

2007 DRAFTING REQUEST

Bill

Received: **11/01/2007**

Received By: **chanaman**

Wanted: **As time permits**

Identical to LRB:

For: **Revisor of Statutes**

By/Representing: **Bruce Hoesly**

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

Drafter: **chanaman**

May Contact:

Adl. Drafters:

Subject: **State Govt - miscellaneous**

Extra Copies:

Submit via email: **YES**

Requester's email: **don.dyke@legis.wisconsin.gov**

Carbon copy (CC:) to: **laura.rose@legis.wisconsin.gov**

Pre Topic:

No specific pre topic given

Topic:

Revisor's correction bill

Instructions:

See Attached

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>
/?	chanaman 11/01/2007	csicilia 11/02/2007		_____			
/P1		csicilia 11/09/2007	nmatzke 11/02/2007	_____	cduerst 11/02/2007		
/P2	csicilia 01/10/2008	csicilia 01/14/2008	pgreensl 11/09/2007	_____	mbarman 11/09/2007		
/P3		csicilia	rschluet	_____	lparisi		

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		01/15/2008	01/14/2008 _____		01/14/2008		
/1		csicilia 02/05/2008	rschluet 01/15/2008 _____		mbarman 01/15/2008		
/2			jfrantze 02/05/2008 _____		lparisi 02/05/2008	cduerst 02/14/2008	

FE Sent For: *N/A*

<END>

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PAS
This is a Revisor's bill going to the /2 version. Please use same distribution procedure as you would use for Revisor's bill going to /1 version

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Thanks
Chris

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			01/15/2008	_____	01/15/2008		

FE Sent For:

1/2 gjs 2/5
08

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			01/14/2008	_____			

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1 cjs 1/15
08

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1/15/08

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PA's:
This is a
Revisor's bill
that is still a
P-Draft

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/P2			pgreensl 11/09/2007		mbarman 11/09/2007		

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/P3 jjs 1/14/08
1/14/08
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/?	chanaman 11/01/2007	csicilia 11/02/2007		<u>11/9</u>			
/P1			nmatzke 11/02/2007	<u>P8</u>	eduerst 11/02/2007		
FE Sent For:		/P2 js 11/9 07	11/9 P8	11/9 <END> P8/10			

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/?	chanaman	P1 cjs 11/2 07	nwn 11/2	nwn/rs 11/2			

FE Sent For:

<END>

SA ✓

REVISOR'S BILL
Do NOT Gen Cat
Do NOT Sort
2007 - 2008 LEGISLATURE

LRB-33890 e P1
BEM
gjs

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

④ *****NOTE: Jeff Kuesel added two notes to his markup. With regard to the removal of references to combined counties, he wrote, "The only combination currently provided is in s. 978.01(1) for dist. attys. If the legislature decides to combine other offices, it can amend [s. 59.20(2)]." With regard to the separate treatment of district attorneys, he wrote, "DA's - see ss. 8.25(5) and 978.01(1) - This is considered a state office in the statutes."

REVISOR'S BILL - Do NOT Gen Cat
Do NOT Sort

1 AN ACT... relating to: ???

INS X

Analysis by the Legislative Reference Bureau

← INS Y

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

2

INS Z 1
INS Z 2
INS Z 3

(END)

at the end of the bill

④ *****NOTE: Is this a correction or revision bill? The relating clause and analysis are inconsistent on this issue.
④ *****NOTE: The analysis mentions one statute treated by the bill. As reworked, however, the bill treats several statutes.
④ *****NOTE: Jeff Kuesel has reworked this draft extensively. I have included his comments in a 4-star note, but if you have questions beyond those comments, you should contact him directly. Revisor notes, ~~to be~~ to be adjusted/added to reflect the reworking.

may need

~~SECRET~~

INS Z 1

④ SECRETARY AM, 8.25(S)

④ 8.25

no B CS

(5) District attorney; term. A district attorney shall be elected for each prosecutorial unit specified in s. 978.01 at the general election in ~~1990~~ and ~~biennially~~ thereafter. The regular term of the office of district attorney commences on the first Monday in January next succeeding the officer's election.

2008 and quadrennially

FROM THE
LEGISLATIVE REFERENCE BUREAU

each county for the term of 4 years. Except as provided in this paragraph, beginning in 2008 and quadrennially thereafter, a surveyor shall be chosen at the general election by the electors of each county

INS X

AN ACT relating to: revising various provisions of the statutes for the purpose of correcting errors and supplying omissions (Revisor's Correction Bill).

Analysis by the Legislative Reference Bureau

INS Y

This revisor's correction bill revises section 59.20 (2) of the statutes to take into account the repeal of section 4 (3) (c) of article VI, the renumbering and amendment of section 4 (1) of article VI and section 12 of article VII, the amendment of section 4 (4) of article VI, and the creation of section 4 (1) (b) and (c) of article VI and section 12 (2) of article VII of the constitution; relating to 4-year terms of office for certain county officers as provided in 2005 Wisconsin Enrolled Joint Resolution 2 adopted April 5, 2005. This revisor's revision bill is explained further in the NOTES provided by the revisor of statutes in the body of the bill.

INS Z 2

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

SECTION 1. 59.20 (2) of the statutes is amended to read:

and quadrennially thereafter,

59.20 (2) COUNTY OFFICERS; TERMS. (a) Except as provided in par. (c), a county clerk, treasurer, coroner, clerk of circuit court, register of deeds, and surveyor, who shall be a registered land surveyor, shall be elected in each county for full terms at the general election held in each even-numbered year. Beginning with the 2008 general election, district attorneys, registers of deeds, county clerks, and county treasurers shall be chosen by the electors of the respective counties, or by the electors of all of the respective counties comprising each combination of counties combined by the legislature for that purpose, for the term of 4 years and surveyors in counties in which the office of surveyor is filled by election shall be chosen by the electors of the respective counties, or by the electors of all of the respective counties comprising each combination of counties combined by the legislature for that purpose, for the

at the general election

in

scored comma

5

No surveyor shall be elected in counties having a population of 500,000 or more.

term of 4 years. The regular term of office of each such officer ~~district attorney,~~ registers of deed, county clerk, county treasurer, and county surveyor shall commence on the first Monday of January next succeeding his or her election and shall continue 2 4 years and until his or her successor qualifies.

Beginning in 11

(b) A sheriff shall be elected for each county at ~~Beginning with~~ the general election in 2002 and quadrennially thereafter. 2006. sheriffs shall be chosen by the

electors of the respective counties, or by the electors of all of the respective counties comprising each combination of counties combined by the legislature for that purpose, for the term of 4 years and coroners in counties in which there is a coroner shall be chosen by the electors of the respective counties, or by the electors of all of the respective counties comprising each combination of counties combined by the legislature for that purpose, for the term of 4 years. The regular term of the office

offices of sheriff commences and coroner shall commence on the first Monday in January next succeeding the sheriff's or coroner's election and shall continue 4 years and until his or her successor qualifies. In counties having a population of 500,000 or more and

in counties in which a medical examiner system is instituted no coroner may be elected.

(c) In lieu of electing a surveyor in any county, the board may, by resolution, designate that the duties under ss. 59.45 (1) and 59.74 (2) be performed by any registered land surveyor employed by the county. In counties that elect a surveyor,

the surveyor shall be a registered land surveyor. In counties having a population of 500,000 or more, no county surveyor may be elected.

