

(2) Establishment of lake districts by towns under this section shall conform to the procedures of ss. 33.25 and 33.26 except that the town clerk shall perform the functions of the county clerk and the town board shall perform the functions of the county board and in addition shall hold the hearing.

(3) Districts ~~created~~ established by towns municipalities under this section may adopt the form of governance provided under s. 33.28 by petition to the town board governing body of the municipality. Upon presentation of a petition requesting the change and signed by at least 20% of the property owners within the district, ~~the town board shall direct that the change shall become effective at the time of the next annual meeting, and governing body of the municipality shall provide for the necessary election of commissioners at that time.~~ The election shall be held by secret ballot at the next annual meeting of the district and the change becomes effective at that time unless a challenge to the results of that election is initiated in circuit court within 14 days after the election. The court shall stay the change pending the decision on the challenge.

SECTION 2. 33.28 (2) of the statutes is amended to read:

33.28 (2) The board of commissioners shall consist of ~~a;~~

(a) One person appointed by the county board who is a supervisor of the county soil and water conservation district or is nominated by the supervisors of the soil and water conservation district and appointed by the county board,~~a;~~

(b) One member of the governing body of the town, village or city within which the largest portion by valuation of the district lies, appointed by the governing body and owning property within the district if possible;~~and 3~~

(c) Three electors or owners of property within the district elected by secret ballot by the qualified electors and property owners within the district, for staggered 3-year terms. At least one of the elected commissioners shall be a resident of the district.

SECTION 3. 33.30 (3) (a) of the statutes is amended to read:

33.30 (3) (a) Elect by secret ballot one or more commissioners to fill vacancies in the district board;

1981 Assembly Bill 267

Date published: July 25, 1981

CHAPTER 19 , Laws of 1981

AN ACT to create 30.196 of the statutes, relating to permits for enclosing navigable waters.

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

SECTION 1. 30.196 of the statutes is created to read:

30.196 Enclosure of navigable waters; issuance of permits to municipalities. A municipality may enclose navigable waters or direct, place or restrict navigable waters into an enclosed drain, conduit, storm sewer or similar structure if the department grants the municipality a permit. The department may grant this permit to a municipality after following the notice and hearing requirements under s. 31.06 if it finds that granting the permit:

(1) Is in the public interest;

- (2) Will not violate public rights; and
- (3) Will not endanger life, health or property.

1981 Assembly Bill 66

Date published: July 30, 1981

SECTION NOT VETOED PUBLISHED: October 16, 1981

CHAPTER 20 , Laws of 1981
(Vetoed in Part)

AN ACT to amend and revise chapter 20 of the statutes, and to make diverse other changes in the statutes, relating to state finances and appropriations, constituting the executive budget bill of the 1981 legislature, and making appropriations.

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

SECTION 1b. 5.35 (2) of the statutes is amended to read:

5.35 (2) VOTING BOOTHS. There shall be one voting booth for every 200 electors who voted at the last general election. The booths shall ~~be constructed at least 24 inches on a side,~~ have a shelf surface on which to write on or work and be sufficiently enclosed to assure privacy for the elector and anyone lawfully assisting the elector while marking, punching or labeling the elector's ballot.

SECTION 1c. 5.58 (3) of the statutes is amended to read:

5.58 (3) NAMES ON SPRING BALLOT. Only 2 candidates for state superintendent, for any judicial office, for any elected seat on a metropolitan sewerage commission, and in counties over 500,000 population only 2 candidates for member of the board of supervisors within each district, in 1st class cities only 2 candidates for any at-large seat and any combined aldermanic district seat as are to be elected to the board of school directors, and in counties over 500,000 population only 2 candidates for a member of the county board of supervisors in school districts electing school board members to numbered seats, or pursuant to an apportionment plan or district representation plan, only 2 school board candidates for each numbered seat or within each district, and twice as many candidates as are to be elected members of ~~the board of education~~ other school boards or other elective officers receiving the highest number of votes at the primary shall be nominees for the office at the spring election. Only their names shall appear on the official spring ballot.

SECTION 2c. 11.25 (3) of the statutes is amended to read:

11.25 (3) No moneys solicited for political purposes and reported under this chapter may be invested for the purpose of producing income unless the investment is in direct obligations of the United States and of agencies and corporations wholly owned by the United States, commercial paper maturing within one year from the date of investment, preferred shares of a corporation ~~or,~~ an interest-bearing account at any financial institution as defined in s. 705.01 (3) or securities of an investment company registered under the federal investment company act of 1940 (15 USC 80a) and registered for public offer and sale in this state of the type commonly referred to as a "money market fund".

SECTION 2e. 13.09 (2) of the statutes is repealed.

SECTION 2m. 13.09 (4) of the statutes is created to read: