No. 43, A.]   [Published June 24, 1959.

CHAPTER 116

AN ACT to amend 5.27 (4) (a) and (6) ; and to create 5.27 (7) of the statutes, relating to town and village primaries.

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

SECTION 1. 5.27 (4) (a) and (6) of the statutes are amended to read:

5.27 (4) (a) In towns in counties containing cities of the first or second class where by a referendum vote the electors have so provided or in any town containing a population of 2,500 or more, where the electors have so provided either by referendum vote or at the town meeting, every candidate for an elective town office shall be nominated at a nonpartisan primary * * * *as provided in sub. (7).* Nomination papers shall be signed by not less than 2 per cent nor more than 5 per cent of the electors voting for governor at the last preceding general election; notices shall be given as in s. 5.04 (4). Such nomination papers shall be filed in the office of the town clerk not less than 20 days before the date upon which said primary is to be held and not later than 5 p.m. central standard time on said last day for filing.

(6) Any village may provide pursuant to s. 66.01 that candidates for elective village offices shall be nominated by a nonpartisan primary * * * *as provided in sub. (7)* ; nomination papers shall be signed by electors not less than 3 per cent of the number of electors voting therein for governor at the last preceding general election, but not less than 15 voters, and shall be filed with the village clerk not less than 20 days before such primary, not later than 5 p.m. on said last day. In such event no additional candidates may be nominated for such offices by the method provided by subs. (1) and (2).

SECTION 2. 5.27 (7) of the statutes is created to read:

5.27 (7) If the number of candidates for any elective town or village office, in towns and villages adopting the provisions of holding a primary for the purpose of nominating candidates as provided in subs. (4) (a)

and (6), does not exceed 2 times the number to be elected to such office, no primary shall be held for such office and the names of such candidates shall be printed upon the official ballot for the ensuing election. If nomination papers propose 5 or more candidates for the 2 offices of supervisor, when elected jointly pursuant to s. 10.52 (2), in any town adopting the provisons of holding a primary for the purpose of nominating candidates as provided in sub. (4) (a), no person's name shall be placed on the ballot for the spring election unless he is nominated at a spring primary.

Approved June 17, 1959.

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