

State of Wisconsin



1999 Assembly Bill 858

Date of enactment: **April 11, 2000**
Date of publication*: **April 25, 2000**

1999 WISCONSIN ACT 62

AN ACT *to amend* 21.11 (1) of the statutes; **relating to:** the governor's power to activate the national guard.

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

SECTION 1. 21.11 (1) of the statutes is amended to read:

21.11 (1) In case of war, insurrection, rebellion, riot, invasion, or resistance to the execution of the laws of this state, or of the United States, ~~or~~ in the event of public disaster resulting from flood, conflagration or tornado, in order to assess damage or potential damage and to recommend responsive action as a result of natural or man-made events; or upon application of any marshal of the United States, the president of any village, the mayor of any city, the chairperson of any town board, or any sheriff in this state, the governor may order into active service all or any portion of the national guard. If the governor is absent, or cannot be immediately communicated with,

any such civil officer may, if the officer deems the occasion so urgent, make such application, which shall be in writing, to the commanding officers of any company, battalion or regiment, who may upon approval of the adjutant general, if the danger is great and imminent, order out that officer's command to the aid of such civil officer. Such order shall be delivered to the commanding officer, who shall immediately communicate the order to each, and every subordinate officer, and every company commander receiving the same shall immediately communicate the substance thereof to each member of the company, or if any such member cannot be found, a notice in writing containing the substance of such order shall be left at the last and usual place of residence of such member with some person of suitable age and discretion, to whom its contents shall be explained.

* Section 991.11, WISCONSIN STATUTES 1997-98: Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication as designated" by the secretary of state [the date of publication may not be more than 10 working days after the date of enactment].