(d) Except as provided in par. (b), in any county containing one town only, the county board may, by resolution, designate any county office a part-time position, combine 2 or more county offices, and, if concurred in by the town board, combine the

and quadrennially thereafter, a sheriff shall be chosen at the general election by the electors of each county for the term of 4 years. Except as provided in this paragraph, beginning in 2006 and quadrennially thereafter, a coroner shall be chosen at the general election by the electors of each county in which there is a coroner.

having a population of less than 500,000

No coroner shall be elected in counties having a population of 500,000 or more or in counties in which a medical examiner system is instituted.

PLAIN

offices of county clerk and town clerk and any other county and town offices, provided that the offices combined are not incompatible and the combination is not expressly forbidden by law. If the town board so concurs, the election may be for the combined office and no separate election for the town office shall be held until after the county board has by resolution decided to abandon the combination and the town board has concurred by resolution. ~~In counties having a population of 500,000 or more, no county coroner or county surveyor may be elected. In any county in which a medical examiner system is instituted, no coroner may be elected.~~

NOTE: Replaces existing language with language contained in 2005 Enrolled Joint Resolution 2. Paragraph (c) is divided into 2 separate paragraphs to reflect the separate concepts contained therein. Language contained in the last 2 sentences of the existing paragraph (c) is moved for more logical placement. Language previously contained in paragraph (a) regarding the requirement that an elected surveyor be a registered land surveyor is moved to paragraph (c) for more logical placement.

SECTION 2. 59.20 (2) (bm) of the statutes is created to read:

59.20 (2) (bm) Beginning ~~with the~~ ⁱⁿ 2006 ~~general election~~ ^{and quadrennially thereafter}, a clerk of circuit court shall be chosen by the electors of each county ~~for the term of 4 years~~, subject to removal as provided by law. The regular term of office of each clerk of circuit ^{court} shall commence on the first Monday of January next succeeding his or her election and shall continue 4 years and until his or her successor qualifies.

NOTE: Adopts language of 2005 Enrolled Joint Resolution 2, section 6, relating to clerks of circuit court and retains language previously applicable to clerks circuit courts under the existing paragraph (a) relating to commencement and continuation of terms of office.

at the general election for the term of 4 years

end INS Z 2

~~11/11/11~~ INS 23

④ SCRW# Am; 978.01(1)

④ 978.01

4

(1) There shall be 71 district attorneys elected for full terms at the general election held in ~~each even-numbered year~~. The regular term of office for each district attorney is ~~2~~ years, commencing on the first Monday of January next succeeding his or her election. Each county is a prosecutorial unit and shall elect a district attorney, except that Shawano and Menominee counties form one 2-county prosecutorial unit and shall elect a single district attorney by the combined electorate of the 2 counties.

2008 and quadrennially thereafter

07 rb5 10/15/07

AN ACT relating to: revising various provisions of the statutes for the purpose of correcting errors and supplying omissions (Revisor's Correction Bill).

Analysis by the Legislative Reference Bureau

This revisor's correction bill revises section 59.20 (2) of the statutes to take into account the repeal of section 4 (3) (c) of article VI, the renumbering and amendment of section 4 (1) of article VI and section 12 of article VII, the amendment of section 4 (4) of article VI, and the creation of section 4 (1) (b) and (c) of article VI and section 12 (2) of article VII of the constitution; relating to 4-year terms of office for certain county officers as provided in 2005 Wisconsin Enrolled Joint Resolution 2 adopted April 5, 2005. This revisor's revision bill is explained further in the NOTES provided by the revisor of statutes in the body of the bill.

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

SECTION 1. 59.20 (2) of the statutes is amended to read:

59.20 (2) COUNTY OFFICERS; TERMS. (a) ~~Except as provided in par. (c), a county clerk, treasurer, coroner, clerk of circuit court, register of deeds, and surveyor, who shall be a registered land surveyor, shall be elected in each county for full terms at the general election held in each even-numbered year. Beginning with the 2008 and quadrennially thereafter, a general election, district attorneys, registers of deeds, county clerks, and county treasurers shall be chosen by the electors of the respective counties, or by the electors of all of the respective counties comprising each combination of counties combined by the legislature for that purpose, for the term of 4 years and surveyors in counties in which the office of surveyor is filled by election shall be chosen by the electors of the respective counties, or by the electors of all of the respective counties comprising each combination of counties combined by the legislature for that purpose, for the term of 4 years.~~ ~~The regular term of office of each such officer district attorney~~

No surveyor shall be elected in counties having a population of 500,000 or more.

INS A

The only combination currently provided is in s. 978.01(1) for dis. attys. If the legislature decides to combine other offices, it can amend this statute.

DA's - see ss. 8.25(s) + 978.01(1) - This is considered a state office in the statutes.

I think IA is needed and should be in the bill

registers of deed, county clerk, county treasurer, and county surveyor shall commence on the first Monday of January next succeeding his or her election and shall continue 2 4 years and until his or her successor qualifies.

(b) A sheriff shall be elected for each county at ~~Beginning with the general election in 2002 and quadrennially thereafter.~~ ^{Beginning in 2006} ~~sheriffs shall be chosen by the electors of the respective counties, or by the electors of all of the respective counties comprising each combination of counties combined by the legislature for that purpose for the term of 4 years.~~ ^{and quadrennially thereafter, a sheriff shall be chosen at the general election by the electors of each county for the term of 4 years.} ~~Except as provided in this paragraph, beginning in 2006~~ ^{and quadrennially thereafter,} ~~and coroners in counties in which there is a coroner shall be chosen by the electors of the respective counties, or by the electors of all of the respective counties comprising each combination of counties combined by the legislature for that purpose for the term of 4 years.~~ ^{each} ~~The regular term of the office~~ ^{shall commence} ~~of sheriff commences and coroner~~ ^{his or her} ~~commence on the first Monday in January next succeeding the sheriff's or coroner's election and shall continue 4 years and until his or her successor qualifies.~~ ~~In counties having a population of 500,000 or more and in counties in which a medical examiner system is instituted no coroner may be elected.~~ ^{No coroner shall be elected in counties having a population of 500,000 or more or in counties in which a medical examiner system is instituted.} ~~each~~ ^{in which there is a coroner}

(c) ^{Having a population of less than 500,000} In lieu of electing a surveyor in any county, the board may, by resolution, designate that the duties under ss. 59.45 (1) and 59.74 (2) be performed by any registered land surveyor employed by the county. In counties that elect a surveyor, the surveyor shall be a registered land surveyor. In counties having a population of 500,000 or more, no county surveyor may be elected.

(d) Except as provided in par. (b), in any county containing one town only, the county board may, by resolution, designate any county office a part-time position, combine 2 or more county offices, and, if concurred in by the town board, combine the offices of county clerk and town clerk and any other county and town offices, provided

that the offices combined are not incompatible and the combination is not expressly forbidden by law. If the town board so concurs, the election may be for the combined office and no separate election for the town office shall be held until after the county board has by resolution decided to abandon the combination and the town board has concurred by resolution. ~~In counties having a population of 500,000 or more, no county coroner or county surveyor may be elected. In any county in which a medical examiner system is instituted, no coroner may be elected.~~

NOTE: Replaces existing language with language contained in 2005 Enrolled Joint Resolution 2. Paragraph (c) is divided into 2 separate paragraphs to reflect the separate concepts contained therein. Language contained in the last 2 sentences of the existing paragraph (c) is moved for more logical placement. Language previously contained in paragraph (a) regarding the requirement that an elected surveyor be a registered land surveyor is moved to paragraph (c) for more logical placement.

