing
17 therein each ward shall, as far as practicable, be kept compact and observe the
18 community of interest of existing neighborhoods and other settlements. All territory
19 within a ward shall be contiguous, except for ~~island territory as defined in sub. (2)~~
20 ~~(f) 3~~ surrounded by water or noncontiguous territory that is separated by the
21 territory of another municipality, by water or by both from the major part of the
22 municipality to which the noncontiguous territory belongs. Enactment or adoption
23 of a division ordinance or resolution requires the affirmative vote of a majority of the
24 members of the governing body.

25 **SECTION 4.** 5.15 (1) (c) of the statutes is amended to read:

BILL

SECTION 4

1 5.15 (1) (c) The Unless adjusted under sub. (2) (fm), (6) (a) or (7) or unless a
2 division is required to effect an act of the legislature redistricting legislative districts
3 under article IV, section 3, of the constitution or redistricting congressional districts,
4 the wards established by municipal governing bodies in a division ordinance or
5 resolution enacted or adopted under this section on the basis of the published results
6 of each federal decennial census of population shall govern the adjustment of
7 supervisory districts under s. 59.10 (2) (a) and (3) (b) 2. and of aldermanic districts
8 under s. 62.08 (1) for the purpose of local elections beginning on January 1 of the 2nd
9 year commencing after the year of the census until revised under this section on the
10 basis of to correlate with the results of the next decennial census of population unless
11 adjusted under sub. (2) (f) 4., (6) (a) or (7), or unless adjusted, as a matter of statewide
12 concern, in the enactment of legislative districts under article IV, section 3, of the
13 constitution on the basis of the most recent decennial census of population. The
14 populations of wards under each decennial ward division shall be determined on the
15 basis of the federal decennial census of population and any official corrections to the
16 census issued on or before the date of adoption of the ward division to reflect the
17 correct populations of the municipality and the blocks within the municipality on
18 April 1 of the year of the census. JWS 8-18 ✓

19 **SECTION 5.** 5.15 (2) (b) (intro.) of the statutes is created to read:

20 5.15 (2) (b) (intro.) Except for wards created to reflect an act of the legislature
21 redistricting legislative districts under article IV, section 3, of the constitution or
22 redistricting congressional districts and except as authorized under pars. (c) and (fm)
23 and sub. (7), wards shall contain no more than the following numbers of inhabitants:

24 **SECTION 6.** 5.15 (2) (b) 1. of the statutes is amended to read:

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1 5.15 (2) (b) 1. In any city in which the population is at least 150,000, ~~each ward~~
2 ~~shall contain not less than 1,000 nor more than 4,000~~ inhabitants.

3 **SECTION 7.** 5.15 (2) (b) 2. of the statutes is amended to read:

4 5.15 (2) (b) 2. In any city in which the population is at least 39,000 but less than
5 150,000, ~~each ward shall contain not less than 800 nor more than 3,200~~ inhabitants.

6 **SECTION 8.** 5.15 (2) (b) 3. of the statutes is amended to read:

7 5.15 (2) (b) 3. In any city, village or town in which the population is at least
8 10,000 but less than 39,000, ~~each ward shall contain not less than 600 nor more than~~
9 2,100 inhabitants.

10 **SECTION 9.** 5.15 (2) (b) 4. of the statutes is amended to read:

11 5.15 (2) (b) 4. In any city, village or town in which the population is less than
12 10,000, ~~each ward shall contain not less than 300 nor more than 1,000~~ inhabitants.

13 **SECTION 10.** 5.15 (2) (bm) of the statutes is amended to read:

14 5.15 (2) (bm) Every city electing the members of its common council from
15 aldermanic districts shall assemble the blocks wholly or partially contained within
16 the city into wards that will enable the creation of aldermanic districts that are
17 substantially equal in population. If a block is partly contained within the city, the
18 city shall divide the block to form a ward containing the portion of the block that lies
19 within the city.

20 **SECTION 11.** 5.15 (2) (ce) of the statutes is created to read:

21 5.15 (2) (ce) If a block contains a facility that is owned or operated by this state
22 or by the federal government and that is used to confine persons convicted of felonies
23 or if a block contains a center for the developmentally disabled, the city, village or
24 town may divide the block in assembling into wards.

25 **SECTION 12.** 5.15 (2) (cm) of the statutes is amended to read:

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1 5.15 (2) (cm) Any division of blocks under this section on the basis of population
2 shall be based on the best evidence available. In this paragraph, "best evidence"
3 includes, but is not limited to, the population of the block and other information
4 received from the U.S. bureau of the census and such data as number of housing
5 units, utility connections and vehicle registrations or a special census conducted
6 locally. ~~For~~ Except as provided in sub. (6) (a), for each ward so established, the
7 population estimate shall be correlated with the results of the most recent federal
8 decennial census of population, so that the total population reported for all wards in
9 the municipality agrees with the census results.

