

No. 598, A.]

[Published July 19, 1955.]

CHAPTER 384

AN ACT to amend 5.04 (1), (2) and (3) and 6.21 (3) (a); and to repeal and recreate 6.10 and 6.11 of the statutes, relating to publication of election notices.

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

SECTION 1. 5.04 (1), (2) and (3) of the statutes are amended to read:

5.04 (1) * * * *On or before June 1* before the time of holding * * * a September primary, the secretary of state shall prepare and transmit to each county clerk, a notice in writing designating the offices for which candidates are to be nominated at such primary and elected at the subsequent general election. *Such notice shall include the final date for filing nomination papers and shall be published in the official state paper once each week for 3 consecutive weeks before the second Tuesday in July of the year in which such primary and election are to be held.*

(2) Upon receipt of such notice the county clerk shall immediately prepare under his hand and official seal a similar notice containing so much of the notice received from the secretary of state as may be applicable to his county. He shall also specify the county offices for which candidates are to be nominated at such primary, and * * * *cause the same to be published*, as provided in s. 6.82. *Commencing not later than the third Friday before the second Tuesday in July, such notice shall be published once each week for 3 consecutive weeks.* In all counties having a population of 500,000 or more such notice shall be published once each week for 2 consecutive weeks, as provided in s. 6.82.

(3) * * * The county clerk shall cause to be printed on heavy paper, suitable for posting, copies of the notice thus prepared and immediately forward to each city, village, and town clerk within his county a sufficient number of copies for the purposes hereinafter specified. At the bottom of such notice shall be printed a form to be executed by the local clerk specifying the place where the primary will be held and the hours at which the polls will be opened and closed in the precinct in which such notices are posted. * * * *At least 20 days prior to the primary*, the city, village or town clerk shall complete such notices and cause them to be posted in 5 conspicuous places in each election district or precinct, and either file or post another copy in his office. At the request of the city clerk police officers shall post said notices as he shall direct. It shall be the duty of the town, city or village clerk to see that such notices are received and correctly posted.

SECTION 2. 6.10 and 6.11 of the statutes are repealed and recreated to read:

6.10 ELECTION NOTICE BY SECRETARY OF STATE. (1) The notices of the secretary of state and county clerk of the general election to be held on the Tuesday next succeeding the first Monday in November, except the notice of the election of electors for president and vice president, shall be combined with the primary election notice and shall be published in accordance with s. 5.04. The secretary of state, not later than the last Friday of September in each year in which electors of president and vice president are to be elected, shall prepare a notice in writing, including the full text of any constitutional amendment or other question to

be submitted to the electors of the state for a popular vote. The secretary of state shall append to each such constitutional amendment or other question to be submitted to the people a brief statement of the change that will be made in the constitution or the existing laws if such amendment or other question so submitted shall be ratified or approved by the people at such election. Such statement shall contain no arguments for or against any such amendment or other question so submitted. Every constitutional amendment which does not expressly prescribe the time when it takes effect shall be effective as of the date of the certificate of the board of state canvassers showing the results of the vote cast for such constitutional amendment. Such notices shall be published in the official state paper once each week for 3 consecutive weeks prior to the election.

(2) The secretary of state shall not later than the last Friday of September transmit by mail a like notice to the county clerk of each county.

6.11 ELECTION NOTICE BY COUNTY CLERK. (1) The county clerk upon receipt of the notice from the secretary of state shall include therein any county referenda questions, if there be any, and cause the same to be published at the same time of publishing the facsimile ballot notice required by s. 6.21.

(2) The county clerk shall immediately transmit 2 or more copies of such notice to every town, city and village clerk of his county.

SECTION 3. 6.21 (3) (a) of the statutes is amended to read:

6.21 (3) (a) Such publication shall be made * * * *3 times* in daily or weekly newspapers in counties or cities having such, one of which publications in daily papers shall be on the publication day preceding the election and the other * * * *2 publications once each week* previously, and when published in a weekly paper the dates shall be designated by the county clerk.

Approved July 14, 1955.