SECTION 2. 59.20 (2) (bm) of the statutes is created to read:

59.20 (2) (bm) Beginning ⁱⁿ with the 2006 general election, ^{and quadrennially thereafter} a clerk of circuit court shall be chosen ^{at the general election for the term of 4 years} by the electors of each county, for the term of 4 years, subject to removal as provided by law. The regular term of office of each clerk of circuit ^{court} shall commence on the first Monday of January next succeeding his or her election and shall continue 4 years and until his or her successor qualifies.

NOTE: Adopts language of 2005 Enrolled Joint Resolution 2, section 6, relating to clerks of circuit court and retains language previously applicable to clerks circuit courts under the existing paragraph (a) relating to commencement and continuation of terms of office.

Trs B →

INSA

SECRET # AM 3 8.25(5)

9 8.25

(5) District attorney; term. A district attorney shall be elected for each prosecutorial unit specified in s. 978.01 at the general election in 1990 and ~~biennially~~ thereafter. The regular term of the office of district attorney commences on the first Monday in January next succeeding the officer's election.

2008 and
quadrennally

INS B1
SECRET # Am; 978.01(1)

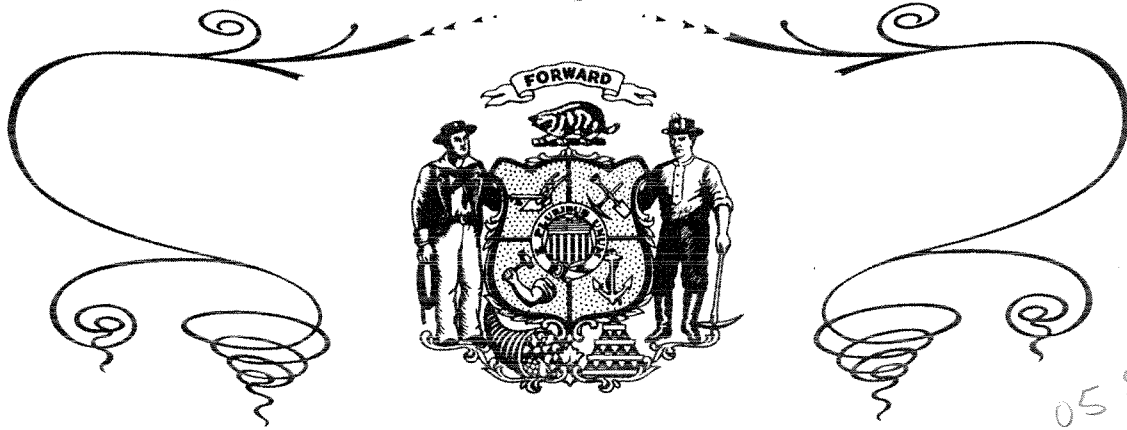
978.01

4

(1) There shall be 71 district attorneys elected for full terms at the general election held in ~~each even-numbered year~~ each on the first Monday of January next succeeding his or her election. Each county is a prosecutorial unit and shall elect a district attorney, except that Shawano and Menominee counties form one 2-county prosecutorial unit and shall elect a single district attorney by the combined electorate of the 2 counties.

2008 and quadrennially thereafter

State of Wisconsin



2005 Senate Joint Resolution 2

ENROLLED JOINT RESOLUTION

2

05 SJR 2
became
05 EJR 2

To amend so as in effect *to repeal* section 4 (3) (c) of article VI; *to renumber and amend* section 4 (1) of article VI and section 12 of article VII; *to amend* section 4 (4) of article VI; and *to create* section 4 (1) (b) and (c) of article VI and section 12 (2) of article VII of the constitution; **relating to:** 4-year terms of office for certain county officers (2nd consideration).

Whereas, the 2003 legislature in regular session considered a proposed amendment to the constitution in 2003 Assembly Joint Resolution 10, which became 2003 Enrolled Resolution 12, and agreed to it by a majority of the members elected to each of the 2 houses, which proposed amendment reads as follows:

SECTION 1. Section 4 (1) of article VI of the constitution is renumbered section 4 (1) (a) of article VI and amended to read:

[Article VI] Section 4 (1) (a) Except as provided in pars. (b) and (c) and sub. (2), coroners, registers of deeds, district attorneys, and all other elected county officers, except judicial officers, sheriffs, and chief executive officers, shall be chosen by the electors of the respective counties once in every 2 years.

SECTION 2. Section 4 (1) (b) and (c) of article VI of the constitution are created to read:

[Article VI] Section 4 (1) (b) Beginning with the first general election at which the governor is elected which occurs after the ratification of this paragraph, sheriffs shall be chosen by the electors of the respective counties, or by the electors of all of the respective counties comprising each combination of counties combined by the legislature for that purpose, for the term of 4 years and coroners in counties in which there is a coroner shall be chosen by the electors of the respective counties, or by the electors of all of the respective counties comprising each combination of counties combined by the legislature for that purpose, for the term of 4 years.

(c) Beginning with the first general election at which the president is elected which occurs after the ratification of this paragraph, district attorneys, registers of deeds, county clerks, and treasurers shall be chosen by the electors of the respective counties, or by the electors of all of the respective counties comprising each combination of counties combined by the legislature for that purpose, for the term of 4

years and surveyors in counties in which the office of surveyor is filled by election shall be chosen by the electors of the respective counties, or by the electors of all of the respective counties comprising each combination of counties combined by the legislature for that purpose, for the term of 4 years.

SECTION 3. Section 4 (3) (c) of article VI of the constitution is amended so as in effect to repeal said paragraph:

[Article VI] Section 4 (3) (c) ~~Beginning with the first general election at which the governor is elected which occurs after the ratification of this paragraph, sheriffs shall be chosen by the electors of the respective counties once in every 4 years.~~

SECTION 4. Section 4 (4) of article VI of the constitution is amended to read:

[Article VI] Section 4 (4) The governor may remove any elected county officer mentioned in this section except a county clerk, treasurer, or surveyor, giving to the officer a copy of the charges and an opportunity of being heard.

SECTION 5. Section 12 of article VII of the constitution is renumbered section 12 (1) of article VII and amended to read:

[Article VII] Section 12 (1) There shall be a clerk of the circuit court chosen in each county organized for judicial purposes by the qualified electors thereof, who, except as provided in sub. (2), shall hold his office for two years, subject to removal as shall be provided by law; ~~in.~~

(3) In case of a vacancy, the judge of the circuit court shall ~~have power to~~ may appoint a clerk until the vacancy shall be is filled by an election; ~~the.~~

(4) The clerk thus elected or appointed of circuit court shall give such security as the legislature ~~may require~~ requires by law.

(5) The supreme court shall appoint its own clerk, and may appoint a clerk of the circuit court ~~may be appointed a~~ to be the clerk of the supreme court.

SECTION 6. Section 12 (2) of article VII of the constitution is created to read:

[Article VII] Section 12 (2) Beginning with the first general election at which the governor is elected which occurs after the ratification of this subsection, a clerk of circuit court shall be chosen by the electors of each county, for the term of 4 years, subject to removal as provided by law.

