

1989 Assembly Bill 487

Date of enactment: **April 19, 1990**

Date of publication*: **May 3, 1990**

1989 WISCONSIN ACT 260

AN ACT to amend 59.455; and to create 59.001 (2m) and 63.03 (2) (sm) of the statutes, relating to: removing the corporation counsel in populous counties from the classified service and formalizing the informal position of deputy corporation counsel.

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

SECTION 1. 59.001 (2m) of the statutes is created to read:

59.001 (2m) "Members-elect" means those members of a governing body of a county, city, village or town, at a particular time, who have been duly elected or appointed for a current regular or unexpired term and whose service has not terminated by death, resignation or removal from office.

SECTION 2. 59.455 of the statutes is amended to read:

59.455 Corporation counsel in special counties. In counties having any county with a population of 500,000 or more there is created the office of corporation counsel, and such assistant deputy corporation counsels, assistants, stenographers and clerks at such salaries as are authorized by the county board of supervisors. The corporation counsel and such deputy and assistant corporation counsels shall be attorneys at law licensed to practice in Wisconsin this state. All of such offices and positions shall be included in the classified civil service of said the county except the corporation counsel, who is in the unclassified service. The corporation counsel shall be chosen appointed by the county board from names certified under civil service rules. Assistant corporation counsels executive, with the concurrence of a majority of the board and shall not serve at the pleasure of the county executive. Any incumbent corporation counsel serving on the effective date of this section ... [revisor inserts date], shall retain that position and title until a new

appointee is confirmed by the board. The corporation counsel may be dismissed at any time by the county executive with the concurrence of a majority of the members-elect of the board. The corporation counsel may also be dismissed at any time by a majority vote of the board. If the county executive vetoes an action by the board to dismiss the corporation counsel, the board may override the veto by a two-thirds vote of the members-elect of the board. The corporation counsel shall appoint deputies, assistants and clerical and stenographic help in said office shall be appointed, under civil service, by the corporation counsel. Assistant Deputy corporation counsels shall have, according to their rank and seniority, the powers and duties of the corporation counsel in his or her absence or disability. The corporation counsel and assistant deputy corporation counsel counsels shall take and file the constitutional oath of office. All persons now occupying in any county the position of corporation counsel and assistant corporation counsels, as well as assistants, stenographers and clerks in said office, by virtue of regular appointment under civil service, who have been in the employ of such county for one year or more prior to May 17, 1957 or who have been in the employ of the county less than one year but by virtue of civil service examination received appointment, shall retain such offices and positions and be deemed regularly appointed thereto under this section and subject to suspension, demotion or discharge under the civil service laws, ordinances and rules and regulations applicable in the county.

SECTION 3. 63.03 (2) (sm) of the statutes is created to read:

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63.03 (2) (sm) Corporation counsel in any county
with a population of 500,000 or more.

SECTION 4. Effective date. This act takes effect on
the first day of the 3rd month beginning after publication.
