



2011 SENATE BILL 150

1 **AN ACT** *to renumber and amend* 59.10 (3) (c); *to amend* 5.15 (1) (a) 1. and 2.,
2 5.15 (1) (b), 5.15 (1) (c), 5.15 (2) (bm), 5.15 (2) (e) and (f) (intro.), 5.15 (2) (f) 4.,
3 5.15 (2) (g), 5.15 (4), 5.15 (6) (a), 5.15 (7), 5.18, 59.10 (2) (a), 59.10 (2) (d), 59.10
4 (3) (b) 1., 59.10 (3) (b) 2., 59.10 (3) (b) 4., 59.10 (3) (cm) 1., 59.10 (6), 62.08 (1),
5 62.08 (2), 62.08 (4m) and 119.08 (1) (b); and *to create* 5.15 (2) (b) (intro.), 5.15
6 (4) (c), 59.10 (3) (b) 3., 59.10 (3) (c) 2. and 3., 751.035 and 801.50 (4m) of the
7 statutes; **relating to:** division of municipalities into wards and redistricting of
8 supervisory and aldermanic districts and appointing a panel to hear challenges
9 to the apportionment of a congressional or legislative district, and hearing
10 certain appeals.

Analysis by the Legislative Reference Bureau

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

SENATE BILL 150**SECTION 1**

1 **SECTION 1.** 5.15 (1) (a) 1. and 2. of the statutes are amended to read:

2 5.15 (1) (a) 1. Every city, village, and town in this state shall by ordinance or
3 resolution of its common council or village or town board, respectively, be divided into
4 wards as provided in this section, except as authorized in sub. (2). The boundaries
5 of the wards established under this section, and the number assigned to each ward,
6 are intended to be as permanent as possible, and to this end each ward shall when
7 created contain a population at a convenient point within the applicable population
8 range under sub. (2) (b), with due consideration for the known trends of population
9 increase or decrease within that part of the municipality in which the ward is located.

10 2. Once established, the boundaries of each ward shall remain unchanged until
11 a further decennial federal census of population indicates that the population of a
12 ward is then above or below the applicable population range, or until the ward
13 boundaries are required to be changed to permit creation of supervisory or
14 aldermanic districts of substantially equal population or to enhance the
15 participation of members of a racial or language minority group in the political
16 process and their ability to elect representatives of their choice, or until otherwise
17 authorized or required under this section.

18 **SECTION 2.** 5.15 (1) (b) of the statutes is amended to read:

19 5.15 (1) (b) Except as authorized in sub. (2) (a), within 60 days after the receipt
20 of a tentative supervisory district plan and written statement, if any, from the county
21 board of each county in which a municipality is located, the governing body of the
22 municipality shall adjust its wards according to the schedule shown in sub. (2). All
23 territory contained within the municipality, and only the territory so contained, on
24 ~~August 1~~ following April 1 of the year of the federal decennial census shall be
25 contained within a ward established under the division ordinance or resolution.

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1 Except as authorized in sub. (2), each ward shall consist of whole blocks, as utilized
2 by the U.S. bureau of the census in the most recent federal decennial census. To suit
3 the convenience of the voters residing therein each ward shall, as far as practicable,
4 be kept compact and observe the community of interest of existing neighborhoods
5 and other settlements. All territory within a ward shall be contiguous, except for
6 island territory as defined in sub. (2) (f) 3. Enactment or adoption of a division
7 ordinance or resolution requires the affirmative vote of a majority of the members
8 of the governing body.

