

1999 ASSEMBLY BILL 343

1 **AN ACT** *to renumber and amend* 6.36 (2); *to amend* 6.28 (1), 6.33 (1), 6.35 (1)
2 (intro.), 6.40 (2) (b), 6.45, 6.46, 6.55 (2) (a), 6.79 (1) to (3), 6.79 (5), 6.87 (2), 6.88
3 (3) (a), 7.08 (1) (c), 7.39 (5), 7.51 (1), 9.01 (1) (b) 11., 12.60 (1) (a), 12.60 (1) (a),
4 12.60 (1) (b) and 60.11 (7); and *to create* 6.35 (1m), 6.36 (2) (b), 6.36 (4), 6.47,
5 6.55 (2) (cm), 6.79 (6), 6.87 (6m), 7.41 (4), 9.01 (1) (b) 12., 12.13 (2) (b) 8. and 12.13
6 (3) (zm) and (zn) of the statutes; **relating to:** authorization for electors who are
7 victims of domestic abuse to be listed confidentially on poll and registration lists
8 and providing penalties.

Analysis by the Legislative Reference Bureau

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

9 **SECTION 1.** 6.28 (1) of the statutes is amended to read:
10 **6.28 (1) REGISTRATION LOCATIONS; DEADLINE.** Registration in person for any
11 election shall close at 5 p.m. on the 2nd Wednesday preceding the election.

ASSEMBLY BILL 343**SECTION 1**

1 Registrations made by mail under s. 6.30 (4) must be delivered to the office of the
2 municipal clerk or postmarked no later than the 2nd Wednesday preceding the
3 election. All applications for registration corrections and additions may be made
4 throughout the year at the office of the city board of election commissioners, at the
5 office of the municipal clerk, at the office of any register of deeds or at other locations
6 provided by the board of election commissioners or the common council in cities over
7 500,000 population or by either or both the municipal clerk, or the common council,
8 village or town board in all other municipalities and may also be made during the
9 school year at any high school by qualified persons under sub. (2) (a). Other
10 registration locations may include but are not limited to fire houses, police stations,
11 public libraries, institutions of higher education, supermarkets, community centers,
12 plants and factories, banks, savings and loan associations and savings banks.
13 Special registration deputies shall be appointed for all locations. An elector who
14 wishes to obtain a confidential listing under s. 6.47 (2) shall register at the office of
15 the municipal clerk of the municipality where the elector resides.

16 **SECTION 2.** 6.33 (1) of the statutes is amended to read:

17 6.33 (1) The municipal clerk shall supply sufficient registration forms as
18 prescribed by the board printed on loose-leaf sheets or cards to obtain from each
19 applicant information as to name, date, residence location, citizenship, age, whether
20 the applicant has resided within the ward or election district for at least 10 days,
21 whether the applicant has lost his or her right to vote, and whether the applicant is
22 currently registered to vote at any other location, and shall provide a space for the
23 applicant's signature. The forms shall also include a space for the identification
24 serial number of any elector who is issued such a number under s. 6.47 (3). Each
25 register of deeds shall obtain sufficient registration forms at the expense of the unit

ASSEMBLY BILL 343

1 of government by which he or she is employed for completion by any elector who
2 desires to register to vote.

3 **SECTION 3.** 6.35 (1) (intro.) of the statutes is amended to read:

4 6.35 (1) (intro.) Under the direction of the municipal clerk or board of election
5 commissioners, the original registration forms shall be filed in one of the following
6 ways, except as provided in sub. (1m):

7 **SECTION 4.** 6.35 (1m) of the statutes is created to read:

8 6.35 (1m) Original registration forms of electors who have obtained a
9 confidential listing under s. 6.47 (2) shall be filed in alphabetical order after the
10 forms of the other electors.

11 **SECTION 4g.** 6.36 (2) of the statutes is renumbered 6.36 (2) (a) and amended to
12 read:

13 6.36 (2) (a) The Except as provided in par. (b), the registration lists shall
14 contain the full name and address of each registered elector, a blank column for the
15 entry of the serial number of the electors when they vote, and a form of a certificate
16 stating that each list is a true and complete combined check and registration list of
17 the respective wards.

18 **SECTION 4r.** 6.36 (2) (b) of the statutes is created to read:

19 6.36 (2) (b) If an elector obtains a confidential listing under s. 6.47 (2), the
20 registration list shall be prepared such that the address of the elector does not appear
21 on copies of the list that are used at polling places.

