

2003 Assembly Bill 141

Date of enactment: **November 20, 2003**

Date of publication*: **December 5, 2003**

2003 WISCONSIN ACT 79

AN ACT *to create* 66.0501 (5) of the statutes; **relating to:** the eligibility of employees of cities, villages, towns, and counties to be candidates for elective public office.

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

SECTION 1. 66.0501 (5) of the statutes is created to read:

66.0501 (5) EMPLOYEES MAY BE CANDIDATES. (a) In this subsection:

1. "Political subdivision" means a city, village, town, or county.

2. "Public employee" means any individual employed by a political subdivision, other than an individual to whom s. 164.06 applies and other than an indi-

vidual to whom 5 USC 1502 (a) (3) applies.

(b) No political subdivision may prohibit a public employee from being a candidate for any elective public office, if that individual is otherwise qualified to be a candidate. No public employee may be required, as a condition of being a candidate for any elective public office, to take a leave of absence during his or her candidacy. This subsection does not affect the authority of a political subdivision to regulate the conduct of a public employee while the public employee is on duty or otherwise acting in an official capacity.

* Section 991.11, WISCONSIN STATUTES 2001-02 : Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication as designated" by the secretary of state [the date of publication may not be more than 10 working days after the date of enactment].