

2003 DRAFTING REQUEST

Bill

Received: **11/13/2002**

Received By: **mshovers**

Wanted: **As time permits**

Identical to LRB:

For: **Shirley Krug (608) 266-5813**

By/Representing: **Rep. Krug**

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

Drafter: **mshovers**

May Contact:

Addl. Drafters:

Subject: **Munis - miscellaneous
Counties - miscellaneous
Employ Pub - miscellaneous**

Extra Copies: **RAC**

Submit via email: **YES**

Requester's email: **Rep.Krug@legis.state.wi.us**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

City, village, town, and county employees may be candidates for public office

Instructions:

Same as 2001 AB 887, LRB -3908/2

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	mshovers 11/14/2002	kgilfoy 11/20/2002		_____			Local
/1			chaskett 11/20/2002	_____	amentkow 11/20/2002	amentkow 11/25/2002	

FE Sent For:

↳ At intro

<END>

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FE Sent For:

<END>

0697/1
LRB-39082
MES:ts&kg:jf
:KMG:
R-MNR

2003 2001 ASSEMBLY BILL 887

March 4, 2002 - Introduced by Representatives KRUG, MUSSER, TURNER, JESKEWITZ, MILLER, CARPENTER, J. LEHMAN and BERCEAU, cosponsored by Senator BURKE. Referred to Committee on Campaigns and Elections.

regen

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

Analysis by the Legislative Reference Bureau

Under current law, no political subdivision (city, village, town, or county), other than a 1st class city (currently only Milwaukee) or a county with a population of 500,000 or more (currently only Milwaukee County), may prohibit a law enforcement officer who is employed by a political subdivision from being a candidate for elective public office, if he or she is otherwise qualified to be a candidate. Also under current law, no law enforcement officer 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.

Under this bill, no political subdivision, including a 1st class city and a county with a population of 500,000 or more, may prohibit any other employee of a political subdivision from being a candidate for elective public office, if he or she is otherwise qualified to be a candidate. Also under the bill, no employee of a political subdivision 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. *The bill does not apply to*

For further information see the **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:

→ Individuals to whom the federal Hatch Act applies. Generally, the Hatch Act prohibits a state or local officer whose position is funded by federal funds, from being a candidate for elective office unless he or she takes a leave of absence.

ASSEMBLY BILL 887

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

2 66.0501 (5) EMPLOYEES MAY BE CANDIDATES. (a) In this subsection:

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

4 2. "Public employee" means any individual employed by a political subdivision,
5 other than an individual to whom s. 164.06 applies and other than an individual
6 to whom 5 USC 1502(a)(3) applies.

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

(END)

Mentkowski, Annie

From: Little, Sharon
Sent: Monday, November 25, 2002 4:49 PM
To: LRB.Legal
Subject: Draft review: LRB-0697/1 Topic: City, village, town, and county employees may be candidates for public office

It has been requested by <Little, Sharon> that the following draft be jacketed for the ASSEMBLY:

Draft review: LRB-0697/1 Topic: City, village, town, and county employees may be candidates for public office