22 **SECTION 5.** 6.36 (4) of the statutes is created to read:

23 6.36 (4) The names and identification serial numbers of electors who have
24 obtained a confidential listing under s. 6.47 (2) shall appear separately after the

ASSEMBLY BILL 343**SECTION 5**

1 remainder of the list. These names and serial numbers shall be arranged
2 alphabetically by last name.

3 **SECTION 6.** 6.40 (2) (b) of the statutes is amended to read:

4 6.40 (2) (b) In addition to the revision which is required under s. 6.50,
5 municipal clerks may conduct door-to-door and mail registration canvasses at any
6 time. The door-to-door canvass shall consist of both the deletion from the
7 registration list of the names of electors who no longer reside at the address for which
8 they are registered and the addition to the registration list of the names of electors
9 who reside at that address. The mail canvass shall consist of the municipal clerk
10 examining the registration records and canceling the registration of electors after
11 the mailing of notices in accordance with s. 6.50 (1) and (2) or (2m). The mail canvass
12 may also consist of adding to the registration list the names of eligible electors. Both
13 door-to-door and mail canvasses whenever made shall be made throughout the
14 municipality in a uniform manner. An elector who wishes to obtain a confidential
15 listing under s. 6.47 (2) shall register at the office of the municipal clerk of the
16 municipality where the elector resides.

17 **SECTION 7.** 6.45 of the statutes is amended to read:

18 **6.45 Access to registration list. (1)** After the deadline for revision of the
19 registration list, the municipal clerk shall make copies of the list for election use.

20 (1m) The registration list and any supplemental lists which are prepared at
21 polling places or other registration locations under s. 6.55, shall be open to public
22 inspection. Under the regulations prescribed by the municipal clerk, any person may
23 copy the registration list at the office of the clerk. A registration list maintained at
24 a polling place may be examined by an observer when such use does not interfere

ASSEMBLY BILL 343

1 with the conduct of the election. This subsection does not apply to information that
2 is confidential under s. 6.47.

3 (2) The municipal clerk shall furnish upon request to each candidate who has
4 filed nomination papers for an office which represents at least part of the residents
5 of the municipality one copy of the current registration list for those areas for which
6 he or she is a candidate for a fee not to exceed the cost of reproduction. The clerk shall
7 exclude information that is confidential under s. 6.47 (2) from copies of the list, except
8 as authorized under s. 6.47 (8).

9 **SECTION 8.** 6.46 of the statutes is amended to read:

10 **6.46 Poll lists; copying.** (1) Poll lists shall be preserved by the municipal
11 clerk until destruction or other disposition is authorized under s. 7.23, ~~and~~.

12 (2) Poll lists shall be open to public inspection, except as provided in s. 6.47.
13 The municipal clerk shall furnish upon request to each candidate who has filed
14 nomination papers for an office which represents at least part of the municipality one
15 copy of the current poll list for those areas for which he or she is a candidate for a fee
16 not to exceed the cost of reproduction. If a copying machine is not accessible, the clerk
17 shall remove the lists from the office for the purposes of copying, and return them
18 immediately thereafter. The clerk shall exclude information that is confidential
19 under s. 6.47 (2) from copies of the list, except as authorized under s. 6.47 (8).

20 **SECTION 9.** 6.47 of the statutes is created to read:

21 **6.47 Confidentiality of information relating to victims of domestic**
22 **abuse.** (1) In this section:

23 (a) “Eligible individual” means:

24 1. An individual who has been granted a protective order that is in effect.

ASSEMBLY BILL 343**SECTION 9**

1 2. An individual who files an affidavit with the municipal clerk of the
2 municipality where the individual resides, on a form prescribed by the board, which
3 is signed by a sheriff or the chief of a police department and directed to the municipal
4 clerk, and which verifies that a person has been charged with or convicted of an
5 offense relating to domestic abuse in which the individual was a victim and
6 reasonably continues to be threatened by that person.

7 3. An individual who resides in a shelter.

8 (b) “Offense relating to domestic abuse” means an offense specified in s. 940.19,
9 940.20 (1m), 940.201, 940.22, 940.225, 940.32, 947.013, 948.02, 948.025, 948.06,
10 948.09 or 948.095.

11 (c) “Protected individual” means an individual whose name and address is
12 confidential under sub. (2).

13 (d) “Protective order” means a temporary restraining order or an injunction
14 issued under s. 813.12 or 813.125.

15 (e) “Shelter” means a place where at least 4 unrelated individuals reside that
16 provides residential shelter to individuals whose personal security is or may be
17 threatened by family members or other persons with whom the individuals have had
18 contact.

