



1 city, village or town is empowered to declare, by ordinance or resolution, an emergency  
2 existing within the county, city, village or town whenever conditions arise by reason of war,  
3 conflagration, flood, heavy snow storm, blizzard, catastrophe, disaster, riot or civil  
4 commotion, acts of God, and including conditions, without limitation because of enumeration,  
5 which impair transportation, food or fuel supplies, medical care, fire, health or police  
6 protection or other vital facilities of the county, city, village or town. The period of the  
7 emergency shall be limited by the ordinance or resolution to the time during which the  
8 emergency conditions exist or are likely to exist.

9 (2) The emergency power of the governing body conferred under sub. (1) includes the  
10 general authority to order, by ordinance or resolution, whatever is necessary and expedient for  
11 the health, safety, welfare and good order of the county, city, village or town in the emergency  
12 and includes without limitation because of enumeration the power to bar, restrict or remove  
13 all unnecessary traffic, both vehicular and pedestrian, from the local highways,  
14 notwithstanding any provision of chs. 341 to 349 or any other provisions of law. The  
15 governing body of the county, city, village or town may provide penalties for violation of any  
16 emergency ordinance or resolution not to exceed a \$100 forfeiture or, in default of payment  
17 of the forfeiture, 6 months' imprisonment for each separate offense.

18 (2m) If the governing body of a county, city, village, or town declares an emergency  
19 under sub. (1) and intends to make use of behavioral health providers, health care providers,  
20 pupil services providers, or substance abuse prevention providers, as specified in s. 250.042  
21 (4), the governing body or its agent shall, as soon as possible, notify the department of health  
22 and family services of this intent.

23 (3) If, because of the emergency conditions, the governing body of the county, city,  
24 village or town is unable to meet with promptness, the chief executive officer or acting chief

1 executive officer of any county, city, village or town shall exercise by proclamation all of the  
2 powers conferred upon the governing body under sub. (1) or (2) which within the discretion  
3 of the officer appear necessary and expedient for the purposes herein set forth. The  
4 proclamation shall be subject to ratification, alteration, modification or repeal by the  
5 governing body as soon as that body can meet, but the subsequent action taken by the  
6 governing body shall not affect the prior validity of the proclamation.

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**(END)**