9 **SECTION 3.** 5.15 (1) (c) of the statutes is amended to read:

10 5.15 (1) (c) The wards established by municipal governing bodies in a division
11 ordinance or resolution enacted or adopted under this section ~~on the basis of the~~
12 ~~published results of each federal decennial census of population~~ shall govern the
13 adjustment of supervisory districts under s. 59.10 (2) (a) and (3) (b) and of aldermanic
14 districts under s. 62.08 (1) for the purpose of local elections beginning on January 1
15 of the 2nd year commencing after the year of the census until revised under this
16 section on the basis of the results of the next decennial census of population unless
17 adjusted under sub. (2) (f) 4., (6) (a) or (7), or unless ~~adjusted, as a matter of statewide~~
18 ~~concern, in the enactment of~~ a division is required to effect an act of the legislature
19 redistricting legislative districts under article IV, section 3, of the constitution ~~on the~~
20 ~~basis of the most recent decennial census of population~~ or redistricting congressional
21 districts. The populations of wards under each decennial ward division shall be
22 determined on the basis of the federal decennial census and any official corrections
23 to the census issued on or before the date of adoption of the division ordinance or
24 resolution to reflect the correct populations of the municipality and the blocks within
25 the municipality on April 1 of the year of the census.

SENATE BILL 150**SECTION 4**

1 **SECTION 4.** 5.15 (2) (b) (intro.) of the statutes is created to read:

2 5.15 **(2)** (b) (intro.) Except for wards created to effect an act of the legislature
3 redistricting legislative districts under article IV, section 3, of the constitution or
4 redistricting congressional districts and except as authorized under pars. (bm), (c),
5 (e), and (f) and sub. (7), wards shall contain the following numbers of inhabitants:

6 **SECTION 5.** 5.15 (2) (bm) of the statutes is amended to read:

7 5.15 **(2)** (bm) Every city electing the members of its common council from
8 aldermanic districts shall assemble the blocks wholly or partially contained within
9 the city into wards that will enable the creation of aldermanic districts that are
10 substantially equal in population. If a block is partly contained within the city, the
11 city shall divide the block to form a ward containing the portion of the block that lies
12 within the city.

13 **SECTION 6.** 5.15 (2) (e) and (f) (intro.) of the statutes are amended to read:

14 5.15 **(2)** (e) ~~Notwithstanding par. (b),~~ If territory is detached from a city,
15 village or town after ~~adoption of a decennial ward plan~~ April 1 of the year of the
16 federal decennial census, and the remaining portion of the ward to which it was
17 attached falls below the prescribed minimum population for the applicable range,
18 the remaining portion of the population may be constituted a ward by itself.

19 (f) (intro.) ~~Notwithstanding par. (b),~~ Any city, village or town may establish
20 a ward below the prescribed minimum population for the applicable range whenever
21 the proposed ward is established under par. (a), (d) or (e) or whenever the proposed
22 ward contains solely:

23 **SECTION 7.** 5.15 (2) (f) 4. of the statutes is amended to read:

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1 5.15 (2) (f) 4. New territory which becomes a part of a city, village or town after
2 the adoption of a decennial ward plan April 1 of the year of the federal decennial
3 census.

4 **SECTION 8.** 5.15 (2) (g) of the statutes is amended to read:

5 5.15 (2) (g) If a block is affected by an annexation or detachment which
6 establishes a municipal boundary that subdivides the block, the municipalities in
7 which the block is contained shall incorporate only the portion of the block contained
8 within their boundaries in their ~~ward plans~~ division ordinances or resolutions.

9 **SECTION 9.** 5.15 (4) of the statutes is amended to read:

10 5.15 (4) (a) ~~The~~ Except as provided in par. (c), the division ordinance or
11 resolution shall number all wards in the municipality ~~in~~ with unique whole numbers
12 in consecutive order, beginning with the number one, shall designate the polling
13 place for each ward, and shall describe the boundaries of each ward consistent with
14 the conventions set forth in s. 4.003. The ordinance or resolution shall be
15 accompanied by a list of the block numbers used by the U.S. bureau of the census that
16 are wholly or partly contained within each ward, with any block numbers partly
17 contained within a ward identified, and a map of the municipality which illustrates
18 the revised ward boundaries. If the legislature, in an act redistricting legislative
19 districts under article IV, section 3, of the constitution, or in redistricting
20 congressional districts, establishes a district boundary within a municipality that
21 does not coincide with the boundary of a ward established under the ordinance or
22 resolution of the municipality, the municipal governing body shall, no later than May
23 15 of the 2nd year following the year of the federal decennial census on which the act
24 is based, amend the ordinance or resolution to the extent required to effect the act.
25 The amended ordinance or resolution shall designate the polling place for any ward

SENATE BILL 150**SECTION 9**

1 that is created to effect the legislative act. Nothing in this paragraph shall be
2 construed to compel a county or city to alter or redraw supervisory or aldermanic
3 districts.