19 **(2)** Except as authorized in sub. (8), the municipal clerk shall withhold from
20 public inspection under s. 19.35 (1) the name and address of any eligible individual
21 whose name appears on a poll list or registration list if the individual files a valid
22 written request with the clerk to protect the individual’s confidentiality. To be valid,
23 a request under this subsection must be accompanied by a copy of a protective order
24 that is in effect, an affidavit under sub. (1) (a) 2. that is dated within 30 days of the
25 date of the request or a statement signed by the operator or an authorized agent of

ASSEMBLY BILL 343

1 the operator of a shelter that is dated within 30 days of the date of the request and
2 that indicates that the operator operates the shelter and that the individual making
3 the request resides in the shelter. A physically disabled individual who appears
4 personally at the office of the municipal clerk accompanied by another elector of this
5 state may designate that elector to make a request under this subsection on his or
6 her behalf.

7 (3) Upon listing of an elector under sub. (2), the municipal clerk shall issue to
8 the elector a voting identification card on a form prescribed by the board that shall
9 contain the name of the municipality issuing the card and in the case of a town, the
10 county in which the town is located, the elector's name, the ward in which the elector
11 resides, if any, and a unique identification serial number issued by the board. The
12 number issued to an elector under this subsection shall not be changed for so long
13 as the elector continues to qualify for a listing under sub. (2).

14 (4) Except as provided in sub. (5), a confidential listing under sub. (2) expires
15 on the date that a protective order expires, the date that the protected individual
16 ceases to reside in a shelter or at the end of the 24-month period that follows creation
17 or renewal of the listing under sub. (2), whichever is earlier.

18 (5) (a) The municipal clerk shall cancel a confidential listing under sub. (2) if:

19 1. The clerk receives notification from a sheriff or chief of police under sub. (8).
20 2. The name of the protected individual is legally changed.
21 3. The protected individual changes his or her address without notifying the
22 municipal clerk.

23 4. The municipal clerk finds that the protected individual provided false
24 information to the clerk for the purpose of obtaining a confidential listing under sub.
25 (2).

ASSEMBLY BILL 343**SECTION 9**

1 (b) An individual whose confidential listing is canceled under par. (a) may file
2 a new request and qualify under sub. (2) to obtain a renewal of the listing.

3 (6) Upon expiration of a confidential listing on a registration list under sub. (2),
4 the municipal clerk shall cancel the registration of the protected individual unless
5 the individual files a new request and qualifies under sub. (2) to obtain a renewal of
6 the listing or unless the individual applies for and qualifies to obtain a
7 nonconfidential voter registration. Except as authorized in sub. (8), the municipal
8 clerk shall withhold from public inspection under s. 19.35 (1) the name and address
9 of any individual whose registration is canceled under this subsection if the
10 individual qualified for a confidential listing at the time of that listing.

11 (7) (a) If the municipal clerk has notice that a confidential listing under sub.
12 (2) is scheduled to expire, the municipal clerk shall provide 30 days' notice to the
13 protected individual of the scheduled expiration of the listing.

14 (b) If notice to a protected individual is not provided under par. (a), the
15 municipal clerk shall provide notice to the subject individual upon canceling a
16 confidential listing under sub. (2).

17 (8) The municipal clerk shall provide access to a name and address under sub.
18 (2):

19 (a) To a law enforcement officer for official purposes.

20 (b) To a state or local governmental officer pursuant to a specific law that
21 necessitates obtaining the name or address.

22 (c) Pursuant to a court order citing a reason that access to the name or address
23 should be provided.

24 (d) To a clerk of circuit court for purposes of s. 756.04 (5) (a).

ASSEMBLY BILL 343

1 (e) At the request of a protected individual, for purposes of permitting that
2 individual to sign a petition under s. 59.05 (2) or a protest petition, consent or counter
3 petition under s. 125.05.

4 **(9)** No person who obtains access to a name or address under sub. (8) may
5 disclose the name or address to any person other than a public employe for the same
6 purpose for which the information was obtained.

7 **(10)** If a sheriff or chief of a police department who signs an affidavit under sub.
8 (1) (a) 2. obtains information that the person who was charged with an offense
9 relating to domestic abuse is no longer so charged or that the person's judgment of
10 conviction has been vacated, and the charge or conviction was the sole basis for the
11 affidavit, the sheriff or chief shall provide written notice of that information to the
12 municipal clerk to whom the affidavit was directed.