10 **SECTION 13.** 5.15 (2) (d) of the statutes is renumbered 5.15 (2) (d) (intro.) and
11 amended to read:

12 5.15 (2) (d) (intro.) Every municipality shall ~~make a good faith effort to~~
13 ~~accommodate the tentative plan submitted by the county or counties in which it is~~
14 ~~located under s. 59.10 (2) (a) or (3) (b) 1., and shall divide itself into wards authorized~~
15 under par. (b) in such a manner that will permit the creation of county supervisory
16 districts in accordance with the population requirements for the plan specified in
17 tentative plan submitted by the county or counties in which it is located under s.
18 59.10 (2) (a) or (3) (b) 1. unless the tentative plan would:

19 **SECTION 14.** 5.15 (2) (d) 1. to 5. of the statutes are created to read:

20 5.15 (2) (d) 1. Unduly dilute the voting strength of a racial or language minority
21 group.

22 2. Require the creation of a ward composed of noncontiguous territory, except
23 territory which is separated from the municipality by another municipality or by
24 water, or both.

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1 3. Require the creation of a ward composed of territory that is not as compact
2 as practicable.

3 4. Unduly bifurcate a manifest social, economic or political community of
4 interest.

5 5. Require the creation of a ward that would unduly favor a particular
6 individual or political party.

7 **SECTION 15.** 5.15 (2) (e) of the statutes is repealed.

8 **SECTION 16.** 5.15 (2) (f) of the statutes is repealed.

9 **SECTION 17.** 5.15 (2) (fm) of the statutes is created to read:

10 5.15 (2) (fm) If territory becomes a part of a city, village or town after the date
11 on which the county in which the territory is located adopts a tentative supervisory
12 district plan under s. 59.10 (2) (a) or (3) (b) 1., each parcel of contiguous territory
13 added to the city, village or town shall constitute a separate whole ward as of the date
14 on which the addition occurs. The territory shall continue to constitute a separate
15 whole ward until the city, village or town adopts a subsequent decennial ward plan,
16 unless the boundaries of the ward are adjusted to reflect an act of the legislature
17 redistricting legislative districts under article IV, section 3, of the constitution or
18 redistricting congressional districts.

19 **SECTION 18.** 5.15 (2) (g) of the statutes is amended to read:

20 5.15 (2) (g) If a block is affected by ~~an~~ a valid annexation or detachment which
21 establishes a municipal boundary that subdivides the block, the municipalities in
22 which the block is contained shall incorporate only the portion of the block contained
23 within their boundaries in their ~~ward plans~~ division ordinances or resolutions.

24 **SECTION 19.** 5.15 (4) (a) of the statutes is amended to read:

BILL**SECTION 19**

1 5.15 (4) (a) The division ordinance or resolution shall number all wards in the
2 municipality in with unique whole numbers in consecutive order, beginning with the
3 number one, shall designate the polling place for each ward, and shall describe the
4 boundaries of each ward consistent with the conventions set forth in s. 4.003. The
5 ordinance or resolution shall be accompanied by a list of the block numbers used by
6 the U.S. bureau of the census that are wholly or partly contained within each ward,
7 with any block numbers partly contained within a ward identified, and a map of the
8 municipality which illustrates the revised ward boundaries. If the legislature, in an
9 act redistricting legislative districts under article IV, section 3, of the constitution,
10 or in redistricting congressional districts, establishes a district boundary that does
11 not coincide with the boundary of a ward established under an ordinance or
12 resolution, the municipal governing body shall, no later than May 15 of the 2nd year
13 following the year of the federal decennial census of population on which the act is
14 based, amend the ordinance or resolution to reflect the act. The amended ordinance
15 or resolution shall designate the polling place for any ward that is created to reflect
16 the legislative act. If a municipality enacts a division ordinance or adopts a division
17 resolution that includes territory that is added to the municipality after the date on
18 which the county in which the territory is located adopts a tentative supervisory
19 district plan under s. 59.10 (2) (a) or (3) (b) 1., each ward that is comprised of the
20 added territory shall be consecutively numbered, beginning with the whole number
21 following the last number used in the decennial ward plan, in the sequence in which
22 the ward is added to the municipality, and shall bear the letter "A" following the ward
23 number.