4 (b) Within 5 days after adoption or enactment of an ordinance or resolution
5 under this section or any amendment thereto, the municipal clerk shall transmit one
6 copy of the ordinance or resolution or the amendment to the county clerk of each
7 county in which the municipality is contained, accompanied by the list and map
8 specified in par. (a). If the population of the municipality exceeds 10,000, the
9 municipal clerk shall furnish one copy to the legislative reference bureau at the same
10 time. Each copy shall identify the name of the municipality and the county or
11 counties in which it is located.

12 **SECTION 9m.** 5.15 (4) (c) of the statutes is created to read:

13 5.15 (4) (c) Wards that are created to effect an act of the legislature redistricting
14 legislative districts or congressional districts and wards authorized under sub. (2)
15 (bm), (c), (e), or (f) or (7) may be numbered with a combination of whole numbers and
16 letters.

17 **SECTION 10.** 5.15 (6) (a) of the statutes is amended to read:

18 5.15 (6) (a) Following any municipality-wide special federal census of
19 population, the governing body of the municipality in which the special census was
20 held may, by ordinance or resolution, adjust the ward boundaries, but no ward line
21 adjustment may cross the boundary of ~~an~~ a congressional, assembly, or supervisory
22 district. The municipal clerk shall transmit copies of the ordinance or resolution in
23 compliance with sub. (4) (b).

24 **SECTION 11.** 5.15 (7) of the statutes is amended to read:

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1 5.15 (7) If a new town is created or if part of a town is annexed to a city or village
2 during a decennial period after ~~the period for ward adjustments under sub. (1) (b)~~
3 April 1 of the year of the federal decennial census, the town board of any town to
4 which territory is attached or from which territory is detached, without regard to the
5 time provisions of sub. (1) (b), may, by ordinance or resolution, create new wards or
6 adjust the existing wards in that town, but no to the extent required to reflect the
7 change. If a municipality is consolidated with another municipality during a
8 decennial period after April 1 of the year of the federal decennial census, the
9 governing body of the consolidated municipality, without regard to the time
10 provisions under sub. (1) (b), may, by ordinance or resolution, create new wards or
11 adjust the existing wards of the municipality to the extent required to reflect the
12 change. No ward line adjustment under this subsection may cross the boundary of
13 an a congressional, assembly, or supervisory district. The town municipal clerk shall
14 transmit copies of the ordinance or resolution making the adjustment in compliance
15 with sub. (4) (b).

16 **SECTION 12.** 5.18 of the statutes is amended to read:

17 **5.18 Enforcement of division requirement.** If any municipality fails to
18 comply with s. 5.15, the county in which the municipality is located or any elector of
19 the municipality may submit to the circuit court for any county in which the
20 municipality is located within 14 days from the expiration of the 60-day period under
21 s. 5.15 (1) (b) a proposed plan for the division of the municipality into wards in
22 compliance with this section. If the circuit court finds that the existing division of
23 the municipality into wards fails to comply with s. 5.15, it shall review the plan
24 submitted by the petitioner and after reasonable notice to the municipality may
25 promulgate the plan, or any other plan in compliance with s. 5.15, as a temporary

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1 ward plan for the municipality to remain in effect until superseded by a ward plan
2 enacted or adopted by the governing body in compliance with s. 5.15.

