



State of Wisconsin
2023 - 2024 LEGISLATURE

LRBs0170/1
EVM:amn

**SENATE SUBSTITUTE AMENDMENT 1,
TO SENATE BILL 104**

November 7, 2023 - Offered by Senator TOMCZYK.

1 **AN ACT** *to renumber and amend* 17.16 (10); and *to create* 17.16 (10) (b) of the
2 statutes; **relating to:** eligibility for local office following removal.

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

3 **SECTION 1.** 17.16 (10) of the statutes is renumbered 17.16 (10) (a) and amended
4 to read:

5 17.16 (10) (a) ~~A person lawfully~~ An official who is removed from office shall be
6 is ineligible to appointment or election to fill the vacancy caused by such the removal.

7 **SECTION 2.** 17.16 (10) (b) of the statutes is created to read:

8 17.16 (10) (b) An elected official of a city, village, town, or county who is removed
9 from office for cause under s. 17.09 (1), 17.12 (1) (a), or 17.13 (2) or (2m) using the
10 procedure under this section by an affirmative vote of at least two-thirds of the
11 members of the removing power entitled to participate in the removal proceeding or

1 who resigned from office after written verified charges were filed under sub. (3) and
2 before an order under sub. (8) was issued is ineligible for the elective public office
3 from which the official resigned or was removed. This paragraph does not apply to
4 a sheriff or to a removal proceeding for which the removing power is a single person.

5

(END)