

Senate Bill 482

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AN ACT to repeal 59.35 (2) and (3); to amend 5.11 (5), 6.017, 59.12, 59.35 (1), 325.01 (4) and 966.16 to 966.18; and to create 59.34 (5), 59.60 (6) and 59.65 (7) of the statutes, relating to the deletion of obsolete statutory references to Milwaukee county coroners and surveyors.

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

SECTION 1. 5.11 (5) of the statutes is amended to read:

5.11 (5) The county clerk shall have official and sample ballots printed in substantially the annexed form. Sample ballots shall be printed on colored paper and may be printed without blank indorsement and certificate. The number of ballots shall be the same, both as to official and sample ballots, as provided in s. 6.26 (1) and (2). The ballots shall be in his possession 3 weeks before the primary and he shall distribute them immediately to the local clerks. *In counties having a population of 500,000*

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or more, the offices of county coroner and county surveyor shall not appear on official or sample ballots.

SECTION 2. 6.017 of the statutes is amended to read:

6.017 As to any county having a population of ~~three hundred thousand~~ 500,000 or more, ~~the term:~~

(1) "Election district" ~~shall mean~~ means a town, village or ward of any city therein; ~~and the terms.~~

(2) "Election precinct" or "precinct" ~~shall mean~~ means one of the parts into which an election district in said county is divided for the convenience of the voters.

(3) "County offices" *does not include the offices of county coroner and county surveyor.*

SECTION 3. 59.12 of the statutes is amended to read:

59.12 A county clerk, treasurer, sheriff, coroner, clerk of circuit court, district attorney, register of deeds and surveyor shall be elected in each county for full terms at the general election held in each even-numbered year. The regular term of office of each such officer shall commence on the first Monday of January next succeeding his election and shall continue 2 years and until his successor qualifies. In any county containing one town only, the county board may, by resolution, designate any county office a part-time position, combine 2 or more county offices, and, if concurred in by the town board, combine the offices of county clerk and town clerk and any other county and town offices, provided that the offices combined are not incompatible and the combination is not expressly forbidden by law. If the town board so concurs, the election shall be for the combined office and no separate election for the town office shall be held until after the county board has by resolution decided to abandon such combination and the town board has concurred by resolution. *In counties having a population of 500,000 or more, no county coroner or county surveyor shall be elected after the effective date of this amendment (1965).*

SECTION 4. 59.34 (5) of the statutes is created to read:

59.34 (5) In counties having a population of 500,000 or more, the duties exercised by the county coroner and not vested in the medical examiner shall, beginning January 2, 1967, be performed by the county clerk.

SECTION 5. 59.35 (1) of the statutes is amended to read:

59.35 (1) ~~The coroner of every county~~ *In counties having a population of 500,000 or more, the medical examiner and his assistants, shall be compensated for the performance of all their official duties by salaries fixed by the county board of supervisors, which shall be in lieu of any other compensation.*

SECTION 6. 59.35 (2) and (3) of the statutes are repealed.

SECTION 7. 59.60 (6) of the statutes is created to read:

59.60 (6) In counties having a population of 500,000 or more, the duties enumerated in this section may be performed by any land surveyor who is employed by the parties requiring his services.

SECTION 8. 59.65 (7) of the statutes is created to read:

59.65 (7) In counties having a population of 500,000 or more, the fees enumerated in this section shall not be binding on a land surveyor or the parties employing him.

SECTION 9. 325.01 (4) of the statutes is amended to read:

325.01 (4) By any arbitrator, coroner, *medical examiner of any county having a population of 500,000 or more*, board, commission, commissioner, examiner, committee or other person authorized to take testimony, or by any member of a board, commission or committee which is authorized to take testimony, within their jurisdictions, to require the attendance of witnesses, and their production of documentary evidence before them, respectively, in any matter, proceeding or examination authorized by law; and likewise by the commissioner of taxation and the secretary of the state board of dental examiners and by any agent of the state department of agriculture.

SECTION 10. 966.16 to 966.18 of the statutes are amended to read:

966.16 MEDICAL EXAMINER, ASSISTANTS; SALARIES; FEES; REPORT. Such ~~coroner~~, medical examiner and medical examiner's assistants authorized by the county board shall be paid semimonthly out of the county treasury of the proper county, for the performance of all their official duties and in lieu of all other compensation, salaries to be fixed by the county board ~~of such county~~. Such ~~coroner~~, medical examiner, and medical examiner's assistants, shall collect for all services which he or they ~~may~~ perform (except in cases where such county is solely liable therefor) all such fees as coroners are by law entitled to receive, and shall keep accurate books of account in which shall be entered from day to day, the items of services rendered, the titles of the proceedings in which and the names of the persons for whom rendered, and the fees charged and received, and shall, at the end of every 3 months, render to the county board of such county and to the county treasurer an accurate report or statement verified by his oath, of all fees and income collected by them or for them during such 3 months ~~and also of all the expenses of the coroner's office during the same time~~; and at the same time they shall pay to the treasurer of such county all such fees and incomes of every kind, collected by them ~~or any of them~~, or which they were entitled by law to charge or receive, not theretofore paid to the ~~said~~ treasurer.

966.17 ~~It shall be the duty of~~ The county board of such county ~~to~~ shall provide for the use of ~~such coroner and for~~ the medical examiner suitable offices at the county seat of the county, and ~~it shall be the duty of such~~ medical examiner ~~to~~ shall keep in his ~~said~~ office proper books containing records of all inquests by him held, setting forth the time and place of holding such inquests and the names of the jurors serving thereon, together with a brief statement of the proceedings thereof.

966.18 MEDICAL EXAMINER'S BOND. Before entering upon the duties of his office ~~the coroner and~~ the medical examiner of such county shall ~~each~~ deliver to the county clerk ~~thereof~~ a bond, subscribed by 2 or more sufficient sureties, in such penal sum as the county board ~~may determine~~ ~~mine~~ determines, conditioned for the faithful performance of all his official duties as set forth in this chapter and that he will faithfully account for and pay to the treasurer of said county all moneys which may come to his hands belonging to said county, and which by virtue of this chapter he is required to account for and pay as aforesaid.

SECTION 11. SECTIONS 5 to 10 shall take effect on January 2, 1967.

Approved August 18, 1965.