

2007 DRAFTING REQUEST

Bill

Received: **04/23/2007**

Received By: **mshovers**

Wanted: **As time permits**

Identical to LRB:

For: **David Hansen (608) 266-5670**

By/Representing: **Jay**

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

Drafter: **mshovers**

May Contact:

Addl. Drafters:

Subject: **Local Gov't - munis generally
Local Gov't - counties**

Extra Copies:

Submit via email: **YES**

Requester's email: **Sen.Hansen@legis.wisconsin.gov**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Allow elective members of governing body of a political subdivision to refuse salary

Instructions:

See Attached. Allow elective members of village, town, and county board, and common council, to refuse their salary

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>
/?				_____			S&L
/1	mshovers 04/23/2007	jdyer 05/09/2007	rschluet 05/09/2007	_____	sbasford 05/09/2007	sbasford 08/24/2007	

FE Sent For: "1" @ intro.

<END>

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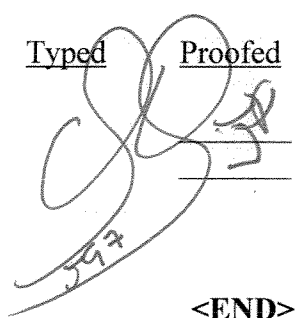
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/? mshovers

1/5/07 jld
1/1/07
4/23/07



FE Sent For:

<END>

Shovers, Marc

From: Kreye, Joseph
Sent: Monday, April 23, 2007 9:04 AM
To: Shovers, Marc; Champagne, Rick
Subject: FW: drafting

OK, I give up: who get's this one?

From: Wadd, Jay
Sent: Monday, April 23, 2007 8:43 AM
To: Kreye, Joseph
Subject: drafting

Morning, Joe.

Not sure if this would go to you or who, but we need to draft a bill that would make it possible for local elected officials to refuse to accept pay or compensation for serving in office.

Is that doable?

Thanks,

Jay

Jay say this should
apply only to "legislative" elective
officers - i.e. members of county board,
town board, village board, & common council

Compensation

Cnty brd Supervisors

a. 59.10 (1) (c)

(2) (c)

elective Cnty Officials,

(3) (f) + (j)

other than supervisors & Cir Ct judges: 59.22(1)

Town brd members &
other elective officers

a. 60.32

also see a 66.0507

Village board

a. 61.32

Common Council

6 2.09 (6)



State of Wisconsin
2007 - 2008 LEGISLATURE

FRIDAY

LRB-2490/7

MES:.....

Handwritten initials: f m f j l d

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

Handwritten initials: gm

1 AN ACT ...; relating to: authorizing an elective member of a political subdivision's
2 governing body to refuse his or her salary. ✓

Analysis by the Legislative Reference Bureau

Generally under current law, the salary or compensation received by a member of a common council, village board, or county board is set by the governing body. The salary or compensation received by a member of a town board is set by the town meeting.

This bill authorizes a member^{or member-elect} of the governing body of a city, village, town, or county to refuse to accept the salary to which he or she is otherwise entitled, in which case the local treasurer may not pay the individual his or her salary. ✓ The bill also authorizes the member to rescind his or her refusal to accept the salary. ✓

For further information see the *state and 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:

3 SECTION 1. 66.0505^x of the statutes is renumbered 66.0505 (2) and amended to
4 read:

5 66.0505 (2) ~~Compensation of governing bodies~~ ESTABLISHMENT OF SALARY[↓]

6 An elected official of any county, city, town or village political subdivision,[✓] who by

1 virtue of the office held by that official is entitled to participate in the establishment
 2 of the salary attending that office, shall not during the term of the office collect salary
 3 in excess of the salary provided at the time of that official's taking office. This
 4 provision is of statewide concern and applies only to officials elected after
 5 October 22, 1961.

6 History: 1991 a. 316; 1993 a. 213; 1999 a. 150 s. 312; Stats. 1999 s. 66.0505.

6 SECTION 2. 66.0505 (1) of the statutes is created to read:

7 66.0505 (1) DEFINITIONS. In this section:

8 (a) "Elective officer" means a member ^{or member-elect} of the governing body of a political
 9 subdivision.

10 (b) "Political subdivision" means any city, village, town, or county.

11 SECTION 3. 66.0505 (3) of the statutes is created to read:

12 66.0505 (3) REFUSAL OF SALARY. (a) Notwithstanding the provisions of [§] 59.10
 13 (1) (c), (2) (c), (3) (f) to (j), 60.32, 61.32, or 62.09 (6), an elective officer may send written
 14 notification to the clerk and treasurer of the political subdivision on whose governing
 15 body he or she serves that he or she wishes to refuse to accept the salary to which he
 16 or she ^{is} would otherwise be entitled to receive. If a clerk ^{and} or treasurer receives such
 17 notification, the treasurer may not pay the elective officer his or her salary. ^{IMS 2-17} ^(NO)

18 (b) An elective officer who sends the written notification described under par.

19 (a) ^{may} rescind the notification, in writing, at any time. Upon receipt of such a
 20 recision, the political subdivision's ^{or she} clerk and treasurer shall pay the elective officer
 21 any salary that he ^{is} is entitled to receive, beginning with the first pay period that
 22 commences after receipt of the recision.

23 (END)

INS 2-17

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2 of the salary attending that office, shall not during the term of the office collect salary
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15 body he or she serves that he or she wishes to refuse to accept the salary to which he
16 or she would otherwise be entitled to receive. If a clerk or treasurer receives such
17 notification, the treasurer may not pay the elective officer his or her salary.

18 (b) An elective officer who sends the written notification described under par-

19 ~~agraph may rescind the notification, in writing, at any time.~~ Upon receipt of such ~~the~~

20 ~~notification~~, the political subdivision's ~~clerk and treasurer~~ shall ~~pay~~ *stop paying* the elective officer
21 any salary that he *or she* is entitled to receive, *or otherwise* beginning with the first pay period that
22 commences after receipt of the ~~notification~~ *notification*.

23 (END)

Basford, Sarah

From: Wagnitz, John
Sent: Friday, August 24, 2007 12:52 PM
To: LRB.Legal
Subject: Draft Review: LRB 07-2490/1 Topic: Allow elective members of governing body of a political subdivision to refuse salary

Please Jacket LRB 07-2490/1 for the SENATE.