3 **SECTION 13.** 59.10 (2) (a) of the statutes is amended to read:

4 59.10 **(2)** (a) *Composition; supervisory districts.* Within 60 days after the
5 population count by census block, established in the decennial federal census of
6 population, and maps showing the location and numbering of census blocks become
7 available in printed form from the federal government or are published for
8 distribution by an agency of this state, but no later than July 1 following the year of
9 each decennial census, the board shall adopt and transmit to the governing body of
10 each city and village wholly or partially contained within the county a tentative
11 county supervisory district plan to be considered by the cities and villages when
12 dividing into wards. The tentative plan shall specify the number of supervisors to
13 be elected and shall divide the county into a number of districts equal to the number
14 of supervisors, with each district substantially equal in population and consisting of
15 contiguous whole wards or municipalities, except as authorized in sub. (3) (b) 2.
16 Except as otherwise provided in this paragraph, the board shall develop and adopt
17 the tentative plan in accordance with sub. (3) (b) 1. The tentative plan shall not
18 include provision for division of any census block, as utilized by the U.S. bureau of
19 the census in the most recent federal decennial census, unless the block is bisected
20 by a municipal boundary or unless a division is required to enable creation of
21 supervisory districts that are substantially equal in population. The board shall
22 adopt a final plan by enacting an ordinance in accordance with sub. (3) (b) 2. to 4.
23 Changes to the final plan shall be governed by par. (d) and sub. (3) (c).

24 **SECTION 14.** 59.10 (2) (d) of the statutes is amended to read:

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1 59.10 (2) (d) *Changes during decade.* 1. ‘Number of supervisors; redistricting.’
2 The board may, not more than once prior to November 15, 2010, decrease the number
3 of supervisors after the enactment of a supervisory district plan under par. (a). In
4 that case, the board shall redistrict, readjust, and change the boundaries of
5 supervisory districts, so that the number of districts equals the number of
6 supervisors, the districts are substantially equal in population according to the most
7 recent countywide federal census, the districts are in as compact a form as possible,
8 and the districts consist of contiguous municipalities or contiguous whole wards in
9 existence at the time at which the amended redistricting plan is adopted, except as
10 authorized in sub. (3) (b) 2. In the ~~redistricting~~ amended plan, the board shall adhere
11 to the requirements under sub. (3) (b) 2. with regard to contiguity and shall, to the
12 extent possible, place whole contiguous municipalities or contiguous parts of the
13 same municipality within the same district. In ~~redistricting under this subdivision~~
14 the amended plan, the original numbers of the districts in their geographic outlines,
15 to the extent possible, shall be retained. The chairperson of the board shall file a
16 certified copy of any ~~redistricting~~ amended plan adopted under this subdivision with
17 the secretary of state.

18 2. ‘Election; term.’ Any ~~redistricting~~ amended plan enacted under subd. 1.
19 becomes effective on the first November 15 following its enactment, and first applies
20 to the spring election following the plan’s effective date. Any ~~redistricting~~ amended
21 plan enacted under subd. 1. shall remain in effect until the effective date of a
22 redistricting plan subsequently enacted under par. (a). Supervisors elected from the
23 districts created under subd. 1. shall serve for 4-year terms and shall take office on
24 the 3rd Monday in April following their election.

25 **SECTION 15.** 59.10 (3) (b) 1. of the statutes is amended to read:

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1 59.10 (3) (b) 1. Within 60 days after the population count by census block,
2 established in the decennial federal census of population, and maps showing the
3 location and numbering of census blocks become available in printed form from the
4 federal government or are published for distribution by an agency of this state, but
5 no later than July 1 following the year of each decennial census, each board shall
6 propose a tentative county supervisory district plan setting forth the number of
7 supervisory districts proposed by the board and tentative boundaries or a description
8 of boundary requirements, hold a public hearing on the proposed plan and adopt a
9 tentative plan. The proposed plan may be amended after the public hearing. The
10 tentative plan shall divide the county into a number of districts equal to the number
11 of supervisors, with each district substantially equal in population. The board shall
12 solicit suggestions from municipalities concerning the development of an
13 appropriate plan. ~~The board shall transmit to each municipal governing body in the~~
14 ~~county the tentative plan that is adopted. Each~~ Except as authorized in this
15 subdivision, each district shall consist of whole wards or municipalities. ~~Each~~
16 ~~district shall be designated to be represented by one supervisor, and all districts shall~~
17 ~~be substantially equal in population.~~ Territory within each supervisory district to
18 be created under the tentative plan shall be contiguous, except as authorized in subd.
19 2. In the tentative plan, the board shall, whenever possible, place whole contiguous
20 municipalities or contiguous parts of the same municipality within the same district.
21 If the division of a municipality is sought by the board, the board shall provide with
22 the plan a written statement to the municipality affected by each proposed division
23 specifying the approximate location of the territory from which a ward is sought to
24 be created for contiguity purposes and the approximate population of the ward
25 proposed to effectuate the division. The tentative plan shall not include provision for