24 **SECTION 20.** 5.15 (4) (b) of the statutes is amended to read:

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1 5.15 (4) (b) Within 5 days after adoption or enactment of ~~an~~ a division ordinance
 2 or resolution under this section or any amendment thereto, the municipal clerk shall
 3 transmit file one copy of the ordinance or resolution ~~to~~ or the amendment with the
 4 county clerk of each county in which the municipality is ~~contained~~ located,
 5 accompanied by the list and map specified in par. (a). If the population of the
 6 ~~municipality exceeds 10,000, the municipal clerk shall furnish one copy to the~~
 7 ~~legislative reference bureau at the same time~~ If a ward division includes territory
 8 that was annexed to the municipality after January 1 of the year of the federal
 9 decennial census of population, the municipal clerk shall identify, for each
 10 annexation, the block number or numbers and the municipality or municipalities
 11 from which the territory was detached. No later than 10 days after receipt of a copy
 12 of a division ordinance or resolution, accompanied by the list and map specified in
 13 par. (a), ~~each~~ ^{the} county clerk shall file with the legislative reference bureau one copy of
 14 the ordinance or resolution, accompanied by the list and map. Upon receipt, the
 15 legislative reference bureau shall provide the board with one copy of each ordinance
 16 or resolution received under this section, accompanied by the list and map. Each
 17 copy filed under this paragraph shall identify the name of the municipality and the
 18 county or counties in which it is located. *A copy may be filed under this*
 19 *paragraph either in electronic or paper format.*

SECTION 21. 5.15 (4) (c) of the statutes is created to read:

20 5.15 (4) (c) If a municipal clerk fails to file a copy of a division ordinance or
 21 resolution, accompanied by the list and map specified in par. (a), within the time
 22 period prescribed under par. (b), the municipality is liable to the state for any
 23 additional costs that are incurred by the elections board and by the legislature and
 24 legislative service agencies in recording ward data and that are caused by the
 25 untimely filing. If a county clerk fails to file a copy of a division ordinance or

BILL**SECTION 21**

1 resolution, accompanied by the list and map specified in par. (a), within the time
2 period prescribed under par. (b), the county is liable to the state for any additional
3 costs that are incurred by the elections board and by the legislature and legislative
4 service agencies in recording ward data and that are caused by the untimely filing.
5 The legislative reference bureau may compile all additional costs for which a
6 municipality or county is liable under this paragraph and may submit a statement
7 of these costs to the appropriate municipal or county clerk.

8 **SECTION 22.** 5.15 (5) of the statutes is repealed.

9 **SECTION 23.** 5.15 (6) (a) of the statutes is amended to read:

10 5.15 (6) (a) Following any municipality-wide special federal census of
11 population, the governing body of the municipality in which the special census was
12 held may, by ordinance or resolution, adjust the ward boundaries to correlate with
13 the results of the census, but no ward line adjustment may cross the boundary of an
14 assembly district. The municipal clerk shall ~~transmit~~ file copies of the ordinance or
15 resolution in compliance with sub. (4) (b).

16 **SECTION 24.** 5.15 (7) of the statutes is amended to read:

17 5.15 (7) If a new town is created or if part of a town is annexed to a city or village
18 during a decennial period after the period for ward adjustments under sub. (1) (b),
19 the town board of ~~any the new town to which territory is attached~~ or of the town from
20 which territory is detached, without regard to the time provisions of sub. (1) (b), may,
21 by ordinance or resolution, adjust the wards in that town, but no ward line
22 adjustment may cross the boundary of an assembly district. The town clerk shall
23 ~~transmit~~ file copies of the ordinance or resolution making the adjustment in
24 compliance with sub. (4) (b).

25 **SECTION 25.** 5.15 (8) of the statutes is amended to read:

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1 5.15 (8) ~~Until divided, all~~ Every municipality that is divided into wards shall
2 hold all elections are held in the established wards, until adjusted or revised under
3 this section.

4 **SECTION 26.** 20.510 (1) (k) of the statutes is created to read:

5 20.510 (1) (k) *Ward data recording.* All moneys received from municipalities
6 under s. 5.15 (4) (c) for additional costs of recording ward data incurred by the board
7 as a result of late reports, to be used for that purpose.

8 **SECTION 27.** 59.10 (2) (a) of the statutes is amended to read:

9 59.10 (2) (a) *Composition; supervisory districts.* Within ~~60~~ 90 days after the
10 population count by census block, established in the decennial federal census of
11 population, and maps showing the location and numbering of census blocks become
12 available in printed form from the federal government or are published for
13 distribution by an agency of this state, but no later than July 1 following the year of
14 each decennial census, the board shall adopt and transmit to the governing body of
15 each city and village wholly or partially contained within the county a tentative
16 county supervisory district plan to be considered by the cities and villages when
17 dividing into wards. ~~The tentative plan shall specify the number of supervisors to~~
18 ~~be elected and shall divide the county into a number of districts equal to the number~~
19 ~~of supervisors, with each district substantially equal in population and consisting of~~
20 ~~contiguous whole wards.~~ Except as otherwise provided in this paragraph, the board
21 shall develop and adopt the tentative plan in accordance with sub. (3) (b) 1. The
22 tentative plan shall not include provision for division of any census block, as utilized
23 by the U.S. bureau of the census in the most recent federal decennial census of
24 population, unless the block is bisected by a municipal boundary or unless a division
25 is required to enable creation of supervisory districts that are substantially equal in

BILL**SECTION 27**

1 population. The board shall adopt a final plan by enacting an ordinance in
2 accordance with sub. (3) (b) 2. to 4. Changes to the final plan shall be governed by
3 sub. (3) (c).

