

# State of Wisconsin



2021 Senate Bill 52

Date of enactment: **May 21, 2021**  
Date of publication\*: **May 22, 2021**

## 2021 WISCONSIN ACT 33

**AN ACT to create** 8.05 (1) (j) 2m., 8.10 (2) (am), 8.15 (1m), 8.20 (8) (ae) and 120.06 (6) (b) 3m. of the statutes;  
**relating to:** public notice of noncandidacy for incumbent local elected officials.

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

**SECTION 1.** 8.05 (1) (j) 2m. of the statutes is created to read:

8.05 (1) (j) 2m. If, under subd. 2., an incumbent files written notification that the incumbent is not a candidate for reelection to his or her office or fails to file a declaration of candidacy within the time prescribed by this paragraph, the officer or body with whom the declaration of candidacy is required to be filed shall promptly provide public notice of that fact on the officer's or body's Internet site or, if the officer or body does not maintain an Internet site, by posting notices in at least 3 different locations within the jurisdiction that the officer or body serves.

**SECTION 2.** 8.10 (2) (am) of the statutes is created to read:

8.10 (2) (am) If, under par. (a), an incumbent holding local office files written notification that the incumbent is not a candidate for reelection to his or her office or fails to file a declaration of candidacy within the time prescribed in par. (a), the officer or body with whom the declaration of candidacy is required to be filed shall promptly provide public notice of that fact on the officer's or body's Internet site or, if the officer or body does not maintain an Internet site, by posting notices in at least

3 different locations within the jurisdiction that the officer or body serves.

**SECTION 3.** 8.15 (1m) of the statutes is created to read:

8.15 (1m) If, under sub. (1), an incumbent holding local office files written notification that the incumbent is not a candidate for reelection to his or her office or fails to file a declaration of candidacy within the time prescribed in sub. (1), the officer or body with whom the declaration of candidacy is required to be filed shall promptly provide public notice of that fact on the officer's or body's Internet site or, if the officer or body does not maintain an Internet site, by posting notices in at least 3 different locations within the jurisdiction that the officer or body serves.

**SECTION 4.** 8.20 (8) (ae) of the statutes is created to read:

8.20 (8) (ae) If, under par. (a), an incumbent holding local office files written notification that the incumbent is not a candidate for reelection to his or her office or fails to file a declaration of candidacy within the time prescribed in par. (a), the officer or body with whom the declaration of candidacy is required to be filed shall promptly provide public notice of that fact on the officer's or body's Internet site or, if the officer or body does not maintain an Internet site, by posting notices in at least

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\* Section 991.11, WISCONSIN STATUTES: Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication."

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3 different locations within the jurisdiction that the officer or body serves.

**SECTION 5.** 120.06 (6) (b) 3m. of the statutes is created to read:

120.06 (6) (b) 3m. If, under subd. 3., an incumbent files written notification that the incumbent is not a candidate for reelection to his or her office or fails to file a declaration of candidacy within the time prescribed by

this paragraph, the school district clerk shall promptly provide public notice of that fact on the school district's Internet site or, if the school district does not maintain an Internet site, by posting notices in at least 3 different locations within the school district.

**SECTION 6. Initial applicability.**

(1) This act first applies to the April 5, 2022, election.

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