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1 division of any census block unless the block is bisected by a municipal boundary or
2 unless a division is required to enable creation of supervisory districts that are
3 substantially equal in population. The board shall transmit a copy of the tentative
4 plan that is adopted to each municipal governing body in the county.

5 **SECTION 16.** 59.10 (3) (b) 2. of the statutes is amended to read:

6 59.10 (3) (b) 2. Within 60 days after every municipality in the county adjusts
7 its wards under s. 5.15, the board shall hold a public hearing and shall then adopt
8 a final supervisory district plan, numbering each district. ~~Wards~~ Territory within
9 each supervisory district created by the plan shall be contiguous, except that one or
10 more wards located within a city or village which is wholly surrounded by another
11 city or water, or both, may be combined with one or more noncontiguous wards, or
12 one or more wards ~~or portions of wards~~ consisting of island territory as defined in s.
13 5.15 (2) (f) 3. may be combined with one or more noncontiguous wards ~~or portions of~~
14 ~~wards~~ within the same municipality, to form a supervisory district.

15 **SECTION 17.** 59.10 (3) (b) 3. of the statutes is created to read:

16 59.10 (3) (b) 3. The populations of supervisory districts under the tentative
17 plan shall be determined on the basis of the federal decennial census and any official
18 corrections to the census issued on or before the date that the tentative plan is
19 adopted to reflect the correct population of the county and municipalities and blocks
20 within the county on April 1 of the year of the census. The populations of supervisory
21 districts under the final plan shall be determined on the basis of the federal decennial
22 census and any official corrections to the census to reflect the correct populations of
23 the county and the municipalities and blocks within the county on April 1 of the year
24 of the census, if the corrections as they affect any municipality are issued prior to

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1 division of the municipality into wards under s. 5.15, or if a municipality is not
2 divided into wards, prior to adoption of the final plan.

3 **SECTION 18.** 59.10 (3) (b) 4. of the statutes is amended to read:

4 59.10 (3) (b) 4. The chairperson of the board shall file a certified copy of the final
5 districting plan with the secretary of state. Unless otherwise ordered under sub. (6),
6 a plan enacted and filed under this paragraph, together with any authorized
7 amendment that is enacted and filed under this section, remains in effect until the
8 plan is superseded by a subsequent plan enacted under this subsection and a
9 certified copy of that plan is filed with the secretary of state.

10 **SECTION 19.** 59.10 (3) (c) of the statutes is renumbered 59.10 (3) (c) 1. and
11 amended to read:

12 59.10 (3) (c) 1. After the enactment of a plan of supervisory districts under par.
13 (b), the board may amend the plan to reflect a municipal incorporation, annexation,
14 detachment or consolidation ~~may serve as a basis for altering between federal~~
15 ~~decennial censuses the boundaries of supervisory districts, in the discretion of the~~
16 ~~board.~~ The number of supervisory districts in the county shall not be changed by any
17 action under this paragraph. ~~Any plan of county supervisory districts enacted under~~
18 ~~par. (b) may be amended under this paragraph but shall remain in effect as amended~~
19 ~~until superseded by another plan enacted by the board under par. (b) and filed~~
20 subdivision.

21 4. The chairperson of the board shall file a certified copy of any amended plan
22 under this paragraph with the secretary of state.

23 **SECTION 20.** 59.10 (3) (c) 2. and 3. of the statutes are created to read:

24 59.10 (3) (c) 2. Within 60 days after enactment or adoption of a revised division
25 ordinance or resolution under s. 5.15 (4) (a), the board shall amend the county

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1 supervisory district plan under par. (b) to reflect any renumbering of the wards
2 specified in the plan.