4 **SECTION 28.** 59.10 (3) (b) 1. of the statutes is amended to read:

5 59.10 (3) (b) 1. Within ~~60~~ 90 days after the population count by census block,
6 established in the decennial federal census of population, and maps showing the
7 location and numbering of census blocks become available in printed form from the
8 federal government or are published for distribution by an agency of this state, but
9 no later than July 1 following the year of each decennial census, each board shall
10 propose a tentative county supervisory district plan setting forth the number of
11 supervisory districts proposed by the board and tentative boundaries ~~or a description~~
12 ~~of boundary requirements~~, hold a public hearing on the proposed plan and adopt a
13 tentative plan. The proposed plan may be amended after the public hearing. The
14 tentative plan shall divide the county into a number of districts equal to the number
15 of supervisors, with each district being substantially equal in population. The board
16 shall solicit suggestions from municipalities concerning the development of an
17 appropriate plan. ~~The board shall transmit to each municipal governing body in the~~
18 ~~county the tentative plan that is adopted. Each district shall consist of whole wards~~
19 ~~or municipalities. Each district shall be designated to be represented by one~~
20 ~~supervisor, and all districts shall be substantially equal in population, and shall~~
21 attempt to incorporate the suggestions to the extent feasible. Territory within each
22 proposed supervisory district under the plan shall be contiguous, except that
23 territory surrounded by water or noncontiguous territory that is separated by the
24 territory of another municipality, by water or by both from the major part of the
25 municipality to which the noncontiguous territory belongs may be combined with

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1 noncontiguous territory within the same municipality to form a supervisory district.

2 In the tentative plan, the board shall, whenever possible, place whole contiguous
3 municipalities or contiguous parts of the same municipality within the same district.

4 ~~If the division of a municipality is sought by the board, the board shall provide with~~
5 ~~the plan a written statement to the municipality affected by each proposed division~~
6 ~~specifying the approximate location of the territory from which a ward is sought to~~
7 ~~be created for contiguity purposes and the approximate population of the ward~~
8 ~~proposed to effectuate the division~~ The tentative plan shall not include provision for

9 division of any census block unless the block is bisected by a municipal boundary or
10 unless a division is required to enable creation of supervisory districts that are

11 substantially equal in population. The board shall transmit to each municipal
12 governing body in the county a copy of the tentative plan that is adopted.

13 **SECTION 29.** 59.10 (3) (b) 2. of the statutes is amended to read:

14 59.10 (3) (b) 2. Within ~~60~~ 180 days after every municipality in the county
15 ~~adjusts its wards under s. 5.15~~ the population count by census block, established in
16 the decennial federal census of population, and maps showing the location and
17 numbering of census blocks become available in printed form from the federal
18 government or are published for distribution by an agency of this state, the board
19 shall hold a public hearing and shall then adopt a final supervisory district plan,
20 numbering each district. Wards within each supervisory district created by the plan
21 shall be contiguous, except that one or more wards located within a city or village
22 which is wholly surrounded by another city or water, or both, may be combined with
23 one or more noncontiguous wards, or one or more wards or portions of wards
24 consisting of island territory as defined in s. 5.15 (2) (f) 3. surrounded by water or
25 noncontiguous territory that is separated by the territory of another municipality.

BILL**SECTION 29**

1 by water or by both from the major part of the municipality to which the
2 noncontiguous territory belongs may be combined with one or more noncontiguous
3 ~~wards or portions of wards within the same municipality,~~ to form a supervisory
4 district. Except as required to reflect a change authorized under s. 5.15 (2) (d) in a
5 municipal ward division and except as required under subd. 2m., the final plan shall
6 not be inconsistent with the tentative plan.