SECTION 7. Numbering of new provisions. (1) The new paragraph (b) of subsection (1) of section 4 of article VI of the constitution created in this joint resolution shall be designated by the next higher open paragraph letter in that subsection in that section in that article if, before the ratification by the people of the amendment proposed in this joint resolution, any other ratified amendment has created a paragraph (b) of subsection (1) of section 4 of article VI of the constitution of this state. If one or more joint resolutions create a paragraph (b) of subsection (1) of section 4 of article VI simultaneously with the ratification by the people of the amendment proposed in this joint resolution, the paragraphs created shall be numbered and placed in a sequence so that the paragraphs created by the joint resolution having the lowest enrolled joint resolution number have the letters designated in that joint resolution and the paragraphs created by the other joint resolutions have letters that are in the same ascending order as are the numbers of the enrolled joint resolutions creating the paragraphs.

(2) The new paragraph (c) of subsection (1) of section 4 of article VI of the constitution created in this joint resolution shall be designated by the next higher open paragraph letter in that subsection in that section in that article if, before the ratification

by the people of the amendment proposed in this joint resolution, any other ratified amendment has created a paragraph (c) of subsection (1) of section 4 of article VI of the constitution of this state. If one or more joint resolutions create a paragraph (c) of subsection (1) of section 4 of article VI simultaneously with the ratification by the people of the amendment proposed in this joint resolution, the paragraphs created shall be lettered and placed in a sequence so that the paragraphs created by the joint resolution having the lowest enrolled joint resolution number have the letters designated in that joint resolution and the paragraphs created by the other joint resolutions have letters that are in the same ascending order as are the numbers of the enrolled joint resolutions creating the paragraphs.

(3) The new subsection (2) of section 12 of article VII of the constitution created in this joint resolution shall be designated by the next higher open whole subsection number in that section in that article if, before the ratification by the people of the amendment proposed in this joint resolution, any other ratified amendment has created a subsection (2) of section 12 of article VII of the constitution of this state. If one or more joint resolutions create a subsection (2) of section 12 of article VII simultaneously with the ratification by the people of the amendment proposed in this joint resolution, the subsections created shall be numbered and placed in a sequence so that the subsections created by the joint resolution having the lowest enrolled joint resolution number have the numbers designated in that joint resolution and the subsections created by the other joint resolutions have numbers that are in the same ascending order as are the numbers of the enrolled joint resolutions creating the subsections.

Now, therefore, be it resolved by the senate, the assembly concurring, That the foregoing proposed amendment to the constitution is agreed to by the 2005 legislature; and, be it further

Resolved, That the foregoing proposed amendment to the constitution be submitted to a vote of the people at the election to be held on the first Tuesday of April 2005; and, be it further

Resolved, That the question concerning ratification of the foregoing proposed amendment to the constitution be stated on the ballot as follows:

QUESTION 1: "4-year terms of office for certain county officers. Shall section 4 of article VI and section 12 of article VII of the constitution be amended to provide that district attorneys, coroners, elected surveyors, registers of deeds, treasurers, county clerks, and clerks of circuit court be elected to 4-year terms?"

Representative John G. Gard
Speaker of the Assembly

Senator Alan J. Lasec
President of the Senate

Date

Robert J. Marchant
Senate Chief Clerk



OP2

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

1 AN ACT; relating to: revising various provisions of the statutes for the purpose
2 of correcting errors and supplying omissions (Revisor's Correction Bill).

Analysis by the Legislative Reference Bureau

This revisor's correction bill revises section 59.20 (2) of the statutes to take into account the repeal of section 4 (3) (c) of article VI, the renumbering and amendment of section 4 (1) of article VI and section 12 of article VII, the amendment of section 4 (4) of article VI, and the creation of section 4 (1) (b) and (c) of article VI and section 12 (2) of article VII of the constitution; relating to 4-year terms of office for certain county officers as provided in 2005 Wisconsin Enrolled Joint Resolution 2 adopted April 5, 2005. This revisor's revision bill is explained further in the NOTES provided by the revisor of statutes in the body of the bill.

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

****NOTE: Is this a correction or revision bill? The relating clause and analysis are inconsistent on this issue. (Could be either, really. Let's call it correction.)

****NOTE: The analysis mentions one statute treated by the bill. As reworked, however, the bill treats several statutes. OK

****NOTE: Jeff Kuesel has reworked this draft extensively. I have included his comments in a 4-star note at the end of the bill, but if you have questions beyond those comments, you should contact him directly. Revisor notes may need to be adjusted/added to reflect the reworking.

OK Whatever Jeff wants except in one place I question his change.

Probably won't be a "revisor's bill" when introduced. We need to figure out what to call it. Won't be drafted by BEM. Jeff's initials. Seems to me it should have Jeff's initials.

1 SECTION 1. 8.25 (5) of the statutes is amended to read:

2 8.25 (5) DISTRICT ATTORNEY; TERM. A district attorney shall be elected for each
3 prosecutorial unit specified in s. 978.01 at the general election in 1990 and biennially
4 2008 and quadrennially thereafter. The regular term of the office of district attorney
5 commences on the first Monday in January next succeeding the officer's election.

6 SECTION 2. 59.20 (2) of the statutes is amended to read: *Inset*

7 59.20 (2) COUNTY OFFICERS; TERMS. (a) ~~Except as provided in par. (c), a county~~
8 ~~clerk, treasurer, coroner, clerk of circuit court, register of deeds, and surveyor, who~~
9 ~~shall be a registered land surveyor, shall be elected in each county for full terms at~~
10 ~~the general election held in each even-numbered year. Beginning in 2008 and~~
11 ~~quadrennially thereafter, a register of deeds, county clerk, and county treasurer~~
12 ~~shall be chosen at the general election by the electors of each county for the term of~~
13 ~~4 years. Except as provided in this paragraph, beginning in 2008 and quadrennially~~
14 ~~thereafter, a surveyor shall be chosen at the general election by the electors of each~~
15 ~~county in which the office of surveyor is filled by election, for the term of 4 years. No~~
16 ~~surveyor shall be elected in counties having a population of 500,000 or more. The~~
17 ~~regular term of office of each such officer~~ register of deeds, county clerk, county
18 treasurer, and county surveyor shall commence on the first Monday of January next
19 succeeding his or her election and shall continue ~~2~~ 4 years and until his or her
20 successor qualifies.

21 (b) ~~A sheriff shall be elected for each county at the general election in 2002 and~~
22 ~~quadrennially thereafter. Beginning in 2006 and quadrennially thereafter, a sheriff~~
23 ~~shall be chosen at the general election by the electors of each county for the term of~~
24 ~~4 years. Except as provided in this paragraph, beginning in 2006 and quadrennially~~
25 ~~thereafter, a coroner shall be chosen at the general election by the electors of each~~

1 county in which there is a coroner, for the term of 4 years. No coroner shall be elected
2 in counties having a population of 500,000 or more or in counties in which a medical
3 examiner system is instituted. The regular term of the office of each sheriff
4 commences and coroner shall commence on the first Monday in January next
5 succeeding the sheriff's his or her election and shall continue 4 years and until his
6 or her successor qualifies. — Why? More specific is better.

7 (c) In counties that elect a surveyor, the surveyor shall be a registered land
8 surveyor. In lieu of electing a surveyor in any county having a population of less than
9 500,000, the board may, by resolution, designate that the duties under ss. 59.45 (1)
10 and 59.74 (2) be performed by any registered land surveyor employed by the county.

