

Assembly Bill 855

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CHAPTER 261, LAWS OF 1967

AN ACT to repeal 8.50 (4) (c); to amend 7.70 (3) (d), 8.16 (1), 8.20 (2) (a) and 8.50 (4) (d); and to create 5.01 (5), 5.64 (1) (f) and 8.20 (4) (am) of the statutes, relating to changes in the election laws made necessary by the constitutional amendment providing for the election of the governor and lieutenant governor, jointly.

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

SECTION 1. 5.01 (5) of the statutes is created to read:

5.01 (5) ELECTION OF GOVERNOR AND LIEUTENANT GOVERNOR. (a) In every general election to choose the governor and the lieutenant governor, each elector shall have a single vote applicable to both offices. The persons receiving the greatest number of legal votes cast jointly for them for governor and lieutenant governor shall be declared elected, and the canvassers shall so determine and certify.

(b) In case 2 or more slates have an equal and the highest number of votes for governor and lieutenant governor, the 2 houses of the legislature shall at the next annual session choose by joint ballot one of the slates so having an equal and the highest number of votes for governor and lieutenant governor.

SECTION 2. 5.64 (1) (f) of the statutes is created to read:

5.64 (1) (f) In the case of balloting for the office of governor and lieutenant governor, the names of the candidates shall be placed in the party column by which nominated or if independent, in a column designated independent. To the right of the names of the set of candidates

for governor and lieutenant governor, in each column shall be one square for the elector to cast his ballot jointly for both offices.

SECTION 3. 7.70 (3) (d) of the statutes is amended to read:

7.70 (3) (d) When the certified statements and returns are received, the state board of canvassers shall proceed to examine and make a statement of the total number of votes cast at any election for the offices involved in the election for president; a statement for each of the offices of governor, lieutenant governor, *if a primary, and a joint statement for the offices of governor and lieutenant governor, if a general election; a statement for each of the offices of* secretary of state, treasurer, attorney general, state superintendent or any other state office; for U.S. senator; for representative in congress for each congressional district; for any office for the state legislature when the district includes more than one county; justice; circuit judge and county judge when the circuit or district consists of more than one county; and any referenda questions submitted by the legislature.

SECTION 4. 8.16 (1) of the statutes is amended to read:

8.16 (1) The person who receives the greatest number of votes for an office on any party ballot at a primary shall be the party's candidate for the office, and his name shall so appear on the official ballot at the next election. A person who receives only write-in votes shall not be the party's candidate unless he receives 5% of the vote cast in the district for the party's gubernatorial candidate at the last general election and files a declaration that he will qualify as such, if elected, within 2 days after he receives notification of his nomination. *The persons who receive the greatest number of votes respectively for the offices of governor and lieutenant governor on any party ballot at a primary shall be the party's joint candidates for the offices, and their names shall so appear on the official ballot at the next election.*

SECTION 5. 8.20 (2) (a) of the statutes is amended to read:

8.20 (2) (a) Nomination is by nomination papers. The nomination paper forms shall contain the candidate's name in any combination of initials or familiar and common abbreviations for the first and middle names plus the last name, but no nicknames or titles; the office for which he is nominated; his residence and post-office address; and the party or principle he represents, if any, in 5 words or less. *In the case of candidates for the offices of governor and lieutenant governor, the nomination paper forms shall so contain both candidates' names; the office for which each is nominated; the residence and post-office address of each; and the party they represent, if any, in 5 words or less.*

SECTION 6. 8.20 (4) (am) of the statutes is created to read:

8.20 (4) (am) For the offices of governor and lieutenant governor jointly, not less than 3,000 nor more than 5,000 electors.

SECTION 7. 8.50 (4) (c) of the statutes is repealed.

SECTION 8. 8.50 (4) (d) of the statutes is amended to read:

8.50 (4) (d) A vacancy in any other elective state office, ~~except under par. (e)~~, occurring more than 6 months before the expiration of the current term, may be filled at a special election held not later than September 1 preceeding the next general election.

SECTION 9. This act shall take effect on January 1, 1970.

Approved December 19, 1967.