



State of Wisconsin
1997 - 1998 LEGISLATURE

LRBa1289/1
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**SENATE AMENDMENT 1,
TO 1997 SENATE BILL 364**

December 19, 1997 – Offered by COMMITTEE ON EDUCATION.

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

2 **1.** Page 3, line 8: substitute “nominated” for “appointed”.

3 **2.** Page 3, line 8: after “instruction” insert “and with the advice and consent
4 of the senate appointed”.

5 **3.** Page 3, line 10: on lines 10, 13, 16, 19, 22 and 23, delete “nominated” and
6 substitute “recommended”.

7 **4.** Page 3, line 22: after that line insert:

8 “5m. One person licensed as a teacher and employed in a private school,
9 recommended by the Wisconsin Association of Nonpublic Schools.”.

10 **5.** Page 4, line 1: on lines 1, 4, 7 and 11, delete “nominated” and substitute
11 “recommended”.

12 **6.** Page 4, line 9: delete “nominees” and substitute “persons”.

1 **7.** Page 4, line 10: delete “submitted” and substitute “recommended”.

2 **8.** Page 4, line 11: substitute “Two members of public school boards” for “One
3 member of a public school board”.

4 **9.** Page 4, line 16: delete “*Nominations*” and substitute “*Recommendations*”.

5 **10.** Page 4, line 17: substitute “recommend” for “nominate”.

6 **11.** Page 4, line 22: after that line insert:

7 “**SECTION 1d.** 17.01 (13) (intro.) of the statutes is amended to read:

8 17.01 (**13**) (intro.) Resignations shall be made in writing, shall be addressed
9 and delivered to the officer or body prescribed in this section and shall take effect,
10 in the case of an officer who is not a school district officer and whose term of office
11 continues by law until a successor is chosen and qualifies, upon the qualification of
12 the successor; and in the case of other officers including school district officers, at the
13 time indicated in the written resignation, or if no time is therein indicated, then upon
14 delivery of the written resignation. If the governor or the state superintendent of
15 public instruction makes a provisional appointment under s. 17.20 (2) and the
16 appointee files the required oath of office, the appointee qualifies for office, unless
17 the appointment is withdrawn or rejected. Delivery of a resignation shall be made
18 by leaving a copy thereof with the officer to whom it is required to be addressed and
19 delivered at his or her public office or usual place of business, or if required to be
20 addressed and delivered to a body, by leaving a copy with the following officer at his
21 or her public office or usual place of business:

22 **SECTION 1h.** 17.20 (2) of the statutes is renumbered 17.20 (2) (a) and amended
23 to read:

1 17.20 (2) (a) Vacancies occurring in the office of any officer normally nominated
2 by the governor, and with the advice and consent of the senate appointed, may be
3 filled by a provisional appointment by the governor for the residue of the unexpired
4 term, if any, subject to confirmation by the senate. Any such appointment shall be
5 in full force until acted upon by the senate, and when confirmed by the senate shall
6 continue for the residue of the unexpired term, if any, or until a successor is chosen
7 and qualifies. A provisional appointee may exercise all of the powers and duties of
8 the office to which such person is appointed during the time in which the appointee
9 qualifies. Any appointment made under this subsection paragraph which is
10 withdrawn or rejected by the senate shall lapse. When a provisional appointment
11 lapses, a vacancy occurs. Whenever a new legislature is organized, any
12 appointments then pending before the senate shall be referred by the president to
13 the appropriate standing committee of the newly organized senate.

14 **SECTION 1p.** 17.20 (2) (b) of the statutes is created to read:

15 17.20 (2) (b) A vacancy occurring in the membership of the professional
16 standards council for teachers may be filled by a provisional appointment by the
17 state superintendent of public instruction for the residue of the unexpired term, if
18 any, subject to confirmation by the senate. Any such appointment shall be in full
19 force until acted upon by the senate, and when confirmed by the senate shall
20 continue for the residue of the unexpired term, if any, or until a successor is chosen
21 and qualifies. A provisional appointee may exercise all of the powers and duties of
22 the office to which the person is appointed during the time in which the appointee
23 qualifies. Any appointment made under this paragraph that is withdrawn or
24 rejected by the senate shall lapse. When a provisional appointment lapses, a vacancy
25 occurs. Whenever a new legislature is organized, any appointments then pending

1 before the senate shall be referred by the president to the appropriate standing
2 committee of the newly organized senate.

3 **SECTION 1t.** 19.42 (10) (e) of the statutes is amended to read:

4 19.42 **(10)** (e) An individual appointed by the governor or the state
5 superintendent of public instruction pursuant to s. 17.20 (2) other than a trustee of
6 any private higher educational institution receiving state appropriations.”.

7 **12.** Page 6, line 7: before “Notwithstanding” insert “(a)”.

8 **13.** Page 6, line 12: after “act,” insert “the member appointed under section
9 15.377 (8) (c) 5m. of the statutes, as created by this act,”.

10 **14.** Page 6, line 20: after “act,” insert “one of the members appointed under
11 section 15.377 (8) (c) 11. of the statutes, as created by this act,”.

12 **15.** Page 7, line 3: delete “the member” and substitute “one of the members”.

13 **16.** Page 7, line 4: after that line insert:

14 “(b) The initial members of the professional standards council for teachers may
15 be provisionally appointed by the state superintendent of public instruction, subject
16 to confirmation by the senate. Any such appointment shall be in full force until acted
17 upon by the senate, and when confirmed by the senate shall continue until a
18 successor is chosen and qualifies. A provisional appointee may exercise all of the
19 powers and duties of the office to which the person is appointed during the time in
20 which the appointee qualifies. Any appointment made under this paragraph that is
21 withdrawn or rejected by the senate shall lapse. When a provisional appointment
22 lapses, a vacancy occurs.”.

23 (END)