11 (d) Except as provided in par. (b), in any county containing one town only, the
12 county board may, by resolution, designate any county office a part-time position,
13 combine 2 or more county offices, and, if concurred in by the town board, combine the
14 offices of county clerk and town clerk and any other county and town offices, provided
15 that the offices combined are not incompatible and the combination is not expressly
16 forbidden by law. If the town board so concurs, the election may be for the combined
17 office and no separate election for the town office shall be held until after the county
18 board has by resolution decided to abandon the combination and the town board has
19 concurred by resolution. ~~In counties having a population of 500,000 or more, no~~
20 ~~county coroner or county surveyor may be elected. In any county in which a medical~~
21 ~~examiner system is instituted, no coroner may be elected.~~

NOTE: Replaces existing language with language contained in 2005 Enrolled Joint Resolution 2. Paragraph (c) is divided into 2 separate paragraphs to reflect the separate concepts contained therein. Language contained in the last 2 sentences of the existing paragraph (c) is moved for more logical placement. Language previously contained in paragraph (a) regarding the requirement that an elected surveyor be a registered land surveyor is moved to paragraph (c) for more logical placement.

22 SECTION 3. 59.20 (2) (bm) of the statutes is created to read:

1 59.20 (2) (bm) Beginning in 2006 and quadrennially thereafter, a clerk of
2 circuit court shall be chosen at the general election for the term of 4 years by the
3 electors of each county, subject to removal as provided by law. The regular term of
4 office of each clerk of circuit court shall commence on the first Monday of January
5 next succeeding his or her election and shall continue 4 years and until his or her
6 successor qualifies.

NOTE: Adopts language of 2005 Enrolled Joint Resolution 2, section 6, relating to
clerks of circuit court and retains language previously applicable to clerks circuit courts
under the existing paragraph (a) relating to commencement and continuation of terms
of office.

7 **SECTION 4.** 978.01 (1) of the statutes is amended to read:

8 978.01 (1) There shall be 71 district attorneys elected for full terms at the
9 general election held in ~~each even-numbered year~~ 2008 and quadrennially
10 thereafter. The regular term of office for each district attorney is ~~2~~ 4 years,
11 commencing on the first Monday of January next succeeding his or her election.
12 Each county is a prosecutorial unit and shall elect a district attorney, except that
13 Shawano and Menominee counties form one 2-county prosecutorial unit and shall
14 elect a single district attorney by the combined electorate of the 2 counties.

***NOTE: Jeff Kuesel added two notes to his markup. With regard to the removal
of references to combined counties, he wrote, "The only combination currently provided
is in s. 978.01 (1) for dist. attys. If the legislature decides to combine other offices, it can
amend [s. 59.20 (2)].". With regard to the separate treatment of district attorneys, he
wrote, "DA's — see ss. 8.25 (5) and 978.01 (1) — This is considered a state office in the
statutes."

15

(END)

OK Let Jeff put in whatever note
he wants.



State of Wisconsin
2007 - 2008 LEGISLATURE

LRB-3389/P1

BEM:cjs:nwn

Stays

P2

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

Revisor's bill
Do NOT Gen Cat
Do NOT Sort

Kuesel to help you with these notes, you may reach him at 6-6778 or at [redacted] Jeffery.Kuesel@legis.state.wi.us.

sections 8.25¹ and 978.01

1
2

AN ACT relating to: revising various provisions of the statutes for the purpose of correcting errors and supplying omissions (Revisor's Correction Bill).

Analysis by the Legislative Reference Bureau

This revisor's correction bill revises section 59.20 (2) of the statutes to take into account the repeal of section 4 (3) (c) of article VI, the renumbering and amendment of section 4 (1) of article VI and section 12 of article VII, the amendment of section 4 (4) of article VI, and the creation of section 4 (1) (b) and (c) of article VI and section 12 (2) of article VII of the constitution; relating to 4-year terms of office for certain county officers as provided in 2005 Wisconsin Enrolled Joint Resolution 2 adopted April 5, 2005. This revisor's revision bill is explained further in the NOTES provided by the revisor of statutes in the body of the bill.

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

****NOTE: Is this a correction or revision bill? The relating clause and analysis are inconsistent on this issue.
****NOTE: The analysis mentions one statute treated by the bill. As reworked, however, the bill treats several statutes.
****NOTE: Jeff Kuesel has reworked this draft extensively. I have included his comments in a 4-star note at the end of the bill, but if you have questions beyond those comments, you should contact him directly. Revisor notes may need to be adjusted/added to reflect the reworking.

**** NOTE: Revisor notes are still needed for sections 1 and 4 of the bill. Also, the revisor notes provided for sections 2 and 3 of the bill may need to be adjusted to reflect the current content of those sections. If you would like Jeff

1 **SECTION 1.** 8.25 (5) of the statutes is amended to read:

2 8.25 (5) DISTRICT ATTORNEY; TERM. A district attorney shall be elected for each
3 prosecutorial unit specified in s. 978.01 at the general election in 1990 and biennially
4 2008 and quadrennially thereafter. The regular term of the office of district attorney
5 commences on the first Monday in January next succeeding the officer's election.

6 **SECTION 2.** 59.20 (2) of the statutes is amended to read:

7 59.20 (2) COUNTY OFFICERS; TERMS. (a) ~~Except as provided in par. (c), a county~~
8 ~~clerk, treasurer, coroner, clerk of circuit court, register of deeds, and surveyor, who~~
9 ~~shall be a registered land surveyor, shall be elected in each county for full terms at~~
10 ~~the general election held in each even-numbered year. Beginning in 2008 and~~
11 ~~quadrennially thereafter, a register of deeds, county clerk, and county treasurer~~
12 ~~shall be chosen at the general election by the electors of each county for the term of~~
13 ~~4 years. Except as provided in this paragraph, beginning in 2008 and quadrennially~~
14 ~~thereafter, a surveyor shall be chosen at the general election by the electors of each~~
15 ~~county in which the office of surveyor is filled by election, for the term of 4 years. No~~
16 ~~surveyor shall be elected in counties having a population of 500,000 or more. The~~
17 ~~regular term of office of each such officer~~ register of deeds, county clerk, county
18 treasurer, and county surveyor shall commence on the first Monday of January next
19 succeeding his or her election and shall continue 2 4 years and until his or her
20 successor qualifies.

21 (b) A sheriff shall be elected for each county at the general election in 2002 and
22 ~~quadrennially thereafter. Beginning in 2006 and quadrennially thereafter, a sheriff~~
23 ~~shall be chosen at the general election by the electors of each county for the term of~~
24 ~~4 years. Except as provided in this paragraph, beginning in 2006 and quadrennially~~
25 ~~thereafter, a coroner shall be chosen at the general election by the electors of each~~

1 county in which there is a coroner, for the term of 4 years. No coroner shall be elected
2 in counties having a population of 500,000 or more or in counties in which a medical
3 examiner system is instituted. The regular term of the office of each sheriff
4 commences and coroner shall commence on the first Monday in January next
5 succeeding the sheriff's his or her election and shall continue 4 years and until his
6 or her successor qualifies.

7 (c) In counties that elect a surveyor, the surveyor shall be a registered land
8 surveyor. In lieu of electing a surveyor in any county having a population of less than
9 500,000, the board may, by resolution, designate that the duties under ss. 59.45 (1)
10 and 59.74 (2) be performed by any registered land surveyor employed by the county.