3 3. The districts under the amended plan shall be substantially equal in
4 population according to the most recent countywide federal census and shall be in
5 as compact a form as possible. The board shall adhere to the requirements of par.
6 (b) 2. with regard to contiguity and shall, to the extent possible, place whole
7 contiguous municipalities or contiguous parts of the same municipality within the
8 same district. In the amended plan, the original numbers of the districts in their
9 geographic outlines, to the extent possible, shall be retained. An amended plan
10 becomes effective on the first November 15 following its enactment.

11 **SECTION 21.** 59.10 (3) (cm) 1. of the statutes is amended to read:

12 59.10 (3) (cm) 1. ‘Number of supervisors; redistricting.’ Except as provided in
13 subd. 3., following the enactment of a decennial supervisory district plan under par.
14 (b), the board may decrease the number of supervisors. In that case, the board shall
15 redistrict, readjust, and change the boundaries of supervisory districts, so that the
16 number of districts equals the number of supervisors, the districts are substantially
17 equal in population according to the most recent countywide federal census, the
18 districts are in as compact a form as possible, and the districts consist of contiguous
19 municipalities or contiguous whole wards in existence at the time at which the
20 redistricting plan is adopted, except as authorized in par. (b) 1. In the redistricting
21 plan, the board shall adhere to the requirements under par. (b) 2. with regard to
22 contiguity and shall, to the extent possible, place whole contiguous municipalities or
23 contiguous parts of the same municipality within the same district. In redistricting
24 under this subdivision, the original numbers of the districts in their geographic
25 outlines, to the extent possible, shall be retained. No plan may be enacted under this

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1 subdivision during review of the sufficiency of a petition filed under subd. 2. nor after
2 a referendum is scheduled on such a petition. However, if the electors of the county
3 reject a change in the number of supervisory districts under subd. 2., the board may
4 then take action under this subdivision except as provided in subd. 3. The county
5 clerk shall file a certified copy of any redistricting plan enacted under this
6 subdivision with the secretary of state.

7 **SECTION 22.** 59.10 (6) of the statutes is amended to read:

8 59.10 **(6)** ENFORCEMENT OF DIVISION REQUIREMENT. If a county fails to comply
9 with sub. (2) (a) or (3) (b), any municipality located in whole or in part within the
10 county or any elector of the county may submit to the circuit court for the county
11 within 14 days from the expiration of either 60–day period under sub. (2) (a) or (3)
12 (b) a proposed tentative supervisory district plan or a final plan for creation of
13 supervisory districts in compliance with this section. If the court finds that the
14 existing division of the county into supervisory districts fails to comply with this
15 section, it shall review the plan submitted by the petitioner and after reasonable
16 notice to the county may promulgate the plan, or any other plan in compliance with
17 this section, ~~as a temporary supervisory district~~ and the plan shall be in effect until
18 superseded by a districting plan adopted by the board in compliance with this
19 section.

20 **SECTION 23.** 62.08 (1) of the statutes is amended to read:

21 62.08 **(1)** Within 60 days after the wards have been readjusted under s. 5.15
22 (1) and (2) the common council of every city, including ~~any~~ every 1st class ~~of the~~
23 ~~first class~~, shall redistrict the boundaries of its aldermanic districts, by an ordinance
24 introduced at a regular meeting of the council, published as a class 2 notice, under
25 ch. 985, and thereafter adopted by a majority vote of all the members of the council,

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1 so that all aldermanic districts are as compact in area as possible and contain, as
2 nearly as practicable by combining contiguous whole wards, an equal number of
3 inhabitants according to the most recent decennial federal census of population.
4 Territory within each aldermanic district to be created under the plan shall be
5 contiguous, except that territory within the city that is wholly surrounded by another
6 city or water, or both, may be combined with noncontiguous territory, or island
7 territory, as defined in s. 5.15 (2) (f) 3., may be combined with noncontiguous territory
8 within the same municipality to form an aldermanic district. The aldermanic district
9 plan shall not include provision for division of any census block unless the block is
10 bisected by a municipal boundary or the division is made as required under s. 5.15
11 (2) (c). The populations of the aldermanic districts shall be determined on the basis
12 of the federal decennial census and any official corrections to the census to reflect the
13 correct populations of the municipality and the blocks within the municipality on
14 April 1 of the year of the census, if the corrections are issued prior to division of the
15 municipality into wards under s. 5.15. Within 60 days after enactment or adoption
16 of a revised division ordinance or resolution under s. 5.15 (4) (a), the common council
17 shall amend the aldermanic district plan to reflect any renumbering of the wards
18 specified in the plan.