7 **SECTION 30.** 59.10 (3) (b) 2m. of the statutes is created to read:

8 59.10 (3) (b) 2m. The populations of supervisory districts under the tentative
9 plan shall be determined on the basis of the federal decennial census of population
10 and any official corrections to the census issued on or before the date that the
11 tentative plan is adopted to reflect the correct population of the county and
12 municipalities and blocks within the county on April 1 of the year of the census. The
13 populations of supervisory districts under the final plan shall be determined on the
14 basis of the federal decennial census of population and any official corrections to the
15 census to reflect the correct populations of the county and the municipalities and
16 blocks within the county on April 1 of the year of the census, if the corrections as they
17 affect any municipality are issued prior to division of the municipality into wards
18 under s. 5.15, or if a municipality is not divided into wards, prior to adoption of the
19 final plan. *JW 5/8-19*

20 **SECTION 31.** 59.10 (3) (b) 4. of the statutes is amended to read:

21 59.10 (3) (b) 4. The chairperson of the board shall file a certified copy of the final
22 districting plan with the secretary of state. Upon receipt, the secretary of state shall
23 provide the legislative reference bureau with one copy of each final districting plan
24 received under this subdivision. Upon receipt, the legislative reference bureau shall
25 provide the state elections board with one copy of each final districting plan received

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A copy may be filed under this subdivision either in electronic or paper format.

1 under this subdivision. Unless otherwise ordered under sub. (6), a plan enacted and
2 filed with the secretary of state under this paragraph, together with any amendment
3 enacted and filed under par. (c), remains in effect until the plan is superseded by a
4 subsequent plan enacted under this paragraph and a certified copy of that plan is
5 filed with the secretary of state.

6 **SECTION 32.** 59.10 (3) (c) of the statutes is renumbered 59.10 (3) (c) 1. and
7 amended to read:

8 59.10 (3) (c) 1. After the enactment of a plan of supervisory districts under par.
9 (b), the board may amend the plan to reflect a municipal incorporation, annexation,
10 detachment or consolidation ~~may serve as a basis for altering between federal~~
11 ~~decennial censuses the boundaries of supervisory districts, in the discretion of the~~
12 ~~board.~~ The number of supervisory districts in the county shall not be changed by any
13 action under this paragraph. ~~Any plan of county supervisory districts enacted under~~
14 ~~par. (b) may be amended under this paragraph but shall remain in effect as amended~~
15 ~~until superseded by another plan enacted by the board under par. (b) and filed~~
16 subdivision.

17 3. The chairperson of the board shall file a certified copy of any amended plan
18 under this paragraph with the secretary of state. Upon receipt, the secretary of state
19 shall provide the legislative reference bureau with one copy of the amended plan.
20 Upon receipt, the legislative reference bureau shall provide the state elections board
21 with one copy of the amended plan. *A copy may be filed under this subdivision*
either in electronic or paper format.

22 **SECTION 33.** 59.10 (3) (c) 2. of the statutes is created to read:

23 59.10 (3) (c) 2. Within 45 days after enactment or adoption of a revised division
24 ordinance or resolution under s. 5.15 (4) (a), the board shall amend the county

BILL**SECTION 33**

1 supervisory district plan under par. (b) to reflect any renumbering of the wards
2 specified in the plan.

3 **SECTION 34.** 59.10 (6) of the statutes is amended to read:

4 59.10 (6) ENFORCEMENT OF DIVISION REQUIREMENT. If a county fails to comply
5 with sub. (2) (a) or (3) (b), any municipality located in whole or in part within the
6 county or any elector of the county may submit to the circuit court for the county
7 within 14 days from the expiration of either ~~60-day~~ 90-day period under sub. (2) (a)
8 or (3) (b) a proposed tentative supervisory district plan or a final plan for creation of
9 supervisory districts in compliance with this section. If the court finds that the
10 existing division of the county into supervisory districts fails to comply with this
11 section, it shall review the plan submitted by the petitioner and after reasonable
12 notice to the county may promulgate the plan, or any other plan in compliance with
13 this section, ~~as a temporary supervisory district~~ and the plan shall be in effect until
14 superseded by ~~a districting~~ a plan adopted by the board in compliance with this
15 section.

16 **SECTION 35.** 62.08 (1) of the statutes is amended to read:

17 62.08 (1) Within 60 days after the wards have been readjusted under s. 5.15
18 (1) and (2) the common council of every city, including any every 1st class city of the
19 ~~first class~~, shall redistrict the boundaries of its aldermanic districts, by an ordinance
20 introduced at a regular meeting of the council, published as a class 2 notice, under
21 ch. 985, and thereafter adopted by a majority vote of all the members of the council,
22 so that all aldermanic districts are as compact in area as possible and contain, as
23 nearly as practicable by combining contiguous whole wards, an equal number of
24 inhabitants according to the most recent decennial federal census of population. The
25 populations of the aldermanic districts shall be determined on the basis of the federal

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1 decennial census of population and any official corrections to the census to reflect the
 2 correct populations of the municipality and the ^{census} blocks within the municipality on
 3 April 1 of the year of the census, if the corrections are issued prior to division of the
 4 municipality into wards under s. 5.15. ^{ANS 21-4} Within 45 days after enactment or adoption
 5 of a revised division ordinance or resolution under s. 5.15 (4) (a), the common council
 6 shall amend the aldermanic district plan to reflect any renumbering of the wards
 7 specified in the plan.

