

2005 ASSEMBLY BILL 61

1 AN ACT *to amend* 7.30 (2) (a) and (b) of the statutes; **relating to:** residency of
2 certain election officials.

Analysis by the Legislative Reference Bureau

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

3 SECTION 1. 7.30 (2) (a) and (b) of the statutes are amended to read:
4 7.30 (2) (a) Only election officials appointed under this section may conduct an
5 election. Except as ~~authorized in otherwise provided in this paragraph and in~~ s. 7.15
6 (1) (k), each ~~inspector~~ election official shall be a qualified elector of the ward or wards,
7 or the election district, for which the polling place is established. ~~Special~~ A special
8 registration ~~deputies~~ deputy who is appointed under s. 6.55 (6) and or an election
9 officials ~~who are~~ official who is appointed to fill a vacancy under par. (b) need not be
10 a resident of the ward or wards, or the election district, but shall be a resident of the

ASSEMBLY BILL 61**SECTION 1**

1 municipality, except that if a municipal clerk or deputy clerk serves as a registration
2 deputy or is appointed to fill a vacancy under par. (b), the clerk or deputy clerk need
3 not be a resident of the municipality, but shall be a resident of the state. No more
4 than 2 individuals holding the office of clerk or deputy clerk may serve without
5 regard to municipal residency in any municipality at any election. Special
6 registration deputies may be appointed to serve more than one polling place. All
7 officials shall be able to read and write the English language, be capable, and be of
8 good understanding, and may not be a candidate for any office to be voted for at an
9 election at which they serve. In 1st class cities, they may hold no public office other
10 than notary public. Except as authorized under sub. (4) (c), all inspectors shall be
11 affiliated with one of the 2 recognized political parties which received the largest
12 number of votes for president, or governor in nonpresidential general election years,
13 in the ward or combination of wards served by the polling place at the last election.
14 The party which received the largest number of votes is entitled to one more inspector
15 than the party receiving the next largest number of votes at each polling place. The
16 same election officials may serve the electors of more than one ward where wards are
17 combined under s. 5.15 (6) (b). If a municipality is not divided into wards, the ward
18 requirements in this paragraph apply to the municipality at large.

19 (b) When a vacancy occurs, the vacancy shall be filled by appointment of the
20 municipal clerk. The vacancy shall be filled from the remaining names on the lists
21 submitted under sub. (4) or from additional names submitted by the chairperson of
22 the county party committee of the appropriate party under sub. (4) whenever names
23 are submitted under sub. (4) (d). If the vacancy is due to candidacy, sickness or any
24 other temporary cause, the appointment shall be a temporary appointment and
25 effective only for the election at which the temporary vacancy occurs. The same

ASSEMBLY BILL 61

1 qualifications that applied to original appointees shall be required of persons who fill
2 vacancies. ~~Vacancies, except that a vacancy~~ may be filled in cases of emergency or
3 because of time limitations by a person ~~from~~ who resides in another aldermanic
4 district or ward within the municipality, and if a municipal clerk or deputy clerk fills
5 the vacancy, the clerk or deputy, but not more than a total of 2 individuals in any
6 municipality, may serve without regard to the clerk's or deputy's municipality of
7 residence, if the clerk or deputy meets the other qualifications.

8

(END)