19 **SECTION 24.** 62.08 (2) of the statutes is amended to read:

20 62.08 (2) If territory becomes a part of any city after adoption of the ordinance
21 under sub. (1) April 1 of the year of the federal decennial census, the limitations of
22 s. 5.15 relating to population or area do not apply to the creation of new wards in the
23 attached territory, or to the addition of the territory to an existing ward, but no ward
24 line adjustment may cross the boundary of an a congressional, assembly, or
25 supervisory district.

SENATE BILL 150**SECTION 25**

1 **SECTION 25.** 62.08 (4m) of the statutes is amended to read:

2 62.08 **(4m)** If in a city that is solely contained within one county the aldermanic
3 districts are coterminous with the supervisory districts of the county and the county
4 board decreases the number of supervisors in the county after enactment of a
5 redistricting plan under s. 59.10 (3) (cm), the common council of the city may, by a
6 majority vote of all of the members of the council, no later than November 15
7 immediately preceding the expiration of the terms of office of members of the council,
8 decrease the number of aldermanic districts and the corresponding number of
9 members of the council in the city to maintain coterminous boundaries between the
10 aldermanic and supervisory districts and may change the expiration date of the term
11 of any council member to an earlier date than the date provided under the current
12 ordinance if required to implement the redistricting or to maintain classes of
13 members. Any amended aldermanic district plan that is adopted under this
14 subsection is subject to the same procedures and requirements that apply to
15 decennial plans adopted under sub. (1).

16 **SECTION 27.** 119.08 (1) (b) of the statutes is amended to read:

17 119.08 **(1)** (b) Within 60 days after the common council of the city enacts an
18 ordinance determining or adopts a resolution adjusting the boundaries of the
19 ~~aldermanic districts~~ wards in the city following the federal decennial census under
20 s. ~~62.08~~ 5.15 (1) and (2), the board shall, by vote of a majority of the membership of
21 the board, adopt an election district apportionment plan for the election of board
22 members which shall be effective until the city enacts a new ordinance under s. 62.08
23 (1) ~~redetermining the aldermanic district boundaries~~ adjusting the boundaries of its
24 wards under s. 5.15 (1) and (2).

25 **SECTION 28.** 751.035 of the statutes is created to read:

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1 **751.035 Assignment to a judicial panel; appeals. (1)** Upon receiving
2 notice under s. 801.50 (4m), the supreme court shall appoint a panel consisting of 3
3 circuit court judges to hear the matter. The supreme court shall choose one judge
4 from each of 3 circuits and shall assign one of the circuits as the venue for all hearings
5 and filings in the matter.

6 **(2)** Notwithstanding s. 801.58, no party may move for substitution of any
7 circuit court judge assigned under this section.

8 **(3)** An appeal from any order or decision issued by the panel assigned pursuant
9 to sub. (1) may be heard by the supreme court and may not be heard by a court of
10 appeals for any district.

11 **SECTION 29.** 801.50 (4m) of the statutes is created to read:

12 **801.50 (4m)** Venue of an action to challenge the apportionment of any
13 congressional or state legislative district shall be as provided in s. 751.035. Not more
14 than 5 days after an action to challenge the apportionment of a congressional or state
15 legislative district is filed, the clerk of courts for the county where the action is filed
16 shall notify the clerk of the supreme court of the filing.

17 **SECTION 30. Initial applicability.**

18 **(2)** The treatment of section 5.15 (1) (b) of the statutes first applies retroactively
19 to wards adjusted in response to the 2010 federal decennial census of population.

20

(END)