

Executive Committee approved revisions 12-14-09

ORDINANCE

SUBJECT: ETHICS BOARD

COMMITTEE: EXECUTIVE COMMITTEE

FIRST CONSIDERATION: December 17, 2009

FINAL CONSIDERATION: JANUARY 21, 2010

ORDINANCE # 76 - 1/10 **PUBLICATION DATE** FEBRUARY 6, 2010

The County Board of Supervisors of La Crosse County does ordain as follows:

AN ORDINANCE TO AMEND CERTAIN SUBSECTIONS OF 2.04(10)(b) OF CHAPTER 2, CODE OF ETHICS, OF THE GENERAL CODE OF LA CROSSE COUNTY, WISCONSIN REGARDING THE ETHICS BOARD

ANALYSIS

The amendments to subsections a. and b. of S. 2.04(10)(b) are technical corrections to allow the accused party additional time between the notification that an ethics complaint has been filed against the accused and the date that the Ethics Board convenes to consider the complaint. The time for the Ethics Board to convene was increased from 20 to 45 calendar days, but no earlier than 30 days from the date the accused receives the complaint. This change will give the accused an opportunity to notify the complainant if the accused believes that all or a portion of the complaint is frivolous and will allow the complainant 21 days to withdraw or correct the complaint under the "safe harbor" rule without incurring costs for a frivolous action.

The amendment to subsection 11.f. requires the Ethics Board to include in a written order the amount of the costs that they are recommending be imposed as a sanction for a frivolous complaint.

INFORMATION:

County Board Rules: Governing Body s. 2.02(8) states, in part: Ordinances are drafted by the Corporation Counsel. After the ordinance has been reviewed by a standing committee, each Supervisor will be given a copy of the ordinance showing the deleted language (grayed) and the new language (underlined) and an analysis of the intent of the ordinance. After introduction to the County Board, the ordinance shall be referred to the next monthly meeting unless waived by a 2/3 vote of the Supervisors present and a public hearing may be held if requested by a Supervisor. An amendment may be introduced and debated at either the original or the referred meeting. Copies of the ordinances of the County of La Crosse in their entirety are available with Corporation Counsel, County Clerk, or www.co.la-crosse.wi.us/code/.

(Rev. 3/03)

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ORDINANCE # 76

**AN ORDINANCE TO AMEND CERTAIN SUBSECTIONS OF 2.04(10)(b) OF
CHAPTER 2, CODE OF ETHICS, OF THE GENERAL CODE OF LA CROSSE COUNTY,
WISCONSIN REGARDING THE ETHICS BOARD**

The County Board of Supervisors of the County of La Crosse does ordain as follows:

Section 1. Sections 2.04(10)(b)3. a. and b. are amended to read:

3. Ethics Board Procedures. Following the receipt of a complaint:

a. The Ethics Board shall notify the accused within 5 calendar days.

b. The Ethics Board shall convene within 45 calendar days but no earlier than 30 days from the date the accused receives the complaint.

Section 2. Section 2.04(10)(b)11.f. is amended to read:


f. Order. If the Ethics Board elects to impose sanctions, the Ethics Board shall in a written order describe the conduct determined to constitute a violation of this rule and explain the basis for the sanction and the amount of the sanction imposed.

Section 3. This Ordinance shall take effect the day after passage and publication.

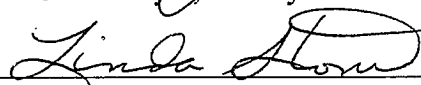
Dated this 21st day of January, 2010.

LA CROSSE COUNTY

By: _____


Steve Doyle, County Board Chair

By: _____

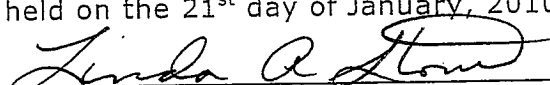

Linda Stone, County Clerk

PASSED: January 21, 2010

PUBLISHED: FEBRUARY 6, 2010

STATE OF WISCONSIN
COUNTY OF LA CROSSE

I, Linda A. Stone, County Clerk of La Crosse County do hereby certify that this document is a true and correct copy of the original resolution required by law to be in my custody and which the County Board of Supervisors of La Crosse County adopted at a meeting held on the 21st day of January, 2010.


Linda A. Stone, La Crosse County Clerk