

No. 465, S.]

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CHAPTER 368

AN ACT to amend 59.21 (8) (b) 1 and 3 of the statutes, relating to grievance committee procedure.

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

59.21 (8) (b) 1 and 3 of the statutes are amended to read:

59.21 (8) (b) 1. The persons appointed shall hold the office of deputy sheriff on good behavior. In any county operating under this subsection, but not under s. 59.07 (20), whenever the sheriff *or undersheriff or a majority of the members of a civil service commission for the selection of deputy sheriffs* believes that a deputy has acted so as to show him to be incompetent to perform his duties or to have merited suspension, demotion or dismissal he shall report in writing to the grievance committee setting forth specifically his complaint, and, *when the party filing the com-*

plaint is a sheriff or undersheriff, may suspend or demote the officer at the time such complaint is filed. The grievance committee shall be appointed in the same manner and at the same time as standing committees of the county board of supervisors are appointed. The committee may be made up of members of the county board or other electors of the county, or both. Such members shall be paid in the same manner as members of other county board committees.

3. The grievance committee shall, if the officer requests a hearing, appoint a time and place for the hearing of the charges, the time to be within 3 weeks after the filing of * * * *such request for a hearing and the committee shall notify the sheriff or undersheriff or the members of the civil service commission, whichever filed the complaint with the committee, and the accused of the time and place of such hearing. If the accused officer makes no request to the grievance committee, then the committee may take whatever action they deem justifiable on the basis of the charges filed and shall issue an order in writing as provided in sub. (5).* The committee * * * may take testimony at the hearing, and any testimony taken shall be transcribed. The chairman of the committee shall issue subpoenas for the attendance of such witnesses as may be requested by the accused. Subpoenas shall be served in the same manner as in justice court.

Approved August 28, 1959.
