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04/19/2005

1 **AN ACT** *to amend* 7.30 (4) (a), 7.30 (4) (b) 1., 10.66 (2) (d) 1. and 2. and 10.78 (6) (e)
2 of the statutes; **relating to:** the date of appointment and term of office for election
3 officials.

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

JOINT LEGISLATIVE COUNCIL PREFATORY NOTE: This draft was prepared for the joint legislative council's special committee on election law review.

Under current law, election officials are appointed for a 2-year term. The appointments are made in December of each even-numbered year. This draft changes the date that election officials are appointed to December of each odd-numbered year.

The draft has an effective date of January 1, 2006.

4 **SECTION 1.** 7.30 (4) (a) of the statutes is amended to read:
5 7.30 (4) (a) Except in cities where there is a board of election commissioners, the mayor,
6 president or board chairperson of each municipality shall nominate to the governing body no
7 later than their last regular meeting in December of each ~~even-numbered~~ odd-numbered year
8 the necessary election officials for each polling place. If no regular meeting is scheduled, the
9 mayor, president or chairperson shall call a special meeting for the purpose of considering
10 nominations no later than December 31.

COMMENT: 1. The committee will need to consider how to deal with the transition to a new appointment date. Under current law, election officials hold office for 2 years and until their successors are appointed. Thus, as the bill is currently drafted, the election officials who are currently serving a term set to end at the end of 2006 would be held over until 2007, a 3-year term.

2. This draft does not change the term of office for the county and municipal board of canvassers, which begins in January of the even-numbered year.

1 **SECTION 2.** 7.30 (4) (b) 1. of the statutes is amended to read:

2 7.30 (4) (b) 1. In cities where there is a board of election commissioners, the aldermanic
3 district committeemen or committeewomen under s. 8.17 of each of the 2 dominant
4 recognized political parties shall submit a certified list no later than November 30 of each
5 ~~even-numbered~~ odd-numbered year containing the names of at least as many nominees as
6 there are inspectors from that party for each of the voting wards in the aldermanic district. The
7 chairperson may designate any individual whose name is submitted as a first choice nominee.
8 The board of election commissioners shall appoint, no later than December 31 of
9 even-numbered years, at least 5 inspectors for each ward. The board of election
10 commissioners shall appoint all first choice nominees for so long as positions are available,
11 unless nonappointment is authorized under par. (e), and shall appoint other individuals in its
12 discretion. The board of election commissioners may designate such alternates as it deems
13 advisable.

14 **SECTION 3.** 10.66 (2) (d) 1. and 2. of the statutes are amended to read:

15 10.66 (2) (d) 1. At the last meeting of the municipal board of election commissioners
16 in December of ~~even-numbered~~ odd-numbered years in cities of the 1st class, the board of
17 election commissioners appoints election officials for 2-year terms. See s. 7.30 (4) (b) 1.

18 2. At the last meeting of the municipal governing body in December of ~~even-numbered~~
19 off-numbered years, except in cities that have a board of election commissioners, the
20 municipal executive nominates to the governing body the necessary election officials. If no
21 regular meeting is scheduled a special meeting shall be called no later than December 31. See
22 s. 7.30 (4).

23 **SECTION 4.** 10.78 (6) (e) of the statutes is amended to read:

1 10.78 **(6)** (e) *November 30*. No later than November 30 in the ~~even-numbered~~
2 odd-numbered years, the political parties submit their nominees for election officials. See s.
3 7.30 (4) (c).

4 **SECTION 5. Effective date.** This act takes effect on January 1, 2006.

5 **(END)**