8 **SECTION 36.** 62.08 (2) of the statutes is repealed.

9 **SECTION 37.** 66.021 (8) (a) of the statutes is amended to read:

10 66.021 (8) (a) The clerk of a city or village which has annexed territory shall
 11 file immediately with the secretary of state a certified copy of the ordinance,
 12 certificate and plat, and shall send one copy to each company that provides any
 13 utility service in the area that is annexed. The clerk shall also record the ordinance
 14 with the register of deeds and file a signed copy of the ordinance with the clerk of any
 15 affected school district. ~~Failure~~ Except as provided in this paragraph, failure to file,
 16 record or send shall not invalidate the annexation and the duty to file, record or send
 17 shall be a continuing one. ~~The~~ An annexation of territory that establishes a
 18 municipal boundary that subdivides a ^{census} block is not valid until the clerk of the city or
 19 village to which the territory is annexed files with the secretary of state the certified
 20 copy of the ordinance, certificate and plat required under this paragraph, together
 21 with a certified estimate of the population of the territory on the effective date of the
 22 annexation, according to the latest federal decennial census of population. Any
 23 ordinance that is filed, recorded or sent under this paragraph shall describe the
 24 annexed territory and the associated population. ^{and shall identify the census block number or numbers of the annexed}
 25 secretary of state shall be utilized in making recommendations for adjustments to

ANS 21-8

territory
and the municipality or
municipalities from which the
annexed territory was detached

BILL**SECTION 37**

1 entitlements ~~under the federal revenue sharing program and for~~ distribution of
2 funds under ch. 79. The clerk shall certify annually to the secretary of state and
3 record with the register of deeds a legal description of the total boundaries of the
4 municipality as those boundaries existed on December 1, unless there has been no
5 change in the 12 months preceding.

6 **SECTION 38.** 66.021 (8) (b) of the statutes is amended to read:

7 66.021 (8) (b) Within 10 days of receipt of the ordinance, certificate and plat,
8 the secretary of state shall forward 2 copies of the ordinance, certificate and plat to
9 the department of transportation, one copy to the department of administration, one
10 copy to the department of revenue, one copy to the department of public instruction,
11 one copy to the department of commerce, one copy to the department of natural
12 resources, one copy to the department of agriculture, trade and consumer protection,
13 one copy to the legislative reference bureau and 2 copies to the clerk of the
14 municipality from which the territory was annexed. The secretary of state shall
15 provide the legislative reference bureau with one copy of any certified estimate of
16 population received under par. (a), along with any copies required under this
17 paragraph.

18 **SECTION 39.** 66.021 (15) of the statutes is amended to read:

19 66.021 (15) ANNEXATION OF TOWN ISLANDS. Upon its own motion, a city or village
20 by a two-thirds vote of the entire membership of its governing body may enact an
21 ordinance annexing territory which comprises a portion of a town or towns and which
22 was completely surrounded by territory of the city or village on December 2, 1973.
23 The ordinance shall include all surrounded town areas except those exempt by
24 mutual agreement of all of the governing bodies involved. The annexation ordinance
25 shall contain a legal description of the territory and the name of the town or towns

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SECTION 39

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and shall identify the census block number or numbers of the territory

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from which the territory is detached. Upon enactment of the ordinance, the city or village clerk immediately shall file 67 certified copies of the ordinance in the office of the secretary of state, together with 67 copies of a scale map. The secretary of state shall forward 2 copies of the ordinance and scale map to the department of transportation, one copy to the department of natural resources, one copy to the department of revenue and one copy to the department of administration and one

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copy to the legislative reference bureau. This subsection does not apply if the town island was created only by the annexation of a railroad right-of-way or drainage ditch. This subsection does not apply to land owned by a town government which has existing town government buildings located thereon. No town island may be annexed under this subsection if the island consists of over 65 acres or contains over 100 residents. After December 2, 1973, no city or village may, by annexation, create a town area which is completely surrounded by the city or village.

• A copy may be filed under this subsection

in either electronic or paper format

SECTION 40. 66.021 (16) of the statutes is repealed.

SECTION 41. 66.022 (6) of the statutes is repealed.

