



State of Wisconsin
2009 - 2010 LEGISLATURE

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**SENATE AMENDMENT 1,
TO ASSEMBLY AMENDMENT 1,
TO 2009 SENATE BILL 227**

April 13, 2010 – Offered by Senator LAZICH.

1 At the locations indicated, amend the amendment as follows:

2 **1.** Page 1, line 2: after that line insert:

3 “1d. Page 1, line 4: delete “and temporary” and substitute “temporary”.

4 1g. Page 1, line 4: after “legislature” insert “and granting rule-making
5 authority”.

6 1m. Page 3, line 1: before that line insert:

7 “**SECTION 1e.** 8.50 (intro.) of the statutes is amended to read:

8 **8.50 Special elections.** (intro.) Unless Except as provided in s. 8.51 and as
9 otherwise provided, this section applies to filling vacancies in the U.S. senate and
10 house of representatives, executive state offices except the offices of governor,
11 lieutenant governor, and district attorney, judicial and legislative state offices,
12 county, city, village, and town offices, and the offices of municipal judge and member

1 of the board of school directors in school districts organized under ch. 119. State
2 legislative offices may be filled in anticipation of the occurrence of a vacancy
3 whenever authorized in sub. (4) (e). No special election may be held after February
4 1 preceding the spring election unless it is held on the same day as the spring
5 election, nor after September 1 preceding the general election unless it is held on the
6 same day as the general election, until the day after that election. If the special
7 election is held on the day of the general election, the primary for the special election,
8 if any, shall be held on the day of the September primary. If the special election is
9 held on the day of the spring election, the primary for the special election, if any, shall
10 be held on the day of the spring primary.

11 **SECTION 1g.** 8.51 of the statutes is created to read:

12 **8.51 Special elections to replace interim successors to members of the**
13 **legislature. (1)** Upon receipt of notice of vacancies in either house of the legislature
14 by a presiding officer under s. 13.41 (3) or (4), the governor shall immediately order
15 a special election to fill each of the vacancies. Special elections held pursuant to such
16 an order are governed only by this section.

17 **(2)** Notwithstanding ss. 6.221 (3), 6.86 (1) (b), 6.87 (6), 7.51 (5) (b), 7.60 (5) (a),
18 7.70 (3) (a), 8.30 (2) and (3), 9.01 (1) (a) 1., 10.01 (2) (d) and (e), 11.05 (2g) and (2r),
19 and 19.43 (3), the board may promulgate rules governing such special elections that
20 may substitute a notice procedure that applies in lieu of notice requirements, specify
21 places and deadlines for filing declarations of candidacy in lieu of filing nomination
22 papers, eliminate campaign finance registrations and filing of statements of
23 economic interests, prescribe expedited certification of candidates after special
24 primaries and special elections, require expedited printing and delivery of ballots,
25 prescribe shortened periods for absentee voting, change the date of any required

1 special primary election, prescribe expedited canvassing procedures, restrict the
2 filing of recount petitions to closely contested primaries and elections, require
3 expedited certification of the names of nominees and persons elected to office, change
4 the date of special primaries and elections, and require the use of paper ballots.”.

5 1n. Page 3, line 1: delete “**SECTION 1**” and substitute “**SECTION 1m**”.

6 1p. Page 3, line 11: after “shall” insert “immediately certify to the governor and
7 the government accountability board the numbers of the senate districts in which
8 there are vacancies and shall”.

9 1q. Page 3, line 18: after “shall” insert “immediately certify to the governor and
10 the government accountability board the numbers of the assembly districts in which
11 there are vacancies and shall”.

12 1r. Page 4, line 3: after that line insert:

13 “**(4m)** The governor shall immediately order a special election to fill any
14 vacancy that has been filled by an interim successor for the residue of the unexpired
15 term.”.

16 1t. Page 4, line 13: after “ended” insert “, whichever comes first”.

17 1v. Page 4, line 19: after “shall” insert “immediately certify to the governor and
18 the government accountability board the numbers of the senate districts in which
19 there are vacancies and shall”.

20 1w. Page 5, line 1: after “shall” insert “immediately certify to the governor and
21 the government accountability board the numbers of the senate districts in which
22 there are vacancies and shall”.”.

23 (END)