

2005 Assembly Bill 46

Date of enactment: **August 17, 2005**
Date of publication*: **August 31, 2005**

2005 WISCONSIN ACT 39

AN ACT *to amend* 59.35 (1) of the statutes; **relating to:** the number of deputy coroners that may be appointed by a coroner and the appointment of a chief deputy coroner.

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

SECTION 1. 59.35 (1) of the statutes is amended to read:

59.35 (1) Within 10 days after entering upon the duties of the office, the coroner shall appoint some proper person, who is a resident of the county, chief deputy coroner, and may appoint up to 6 proper persons, residents of the county, deputy coroner. The deputies shall reside in the county for which they are appointed as many other deputy coroners as the coroner considers proper. The coroner may fill vacancies in the office of any such appointees, and may appoint a person to take the place of any deputy who becomes incapable of executing the duties of the office. A person appointed deputy coroner for a regular term or to fill a vacancy or otherwise shall hold office during the pleasure of the coroner. Every appointment of a deputy coroner and every revocation of an appointment shall be in writing and filed and recorded

in the office of the clerk of the circuit court. In case of a vacancy in the office of coroner, the chief deputy coroner shall in all things and with like liabilities and penalties execute the duties of the office until the vacancy is filled as provided by law.

SECTION 2. Nonstatutory provisions.

(1) Notwithstanding the provisions of section 59.35 (1) of the statutes, as affected by this act, and notwithstanding the provisions of SECTION 3 of this act, a coroner who holds office on the effective date of this subsection may, at any time, appoint as many other deputy coroners as the coroner considers proper and such appointees shall serve at the pleasure of the coroner. No appointment may be made under this subsection on or after the first Monday in January following the first general election that is held after the effective date of this subsection.

SECTION 3. Initial applicability.

(1) This act first applies to a coroner who takes office on the effective date of this subsection.

* Section 991.11, WISCONSIN STATUTES 2003-04 : 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].