13 **SECTION 10.** 6.55 (2) (a) of the statutes is amended to read:

14 6.55 **(2)** (a) Except where the procedure under par. (c) or (cm) is employed, any
15 person who qualifies as an elector in the ward or election district where he or she
16 desires to vote, but has not previously filed a registration form, or was registered at
17 another location in a municipality where registration is required, may request
18 permission to vote at the polling place for that ward or election district, or at an
19 alternate polling place assigned under s. 5.25 (5) (b). When a proper request is made,
20 the inspector shall require the person to execute a registration form prescribed by
21 the board which shall contain the following certification:

22 "I, ..., hereby certify that to the best of my knowledge, I am a qualified elector,
23 having resided at for at least 10 days immediately preceding this election, and
24 that I am not disqualified on any ground from voting, and I have not voted, at this

ASSEMBLY BILL 343**SECTION 10**

1 election.” If a change of address is made from outside the municipality, the elector
2 shall file a cancellation under s. 6.40 (1) (b) 6.

3 **SECTION 11.** 6.55 (2) (cm) of the statutes is created to read:

4 6.55 (2) (cm) If an elector who is not registered wishes to obtain a confidential
5 listing under s. 6.47 (2), the elector shall register at the office of the municipal clerk
6 of the municipality where the elector resides. Upon completion of registration, the
7 municipal clerk or a deputy clerk shall serially number the registration form and
8 issue a voting identification card to the elector under s. 6.47 (3). The elector may vote
9 at the polling place serving his or her residence by presenting the identification card
10 or by providing his or her name and identification serial number to the inspectors.

11 **SECTION 12.** 6.79 (1) to (3) of the statutes are amended to read:

12 6.79 (1) MUNICIPALITIES WITHOUT REGISTRATION. Where Except as provided in
13 sub. (6) (a), where there is no registration, before being permitted to vote, each person
14 shall state his or her full name and address. The officials shall record each name and
15 address on a poll list in the same order as the votes are cast. If the residence of the
16 elector does not have a number, the election officials shall, in the appropriate space,
17 write “none”. Alternatively, the municipal clerk may maintain a poll list consisting
18 of the full name and address of electors compiled from previous elections. Whenever
19 an elector appears to vote, the officials shall verify the correctness of the elector’s
20 name and address, and shall enter a serial number next to the name of the elector
21 in the order that the votes are cast, beginning with the number one. If the name and
22 address of an elector do not appear on the prepared poll list, the officials shall record
23 the name, address and serial number of the elector at the bottom of the list. The
24 officials may require any elector to provide identification, including acceptable proof
25 of residence, or to have another elector corroborate his or her information in

ASSEMBLY BILL 343

1 accordance with the procedure specified in s. 6.55 (2) (b) before permitting the elector
2 to vote. An elector who presents an identification card under sub. (6) (a) is not
3 required to provide separate identification. The officials shall maintain a separate
4 list of those persons voting under ss. 6.15 and 6.24.

5 **(2) MUNICIPALITIES WITH REGISTRATION.** ~~Where~~ Except as provided in sub. (6) (b),
6 where there is registration, each person, before receiving a voting number, shall state
7 his or her full name and address. Upon the prepared registration list, after the name
8 of each elector, the officials shall enter the serial number of the vote as it is polled,
9 beginning with number one. Each elector shall receive a slip bearing the same serial
10 number. A separate list shall be maintained for electors who are voting under s. 6.15,
11 6.29 or 6.55 (2) or (3) and electors who are reassigned from another polling place
12 under s. 5.25 (5) (b). Each such elector shall have his or her full name, address and
13 serial number likewise recorded and shall be given a slip bearing such number.

14 **(3) REFUSAL TO GIVE NAME AND ADDRESS.** ~~If~~ Except as provided in sub. (6), if any
15 elector offering to vote at any polling place refuses to give his or her name and
16 address, the elector may not be permitted to vote.

17 **SECTION 13.** 6.79 (5) of the statutes is amended to read:

18 **6.79 (5) POLL LIST FORMS.** Poll lists shall be kept on forms designed by the board
19 to be substantially similar to the standard registration list forms used in
20 municipalities where registration is required and shall require, for each person
21 offering to vote, the entry of the person's full name and address, except as otherwise
22 required under sub. (6) (a).

23 **SECTION 14.** 6.79 (6) of the statutes is created to read:

24 **6.79 (6) CONFIDENTIAL NAMES AND ADDRESSES.** (a) In municipalities where there
25 is no registration, an elector who has a confidential listing under s. 6.47 (2) may

ASSEMBLY BILL 343**SECTION 14**

1 present an identification card issued under s. 6.47 (3) in lieu of providing his or her
2 name and address. If the elector resides in the area served by the polling place, the
3 inspectors shall then enter the elector's name and identification serial number on the
4 poll list in a section following the other names, shall issue a voting serial number to
5 the elector and shall record that number on the poll list and permit the elector to vote.