11 (d) Except as provided in par. (b), in any county containing one town only, the
12 county board may, by resolution, designate any county office a part-time position,
13 combine 2 or more county offices, and, if concurred in by the town board, combine the
14 offices of county clerk and town clerk and any other county and town offices, provided
15 that the offices combined are not incompatible and the combination is not expressly
16 forbidden by law. If the town board so concurs, the election may be for the combined
17 office and no separate election for the town office shall be held until after the county
18 board has by resolution decided to abandon the combination and the town board has
19 concurred by resolution. ~~In counties having a population of 500,000 or more, no~~
20 ~~county coroner or county surveyor may be elected. In any county in which a medical~~
21 ~~examiner system is instituted, no coroner may be elected.~~

NOTE: Replaces existing language with language contained in 2005 Enrolled Joint Resolution 2. Paragraph (c) is divided into 2 separate paragraphs to reflect the separate concepts contained therein. Language contained in the last 2 sentences of the existing paragraph (c) is moved for more logical placement. Language previously contained in paragraph (a) regarding the requirement that an elected surveyor be a registered land surveyor is moved to paragraph (c) for more logical placement.

22 **SECTION 3.** 59.20 (2) (bm) of the statutes is created to read:

1 59.20 (2) (bm) Beginning in 2006 and quadrennially thereafter, a clerk of
2 circuit court shall be chosen at the general election for the term of 4 years by the
3 electors of each county, subject to removal as provided by law. The regular term of
4 office of each clerk of circuit court shall commence on the first Monday of January
5 next succeeding his or her election and shall continue 4 years and until his or her
6 successor qualifies.

NOTE: Adopts language of 2005 Enrolled Joint Resolution 2, section 6, relating to clerks of circuit court and retains language previously applicable to clerks circuit courts under the existing paragraph (a) relating to commencement and continuation of terms of office.

7 **SECTION 4.** 978.01 (1) of the statutes is amended to read:

8 978.01 (1) There shall be 71 district attorneys elected for full terms at the
9 general election held in ~~each even-numbered year~~ 2008 and quadrennially
10 thereafter. The regular term of office for each district attorney is ~~2~~ 4 years,
11 commencing on the first Monday of January next succeeding his or her election.
12 Each county is a prosecutorial unit and shall elect a district attorney, except that
13 Shawano and Menominee counties form one 2-county prosecutorial unit and shall
14 elect a single district attorney by the combined electorate of the 2 counties.

****NOTE: Jeff Kuesel added two notes to his markup. With regard to the removal of references to combined counties, he wrote, "The only combination currently provided is in s. 978.01 (1) for dist. attys. If the legislature decides to combine other offices, it can amend [s. 59.20 (2)].". With regard to the separate treatment of district attorneys, he wrote, "DA's — see ss. 8.25 (5) and 978.01 (1) — This is considered a state office in the statutes."



State of Wisconsin
2007 - 2008 LEGISLATURE

LRB-3389/P2 P3
BEM:cjs:pg
stays

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

SA ✓

Revisor's bill
Do NOT Gen Cat
Do NOT Sort

1 AN ACT relating to: revising various provisions of the statutes for the purpose
2 of correcting errors and supplying omissions (Revisor's Correction Bill).

Analysis by the Legislative Reference Bureau

This revisor's correction bill revises sections 8.25, 59.20, and 978.01 of the statutes to take into account the repeal of section 4 (3) (c) of article VI, the renumbering and amendment of section 4 (1) of article VI and section 12 of article VII, the amendment of section 4 (4) of article VI, and the creation of section 4 (1) (b) and (c) of article VI and section 12 (2) of article VII of the constitution, relating to 4-year terms of office for certain county officers as provided in 2005 Wisconsin Enrolled Joint Resolution 2, adopted April 5, 2005. This revisor's bill is explained further in the NOTES provided by the revisor of statutes in the body of the bill.

(relating to)
paren

correction

↑

The people of the state of Wisconsin, and approved by the electors at the election held on represented in senate and assembly, do enact as follows:

close paren

***NOTE: Revisor notes are still needed for sections 1 and 4 of the bill. Also, the revisor notes provided for sections 2 and 3 of the bill may need to be adjusted to reflect the current content of those sections. If you would like Jeff Kuesel to help you with these notes, you may reach him at 6-6778 or at Jeffery.Kuesel@legis.state.wi.us.

3 SECTION 1. 8.25 (5) of the statutes is amended to read:
4 8.25 (5) DISTRICT ATTORNEY; TERM. A district attorney shall be elected for each
5 prosecutorial unit specified in s. 978.01 at the general election in 1990 and biennially

⑨ Note: Reflects changes made by the constitutional amendment contained in 2005 Enrolled Joint Resolution 2 (see section 2 of the resolution).

2008 and quadrennially thereafter. The regular term of the office of district attorney commences on the first Monday in January next succeeding the officer's election.

SECTION 2. 59.20 (2) of the statutes is amended to read:

59.20 (2) COUNTY OFFICERS; TERMS. (a) ~~Except as provided in par. (c), a county clerk, treasurer, coroner, clerk of circuit court, register of deeds, and surveyor, who shall be a registered land surveyor, shall be elected in each county for full terms at the general election held in each even-numbered year. Beginning in 2008 and quadrennially thereafter, a register of deeds, county clerk, and county treasurer shall be chosen at the general election by the electors of each county for the term of 4 years. Except as provided in this paragraph, beginning in 2008 and quadrennially thereafter, a surveyor shall be chosen at the general election by the electors of each county in which the office of surveyor is filled by election, for the term of 4 years. No surveyor shall be elected in counties having a population of 500,000 or more. The regular term of office of each such officer~~ register of deeds, county clerk, county treasurer, and county surveyor shall commence on the first Monday of January next succeeding his or her election and shall continue 2 4 years and until his or her successor qualifies.

(b) ~~A sheriff shall be elected for each county at the general election in 2002 and quadrennially thereafter. Beginning in 2006 and quadrennially thereafter, a sheriff shall be chosen at the general election by the electors of each county for the term of 4 years. Except as provided in this paragraph, beginning in 2006 and quadrennially thereafter, a coroner shall be chosen at the general election by the electors of each county in which there is a coroner, for the term of 4 years. No coroner shall be elected in counties having a population of 500,000 or more or in counties in which a medical examiner system is instituted.~~ The regular term of the office of each sheriff

LPS: use note:std regarding the term of office for district attorneys

1 ~~commences~~ and coroner shall commence on the first Monday in January next
2 succeeding the sheriff's his or her election and shall continue 4 years and until his
3 or her successor qualifies.

4 (c) In counties that elect a surveyor, the surveyor shall be a registered land
5 surveyor. In lieu of electing a surveyor in any county having a population of less than
6 500,000, the board may, by resolution, designate that the duties under ss. 59.45 (1)
7 and 59.74 (2) be performed by any registered land surveyor employed by the county.