SECTION 42. 66.025 of the statutes is amended to read:

66.025 Annexation of owned territory. In addition to other methods provided by law and subject to ss. 59.692 (7) and 66.023 (7), territory owned by and lying near but not necessarily contiguous to a village or city may be annexed to a village or city by ordinance enacted by the board of trustees of the village or the common council of the city, provided that in the case of noncontiguous territory the use of the territory by the city or village is not contrary to any town or county zoning regulation. The ordinance shall contain the exact description of the territory annexed territory and the names of the towns name of each town from which the territory was detached, and shall operate to attach the territory to the village or city

identify the census block number or numbers of the annexed territory. The

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of.

ordinance shall

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upon the filing of ~~6~~⁷ certified copies thereof in the office of the secretary of state, together with ~~6~~⁷ copies of a plat showing the boundaries of the territory attached and any information concerning the population of the territory required under s. 66.021

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(8) (a). Two copies of the ordinance and plat shall be forwarded by the secretary of state to the department of transportation, one copy to the department of natural resources, one copy to the department of revenue ~~and~~, one copy to the department of public instruction and one copy to the legislative reference bureau.

A copy may be filed under this subsection in either electronic or paper format

SECTION 43. 119.08 (1) (b) of the statutes is amended to read:

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119.08 (1) (b) Within 60 days after the common council of the city enacts an ordinance ~~determining the boundaries of the aldermanic districts in the city or~~ adopts a resolution under s. 5.15 (1) (b) dividing the city into wards following the federal decennial census ~~under s. 62.08 (1)~~, the board shall, by vote of a majority of the membership of the board, adopt an election district apportionment plan for the election of board members which shall be effective until the city enacts a new ordinance or adopts a new resolution under s. ~~62.08 (1)~~ redetermining the aldermanic district 5.15 prescribing revised ward boundaries.

(END)

1999-2000 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-4655/2ins
RJM:.....

Creation of

INSERT ANALYSIS

3A

Wards that subdivide blocks

Under current law, with certain limited exceptions, municipal wards must consist of whole census blocks. Currently, an institution such as a prison or center for the developmentally disabled may itself ~~be~~ a whole census block. In this case, unless one of the limited exceptions applies, the entire institution must be included in a single municipal ward, even if all or most of the residents of the institution are not ~~eligible~~ eligible to vote in an election. The district in which such an institution is located may, as a result, have a significantly lower voting population than the other districts within the municipality *in which the district is located*

This bill creates a new exception authorizing a municipality, in creating wards, to subdivide any census block containing an institution that ~~is~~ used to confine felons or that is a center for the developmentally disabled.

state

a state or federal

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INSERT ANALYSIS

3B

annexes

Annexations

Current law requires an annexation ordinance to include certain information, such as a description of the annexed territory. In addition, under current law, the clerk of any city or village that ~~has annexed~~ territory must immediately file with the secretary of state a certified copy of the annexation ordinance, along with a plat showing the annexed area. However, failure to make this required filing does not invalidate an annexation ordinance.

Under this bill, every annexation ordinance must also identify the census block number or numbers of the annexed territory and each municipality from which the territory was detached. In addition, this bill provides that an annexation of territory by a city or village that establishes a municipal boundary that subdivides a census block is invalid until the city or village furnishes to the secretary of state a certified copy of the annexation ordinance, a plat showing the annexed area and an estimate of the population of the area according to the most recent federal decennial census.

Currently, if new territory becomes a part of a municipality after adoption of a decennial ward plan, the municipality may add the territory to an existing ward or may create a separate ward consisting of that territory only. Under this bill, any such territory annexed after the county in which the territory is located adopts a tentative supervisory district plan must constitute a separate whole ward and must be numbered with the letter "A" following the whole number assigned to the ward.

Filing of copies of municipal ward plans

Currently, within five days after adoption of a decennial ward plan, each municipality is required to transmit a copy of the plan to the county clerk or board of election commissioners of each county in which the municipality is located. If the population of the municipality exceeds 10,000, the municipality is required to send a copy to the legislative reference bureau.

Under this bill, a municipality need only file a ward plan with the county clerk or board of election commissioners and the county clerk or board of election commissioners must send to the legislative reference bureau a copy of the ward plan no later than ten days after receipt. The legislative reference bureau must then provide copies of each ward plan to the elections board. In addition, the bill provides that if any municipality or county fails to file a ward plan within the time prescribed by law, the municipality or county is liable to the elections board, the legislature and the legislative service agencies for additional costs incurred in recording ward data as a result of the delay.

INSERT 21-8

SECTION 1. 66.021 (7) (b) of the statutes is repealed.

SECTION 2. 66.021 (7) (d) of the statutes is amended to read:

The bill clarifies that copies may be filed in either electronic or paper format.

~~that~~

1999-2000 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-4655/2insJTK
JTK & RJM.....

INSERT 5A:

NO Under the bill, an official correction does not include the substitution of an estimate for an actual population count.

