

No. 547, A.]

[Published August 7, 1951.]

CHAPTER 664.

AN ACT to amend 40.303 (8) (a) of the statutes, relating to the authority of a city council to order a referendum election on matters ordered by the county school committee.

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

40.303 (8) (a) of the statutes is amended to read:

40.303 (8) (a) If within 30 days after the date of issuance of any order of the county school committee creating, altering, consolidating or dissolving school districts within the county, a petition signed by 500 of the qualified electors of the territory to be included in the reorganized district or signed by a number of such electors, residing in the incorporated cities and villages, equal to not less than 10 per cent of the vote cast in the last general election within these incorporated cities and villages or signed by a number of such electors residing in all the territory outside the incorporated cities and villages within the reorganized district equal to not less than 10 per cent of the vote cast in the last general election or by 500 of the qualified electors from such territory outside such cities and villages, whichever number is smaller, is filed with the county school committee requesting a referendum election on the order, such order shall not become effective until it has been approved by both a majority vote of the electors residing within all of the territory outside the city or village limits of any city or village involved in the proposed reorganized district voting at such election and by a majority vote of the electors residing within the city or village limits of all cities and villages involved in the proposed district voting at such election. The county school committee may upon its own motion provide for the holding of a referendum election upon an order issued by it, provided such motion is made within 30 days of the issuance of the order. *As an alternative to making and filing the foregoing petition the common council of any city affected by an order of the county school committee may by resolution provide for the holding of a referendum election upon such order, provided such resolution is adopted within 30 days of the issuance of the order.* If the proposed order is not approved by the referendum, the county school committee, with the advice of the school boards of the several districts included in the reorganized district or districts may not within one year reconsider the first plan but may prepare a second plan of reorganization and the county school committee may within one year from the date of the first referendum election order the establishment of such reorganized district or districts except that such order shall be subject to the same referendum provisions as the first reorganization order. If the second referendum does not approve the order, the county school committee, with the advice of the local school boards, shall continue its work, issue orders and provide for further referenda on its own motion or upon petition as provided in this subsection so long as the need for reorganization continues to exist, but after the second referendum, at least one school year shall elapse between referendums.

Approved July 19, 1951.
