



State of Wisconsin  
2021 - 2022 LEGISLATURE

LRB-5467/1  
MPG:skw

## 2021 SENATE BILL 803

January 6, 2022 - Introduced by Senators JACQUE and NASS, cosponsored by Representatives RAMTHUN, WICHGERS, BEHNKE, BRANDTJEN, GUNDRUM and THIESFELDT. Referred to Committee on Elections, Election Process Reform and Ethics.

1     **AN ACT to amend** 7.23 (1) (g) of the statutes; **relating to:** maintaining electronic  
2             voting system or automatic tabulating equipment data for 22 months after an  
3             election.

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***Analysis by the Legislative Reference Bureau***

Under current law, a municipal clerk may clear or erase detachable recording units and compartments for automatic tabulating equipment used in an electronic voting system in a primary or election 14 days after the primary or 21 days after the election. Before clearing or erasing the units or compartments, the municipal clerk is required to transfer the data contained in the units or compartments to a disk or other recording medium, which must be retained for at least 22 months after the primary or election to which the data relate. Under this bill, all other data stored on an electronic voting system or automatic tabulating equipment, including log file data, downloads, and uploads, must be retained for at least 22 months after the primary or election to which the data relate.

For further information see the local fiscal estimate, which will be printed as an appendix to this bill.

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

4             **SECTION 1.** 7.23 (1) (g) of the statutes is amended to read:

**SENATE BILL 803****SECTION 1**

1           7.23 (1) (g) Detachable recording units and compartments for use with  
2 automatic tabulating equipment for an electronic voting system may be cleared or  
3 erased 14 days after any primary and 21 days after any other election. Before  
4 clearing or erasing the units or compartments, a municipal clerk shall transfer the  
5 data contained in the units or compartments to a disk or other recording medium,  
6 which may be erased or destroyed 22 months after the election to which the data  
7 relates. relate. All other data stored on an electronic voting system or automatic  
8 tabulating equipment, including log file data, downloads, and uploads, may be  
9 erased or destroyed 22 months after the election to which the data relate. The  
10 requirement to transfer data does not apply to units or compartments for use with  
11 tabulating equipment for an electronic voting system that was approved for use prior  
12 to January 1, 2009, and that is not used in a federal election.

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(END)