* INSERT 8-18:

NO In this ~~subdivision~~ *paragraph*, an official correction does not include the substitution of an estimate for an actual population count.

* INSERT 18-19:

Plain text *NO* In this ~~subsection~~ *division*, an official correction does not include the substitution of an estimate for an actual population count.

* INSERT 21-4:

NO In this subsection, an official correction does not include the substitution of an estimate for an actual population count.

INSERT 22-17:

SECTION 1. 66.021 (8) (d) of the statutes is created to read:

66.021 (8) (d) A copy may be filed under this subsection either in electronic or paper format.

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-4655/2dn
JTK & RJM.....

King

ordinances

This redraft makes the following changes:

- ✓ 1. It clarifies that the official corrections to the census do not include the substitution of an estimate for an actual population count.
- ✓ 2. It clarifies that copies of ward plans, county and municipal district plans and annexations may be filed either in electronic or paper format. *in*
- ✓ 3. It requires all annexation filings to indicate ward numbers, if any, plus census block numbers and the name of the municipality or municipalities from which territory is detached.
- ✓ 4. It cures an omission in the analysis relating to division of blocks that include certain institutions (page 3). *b*
- ✓ 5. It repeals s. 66.021 (7) (a), stats., which permits annexed territory to be appended to an existing ward, because this contravenes proposed s. 5.15 (2)(fm). *fm*
- ✓ 6. It corrects the text of the analysis under "Filing of copies of municipal ward plans" in the 2nd paragraph, to reflect the fact that under the bill, county clerks must file the plans within 10 days of receipt. *10*
- ✓ 7. It corrects the text of s. 66.025, stats., relating to annexation of municipally-owned territory, to reflect the fact that under the draft, 7 rather than 6 copies of the annexation ordinance and attachments are required to be filed. *7*

Jeffery T. Kuesel
Managing Attorney
Phone: (608) 266-6778

Robert J. Marchant
Legislative Attorney
Phone: (608) 261-4454
E-mail: Robert.Marchant@legis.state.wi.us

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-4655/2dn
JTK&RJM:kmg:km

March 24, 2000

This redraft makes the following changes:

1. It clarifies that the official corrections to the census do not include the substitution of an estimate for an actual population count.
2. It clarifies that copies of ward plans, county and municipal district plans and annexation ordinances may be filed either in electronic or in paper format.
3. It requires all annexation filings to indicate ward numbers, if any, plus census block numbers and the name of the municipality or municipalities from which territory is detached.
4. It cures an omission in the analysis relating to division of blocks that include certain institutions (page 3).
5. It repeals s. 66.021 (7) (b), stats., which permits annexed territory to be appended to an existing ward, because this contravenes proposed s. 5.15 (2) (fm).
6. It corrects the text of the analysis under "Filing of copies of municipal ward plans" in the 2nd paragraph, to reflect the fact that under the bill county clerks must file the plans within 10 days of receipt.
7. It corrects the text of s. 66.025, stats., relating to annexation of municipally owned territory, to reflect the fact that, under the draft, 7 rather than 6 copies of the annexation ordinance and attachments are required to be filed.

Jeffery T. Kuesel
Managing Attorney
Phone: (608) 266-6778

Robert J. Marchant
Legislative Attorney
Phone: (608) 261-4454
E-mail: Robert.Marchant@legis.state.wi.us

Barman, Mike

From: Barman, Mike
Sent: Friday, March 24, 2000 3:39 PM
To: Uecker, Deborah
Subject: Another rush FE

Deborah ...

Sometime between 4:00 & 4:30 PM today a draft we be completed that will need a FE as soon as possible.

It is LRB 99-4655/2 for the Senate Chief Clerk.

Monday we should also be sending you over 99-4825 that will also be a rush for the SCC.

Thanks,

Mike Barman

Mike Barman - Senior Program Asst. (PH. 608-266-3561)
(E-Mail: mike.barman@legis.state.wi.us) (FAX: 608-264-6948)

State of Wisconsin
Legislative Reference Bureau - Legal Section - Front Office
100 N. Hamilton Street - 5th Floor
Madison, WI 53703

**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.

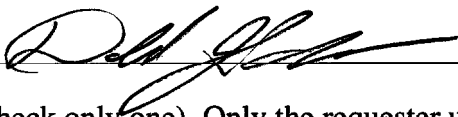
Date: 03/24/2000

To: Senate Chief Clerk

Relating to LRB drafting number: LRB-4655

Topic
Municipal subdistricting

Subject(s)
Elections - miscellaneous, Munis - miscellaneous

1. **JACKET** the draft for introduction _____ 
^{Gov. Hisson} 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.

Jeffery T. Kuesel, Managing Attorney
Telephone: (608) 266-6778