8 (d) Except as provided in par. (b), in any county containing one town only, the
9 county board may, by resolution, designate any county office a part-time position,
10 combine 2 or more county offices, and, if concurred in by the town board, combine the
11 offices of county clerk and town clerk and any other county and town offices, provided
12 that the offices combined are not incompatible and the combination is not expressly
13 forbidden by law. If the town board so concurs, the election may be for the combined
14 office and no separate election for the town office shall be held until after the county
15 board has by resolution decided to abandon the combination and the town board has
16 concurred by resolution. ~~In counties having a population of 500,000 or more, no~~
17 ~~county coroner or county surveyor may be elected. In any county in which a medical~~
18 ~~examiner system is instituted, no coroner may be elected.~~

NOTE: ^{Amends} Replaces existing language ^{to reflect changes regarding the terms of office for certain county officials made by the constitutional amendment} with language contained in 2005 Enrolled Joint Resolution 2. Paragraph (c) is divided into 2 separate paragraphs to reflect the separate concepts contained therein. Language contained in the last 2 sentences of the existing paragraph (c) is moved for more logical placement. Language previously contained in paragraph (a) regarding the requirement that an elected surveyor be a registered land surveyor is moved to paragraph (c) for more logical placement.

previously

19 **SECTION 3.** 59.20 (2) (bm) of the statutes is created to read:
20 59.20 (2) (bm) Beginning in 2006 and quadrennially thereafter, a clerk of
21 circuit court shall be chosen at the general election for the term of 4 years by the
22 electors of each county, subject to removal as provided by law. The regular term of

Reflects changes regarding the term of office for clerks of circuit court made by the constitutional amendment contained in

(see section 6 of the resolution)

1 office of each clerk of circuit court shall commence on the first Monday of January
2 next succeeding his or her election and shall continue 4 years and until his or her
3 successor qualifies.

that was previously contained in

NOTE: Adopts language of 2005 Enrolled Joint Resolution 2, section 6, relating to clerks of circuit court and retains language previously applicable to clerks circuit courts under the existing paragraph (a) relating to commencement and continuation of terms of office. s. 59.20(2)

4 SECTION 4. 978.01 (1) of the statutes is amended to read:

5 978.01 (1) There shall be 71 district attorneys elected for full terms at the
6 general election held in each even-numbered year 2008 and quadrennially
7 thereafter. The regular term of office for each district attorney is ~~2~~ 4 years,
8 commencing on the first Monday of January next succeeding his or her election.
9 Each county is a prosecutorial unit and shall elect a district attorney, except that
10 Shawano and Menominee counties form one 2-county prosecutorial unit and shall
11 elect a single district attorney by the combined electorate of the 2 counties.

(END)

LPS: use note:std

NOTE: Reflects changes regarding the term of office for district attorneys made by the constitutional amendment contained in 2005 Enrolled Joint Resolution 2 (see section 2 of the resolution).



State of Wisconsin
2007 - 2008 LEGISLATURE

LRB-3389/P3

BEM:cjs:rs

Stays

1

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

SAW

Revisor's bill
Do NOT Gen Cat
Do NOT Sort

1 AN ACT relating to: revising various provisions of the statutes for the purpose
2 of correcting errors and supplying omissions (Correction Bill).

Analysis by the Legislative Reference Bureau

This correction bill revises sections 8.25, 59.20, and 978.01 of the statutes to take into account the repeal of section 4 (3) (c) of article VI, the renumbering and amendment of section 4 (1) of article VI and section 12 of article VII, the amendment of section 4 (4) of article VI, and the creation of section 4 (1) (b) and (c) of article VI and section 12 (2) of article VII of the constitution, as provided in 2005 Wisconsin Enrolled Joint Resolution 2 (relating to 4-year terms of office for certain county officers) and approved by the electors at the election held on April 5, 2005. This correction bill is explained further in the NOTES provided in the body of the bill.

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

3 SECTION 1. 8.25 (5) of the statutes is amended to read:
4 8.25 (5) DISTRICT ATTORNEY; TERM. A district attorney shall be elected for each
5 prosecutorial unit specified in s. 978.01 at the general election in ~~1990 and biennially~~
6 2008 and quadrennially thereafter. The regular term of the office of district attorney
7 commences on the first Monday in January next succeeding the officer's election.

NOTE: Reflects changes regarding the term of office for district attorneys made by the constitutional amendment contained in 2005 Enrolled Joint Resolution 2 (see section 2 of the resolution).

1 **SECTION 2.** 59.20 (2) of the statutes is amended to read:

2 59.20 (2) COUNTY OFFICERS; TERMS. (a) ~~Except as provided in par. (c), a county~~
3 ~~clerk, treasurer, coroner, clerk of circuit court, register of deeds, and surveyor, who~~
4 ~~shall be a registered land surveyor, shall be elected in each county for full terms at~~
5 ~~the general election held in each even-numbered year. Beginning in 2008 and~~
6 ~~quadrennially thereafter, a register of deeds, county clerk, and county treasurer~~
7 ~~shall be chosen at the general election by the electors of each county for the term of~~
8 ~~4 years. Except as provided in this paragraph, beginning in 2008 and quadrennially~~
9 ~~thereafter, a surveyor shall be chosen at the general election by the electors of each~~
10 ~~county in which the office of surveyor is filled by election, for the term of 4 years. No~~
11 ~~surveyor shall be elected in counties having a population of 500,000 or more. The~~
12 ~~regular term of office of each such officer~~ register of deeds, county clerk, county
13 treasurer, and county surveyor shall commence on the first Monday of January next
14 succeeding his or her election and shall continue 2 4 years and until his or her
15 successor qualifies.

16 (b) ~~A sheriff shall be elected for each county at the general election in 2002 and~~
17 ~~quadrennially thereafter. Beginning in 2006 and quadrennially thereafter, a sheriff~~
18 ~~shall be chosen at the general election by the electors of each county for the term of~~
19 ~~4 years. Except as provided in this paragraph, beginning in 2006 and quadrennially~~
20 ~~thereafter, a coroner shall be chosen at the general election by the electors of each~~
21 ~~county in which there is a coroner, for the term of 4 years. No coroner shall be elected~~
22 ~~in counties having a population of 500,000 or more or in counties in which a medical~~
23 ~~examiner system is instituted. The regular term of the office of each sheriff~~

1 ~~commences~~ and coroner shall commence on the first Monday in January next
2 succeeding ~~the sheriff's~~ his or her election and shall continue 4 years and until his
3 or her successor qualifies.

4 (c) In counties that elect a surveyor, the surveyor shall be a registered land
5 surveyor. In lieu of electing a surveyor in any county having a population of less than
6 500,000, the board may, by resolution, designate that the duties under ss. 59.45 (1)
7 and 59.74 (2) be performed by any registered land surveyor employed by the county.

8 (d) Except as provided in par. (b), in any county containing one town only, the
9 county board may, by resolution, designate any county office a part-time position,
10 combine 2 or more county offices, and, if concurred in by the town board, combine the
11 offices of county clerk and town clerk and any other county and town offices, provided
12 that the offices combined are not incompatible and the combination is not expressly
13 forbidden by law. If the town board so concurs, the election may be for the combined
14 office and no separate election for the town office shall be held until after the county
15 board has by resolution decided to abandon the combination and the town board has
16 concurred by resolution. ~~In counties having a population of 500,000 or more, no~~
17 ~~county coroner or county surveyor may be elected. In any county in which a medical~~
18 ~~examiner system is instituted, no coroner may be elected.~~

NOTE: Amends existing language to reflect changes regarding the terms of office
for certain county officials made by the constitutional amendment contained in 2005
Enrolled Joint Resolution 2. Paragraph (c) is divided into 2 separate paragraphs to reflect
the separate concepts contained therein. Language previously contained in the last 2
sentences of paragraph (c) is moved for more logical placement. Language previously
contained in paragraph (a) regarding the requirement that an elected surveyor be a
registered land surveyor is moved to paragraph (c) for more logical placement.

