

2001 DRAFTING REQUEST

Bill

Received: **02/14/2002**

Received By: **shoveme**

Wanted: **As time permits**

Identical to LRB:

For: **Scott Walker (608) 266-9180**

By/Representing: **Greg**

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

Drafter: **grantpr**

May Contact:

Addl. Drafters:

Subject: **Counties - miscellaneous**

Extra Copies:

Submit via email: **NO**

Pre Topic:

No specific pre topic given

Topic:

Allow Milwaukee County to choose to not have a county executive

Instructions:

See Attached. RP 59.17 (1) (a) and AM; 59.17 (1) (b) so it applies to all counties, not just those with populations of less than 500,000

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	shoveme 02/18/2002 grantpr 02/18/2002	gilfokm 02/19/2002		_____			
/1			jfrantze 02/19/2002	_____	lrb_docadmin 02/19/2002	lrb_docadmin 02/21/2002	

FE Sent For: *none required*

<END>

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/?	shoveme			_____			

FE Sent For:

<END>

Greg - Rep. Walker

RR; 59.17 (1) (a)

In p. 59.17 (1) (b), get rid of

" In counties of < 500K, "

Goal: is give Milwaukee Co the
right to choose between having
an elected Co exec. & a
~~county manager~~

All counties will operate under

p. 59.17 (1) (b) -- (w/out the 500K
pop. limitation)

2001

Date (time) needed

Wed.

LRB-4936, 1

BILL

MES & PG: King

Use the appropriate components and routines developed for bills.

AN ACT... [generate catalog] to repeal...; to renumber...; to consolidate and renumber...; to renumber and amend...; to consolidate, renumber and amend...; to amend...; to repeal and recreate...; and to create... of the statutes; relating to: the office of county executive in populous counties.

[NOTE: See section 4.02 (2) (br), Drafting Manual, for specific order of standard phrases.]

Analysis by the Legislative Reference Bureau

If titles are needed in the analysis, in the component bar:

For the main heading, execute: create -> anal: -> title: -> head

For the subheading, execute: create -> anal: -> title: -> sub

For the sub-subheading, execute: create -> anal: -> title: -> sub-sub

For the analysis text, in the component bar:

For the text paragraph, execute: create -> anal: -> text

(see attached)

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

SECTION #.

ANALYSIS

¶ Current law requires that a county executive be elected in counties with a population of ^{at least} 150,000 (currently, only Milwaukee County). In other counties, the county board may ~~by resolution~~ create the office of ~~the~~ county executive. The office may also be ~~established~~ ^{created} or abolished by petition and referendum.

¶ This bill eliminates the requirement that ~~a county executive be elected in Milwaukee County~~ a county executive be elected in Milwaukee County.

The bill ~~now~~ provides that ^{any} county ~~board~~ may, by resolution of the board or by petition and ~~in any county~~ referendum, create the office of ~~the~~ county executive. In addition, the office may be abolished by petition ~~and~~ referendum.

(a)
Section #. 59.17 (1) of the statutes is ~~amended to read:~~ repealed.

SEC. 59.17 (1) (b) of the statutes is renumbered 59.17(1) and amended to read:

59.17(1) (ELECTION AND TERM OF OFFICE) (a) ~~In each county with a population of 500,000 or more, a county executive shall be elected for a 4-year term at the election to be held on the first Tuesday in April of each year in which county supervisors are elected, and shall take office on the first Monday in May following the election. The county executive shall be elected from residents of the county at large by a majority vote of all qualified electors in the county voting in the election. In any county which attains a population of 500,000 or more, the first election under this paragraph shall be held on the first Tuesday in April in the year following the official announcement of the federal census.~~

(B) 59.17(1) ~~Counties with a population of less than 500,000~~ A county may by resolution of the board or by petition and referendum create the office of county executive or abolish it by petition and referendum. If the office of county executive is abolished, the person serving in the office shall complete the term to which elected. The county executive shall be elected ~~the same as a county executive is elected under par. (a)~~ for a term of 4 years commencing with the first spring election occurring at least 120 days after the creation of the office and shall take office on the 3rd Tuesday in April of that year. Such petition and election shall follow the procedure provided in s. 9.20 (1) to (6), except that in case of conflict this subsection shall control.

History: 1975 c. 264; 1977 c. 257, 259; 1979 c. 260; 1981 c. 217, 314, 329; 1981 c. 391 s. 210; 1983 a. 148; 1983 a. 192 ss. 116, 303 (2); 1983 a. 239, 484; 1985 a. 29 ss. 1150 to 1158, 1160, 3200 (56), 3202 (56); 1985 a. 135 s. 85; 1985 a. 176; 1989 a. 273; 1991 a. 269, 274, 316; 1995 a. 16 s. 2; 1995 a. 201 s. 101; Stats. 1995 s. 59.17.

The office of county executive, whether created by statute or otherwise, may be abolished

(End)



State of Wisconsin

LEGISLATIVE REFERENCE BUREAU

100 NORTH HAMILTON STREET
5TH FLOOR
MADISON, WI 53701-2037

STEPHEN R. MILLER
CHIEF

LEGAL SECTION: (608) 266-3561
LEGAL FAX: (608) 264-6948

February 19, 2002

MEMORANDUM

To: Representative Walker

From: Peter R. Grant, Managing Attorney

Re: LRB-4936/1 Allow Milwaukee County to choose to not have a county executive

The attached draft was prepared at your request. Please review it carefully to ensure that it is accurate and satisfies your intent. If it does and you would like it jacketed for introduction, please indicate below for which house you would like the draft jacketed and return this memorandum to our office. If you have any questions about jacketing, please call our program assistants at 266-3561. Please allow one day for jacketing.

JACKET FOR ASSEMBLY JACKET FOR SENATE

If you have any questions concerning the attached draft, or would like to have it redrafted, please contact me at (608) 267-3362 or at the address indicated at the top of this memorandum.

If the last paragraph of the analysis states that a fiscal estimate will be prepared, the LRB will request that it be prepared after the draft is introduced. You may obtain a fiscal estimate on the attached draft before it is introduced by calling our program assistants at 266-3561. Please note that if you have previously requested that a fiscal estimate be prepared on an earlier version of this draft, you will need to call our program assistants in order to obtain a fiscal estimate on this version before it is introduced.

Please call our program assistants at 266-3561 if you have any questions regarding this memorandum.