19 **SECTION 3.** 59.20 (2) (bm) of the statutes is created to read:

20 59.20 (2) (bm) Beginning in 2006 and quadrennially thereafter, a clerk of
21 circuit court shall be chosen at the general election for the term of 4 years by the

1 electors of each county, subject to removal as provided by law. The regular term of
2 office of each clerk of circuit court shall commence on the first Monday of January
3 next succeeding his or her election and shall continue 4 years and until his or her
4 successor qualifies.

NOTE: Reflects changes regarding the term of office for clerks of circuit court made
by the constitutional amendment contained in 2005 Enrolled Joint Resolution 2 (see
section 6 of the resolution), and retains language applicable to clerks of circuit court that
was previously contained in s. 59.20 (2) (a) relating to commencement and continuation
of terms of office.

5 **SECTION 4.** 978.01 (1) of the statutes is amended to read:

6 978.01 (1) There shall be 71 district attorneys elected for full terms at the
7 general election held in each ~~even-numbered year~~ 2008 and quadrennially
8 thereafter. The regular term of office for each district attorney is ~~2~~ 4 years,
9 commencing on the first Monday of January next succeeding his or her election.
10 Each county is a prosecutorial unit and shall elect a district attorney, except that
11 Shawano and Menominee counties form one 2-county prosecutorial unit and shall
12 elect a single district attorney by the combined electorate of the 2 counties.

NOTE: Reflects changes regarding the term of office for district attorneys made by
the constitutional amendment contained in 2005 Enrolled Joint Resolution 2 (see section
2 of the resolution).

13

(END)



TODAY AM
State of Wisconsin
2007 - 2008 LEGISLATURE

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2007 BILL

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Revisors Bill
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Prepared by the
Legislative Reference
Bureau under s. 13.92
(2)(L) stats.

1 AN ACT relating to: revising various provisions of the statutes for the purpose
2 of correcting errors and supplying omissions (Correction Bill).

Analysis by the Legislative Reference Bureau

This correction bill revises sections 8.25, 59.20, and 978.01 of the statutes to take into account the repeal of section 4 (3) (c) of article VI, the renumbering and amendment of section 4 (1) of article VI and section 12 of article VII, the amendment of section 4 (4) of article VI, and the creation of section 4 (1) (b) and (c) of article VI and section 12 (2) of article VII of the constitution, as provided in 2005 Wisconsin Enrolled Joint Resolution 2 (relating to 4-year terms of office for certain county officers) and approved by the electors at the election held on April 5, 2005. This correction bill is explained further in the NOTES provided in the body of the bill.

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

3 SECTION 1. 8.25 (5) of the statutes is amended to read:
4 8.25 (5) DISTRICT ATTORNEY; TERM. A district attorney shall be elected for each
5 prosecutorial unit specified in s. 978.01 at the general election in 1990 and biennially
6 2008 and quadrennially thereafter. The regular term of the office of district attorney
7 commences on the first Monday in January next succeeding the officer's election.

BILL

NOTE: Reflects changes regarding the term of office for district attorneys made by the constitutional amendment contained in 2005 Enrolled Joint Resolution 2 (see section 2 of the resolution).

1 **SECTION 2.** 59.20 (2) of the statutes is amended to read:

2 59.20 (2) COUNTY OFFICERS; TERMS. (a) ~~Except as provided in par. (c), a county~~
3 ~~clerk, treasurer, coroner, clerk of circuit court, register of deeds, and surveyor, who~~
4 ~~shall be a registered land surveyor, shall be elected in each county for full terms at~~
5 ~~the general election held in each even-numbered year. Beginning in 2008 and~~
6 ~~quadrennially thereafter, a register of deeds, county clerk, and county treasurer~~
7 ~~shall be chosen at the general election by the electors of each county for the term of~~
8 ~~4 years. Except as provided in this paragraph, beginning in 2008 and quadrennially~~
9 ~~thereafter, a surveyor shall be chosen at the general election by the electors of each~~
10 ~~county in which the office of surveyor is filled by election, for the term of 4 years. No~~
11 ~~surveyor shall be elected in counties having a population of 500,000 or more. The~~
12 ~~regular term of office of each such officer register of deeds, county clerk, county~~
13 ~~treasurer, and county surveyor shall commence on the first Monday of January next~~
14 ~~succeeding his or her election and shall continue 2 4 years and until his or her~~
15 ~~successor qualifies.~~

16 (b) ~~A sheriff shall be elected for each county at the general election in 2002 and~~
17 ~~quadrennially thereafter. Beginning in 2006 and quadrennially thereafter, a sheriff~~
18 ~~shall be chosen at the general election by the electors of each county for the term of~~
19 ~~4 years. Except as provided in this paragraph, beginning in 2006 and quadrennially~~
20 ~~thereafter, a coroner shall be chosen at the general election by the electors of each~~
21 ~~county in which there is a coroner, for the term of 4 years. No coroner shall be elected~~
22 ~~in counties having a population of 500,000 or more or in counties in which a medical~~
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BILL

1 commences and coroner shall commence on the first Monday in January next
2 succeeding ~~the sheriff's~~ his or her election and shall continue 4 years and until his
3 or her successor qualifies.

4 (c) In counties that elect a surveyor, the surveyor shall be a registered land
5 surveyor. In lieu of electing a surveyor in any county having a population of less than
6 500,000, the board may, by resolution, designate that the duties under ss. 59.45 (1)
7 and 59.74 (2) be performed by any registered land surveyor employed by the county.

8 (d) Except as provided in par. (b), in any county containing one town only, the
9 county board may, by resolution, designate any county office a part-time position,
10 combine 2 or more county offices, and, if concurred in by the town board, combine the
11 offices of county clerk and town clerk and any other county and town offices, provided
12 that the offices combined are not incompatible and the combination is not expressly
13 forbidden by law. If the town board so concurs, the election may be for the combined
14 office and no separate election for the town office shall be held until after the county
15 board has by resolution decided to abandon the combination and the town board has
16 concurred by resolution. ~~In counties having a population of 500,000 or more, no~~
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NOTE: Amends existing language to reflect changes regarding the terms of office for certain county officials made by the constitutional amendment contained in 2005 Enrolled Joint Resolution 2. Paragraph (c) is divided into 2 separate paragraphs to reflect the separate concepts contained therein. Language previously contained in the last 2 sentences of paragraph (c) is moved for more logical placement. Language previously contained in paragraph (a) regarding the requirement that an elected surveyor be a registered land surveyor is moved to paragraph (c) for more logical placement.

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BILL

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NOTE: Reflects changes regarding the term of office for district attorneys made by
the constitutional amendment contained in 2005 Enrolled Joint Resolution 2 (see section
2 of the resolution).

13

(END)

Duerst, Christina

From: Dyke, Don
Sent: Thursday, February 14, 2008 8:35 AM
To: LRB.Legal
Subject: Draft Review: LRB 07-3389/2 Topic: Revisor's correction bill

Please Jacket LRB 07-3389/2 for the ASSEMBLY.
Thanks,
Don Dyke