6 (b) In municipalities where registration is required, an elector who has a
7 confidential listing under s. 6.47 (2) may present his or her identification card issued
8 under s. 6.47 (3) or may give his or her name and identification serial number issued
9 under s. 6.47 (3). If the elector's name and identification serial number appear on the
10 confidential portion of the list, the inspectors shall issue a voting serial number to
11 the elector, record that number on the registration list and permit the elector to vote.

12 **SECTION 15.** 6.87 (2) of the statutes is amended to read:

13 **6.87 (2)** The municipal clerk shall place the ballot in an unsealed envelope
14 furnished by the clerk. The envelope shall have the name, official title and
15 post-office address of the clerk upon its face. The other side of the envelope shall
16 have a printed certificate-affidavit in substantially the following form:

17 [STATE OF

18 County of]

19 or

20 [(name of foreign country and city or other jurisdictional unit)]

21 I, ..., (certify) (do solemnly swear) subject to the penalties of s. 12.60 (1) (b), Wis.
22 Stats. for false statements that I am a resident of the [... ward of the] (town) (village)
23 of ..., or of the ... aldermanic district in the city of ..., residing at ... in said city, the
24 county of ..., state of Wisconsin, and am entitled to vote in the (ward) (election
25 district) at the election to be held on ...; that I am not voting at any other location

ASSEMBLY BILL 343

1 in this election; that I cannot appear at the polling place in the (ward) (election
2 district) on election day because I expect to be absent from the municipality or
3 because of age, sickness, handicap, physical disability, religious reasons, jury duty,
4 service as an election official, or because I have changed my residence within the
5 state from one ward or election district to another within 10 days before the election.
6 An elector who provides an identification serial number issued under s. 6.47 (3) need
7 not provide a street address. I (certify) (swear) that I exhibited the enclosed ballot
8 unmarked to the (2 witnesses) (person administering the oath), that I then in (their)
9 (his) (her) presence and in the presence of no other person marked the ballot and
10 enclosed and sealed the same in this envelope in such a manner that no one but
11 myself and any person rendering assistance under s. 6.87 (5), Wis. Stats., if I
12 requested assistance, could know how I voted.

13 Signed

14 Identification serial number, if any:

15 The (2 witnesses) (person administering the oath) shall execute either of the
16 following as appropriate:

17 We, the undersigned witnesses, subject to the penalties of s. 12.60 (1) (b), Wis.
18 Stats., for false statements, certify that the above statements are true and the voting
19 procedure was executed as there stated. Neither of us is a candidate for any office
20 on the enclosed ballot (except in the case of an incumbent municipal clerk). The
21 elector was not solicited or advised by us to vote for or against any candidate or
22 measure.

23(Name)

24(Address)

25(Name)

ASSEMBLY BILL 343**SECTION 15**

1 (Address)

2 Subscribed and sworn to before me this day of, A.D.,, and I hereby
3 certify that I am not a candidate on the ballot upon which the affiant voted (unless
4 I am an incumbent municipal clerk), that the voting procedure above was executed
5 as therein stated, and that the affiant was not solicited or advised by me to vote for
6 or against any candidate or measure.

7 (Name)

8 (Title)

9 (State or nation)

10 **SECTION 16.** 6.87 (6m) of the statutes is created to read:

11 6.87 **(6m)** Except as authorized in s. 6.47 (8), the municipal clerk shall withhold
12 from public inspection under s. 19.35 (1) the name and address of any absent elector
13 who obtains a confidential listing under s. 6.47 (2).

14 **SECTION 17.** 6.88 (3) (a) of the statutes is amended to read:

15 6.88 **(3)** (a) Any time between the opening and closing of the polls on election
16 day, the inspectors shall open the carrier envelope only, and announce the ~~absent~~
17 elector's name of the absent elector or the identification serial number of the absent
18 elector if the elector has a confidential listing under s. 6.47 (2). When the inspectors
19 find that the certification or affidavit has been properly executed, the applicant is a
20 qualified elector of the ward or election district, and the applicant has not voted in
21 the election, they shall enter an indication on the poll or registration list next to the
22 applicant's name indicating an absentee ballot is cast by the elector. They shall then
23 open the envelope containing the ballot in a manner so as not to deface or destroy the
24 affidavit or certification thereon. The inspectors shall take out the ballot without
25 unfolding it or permitting it to be unfolded or examined. Unless the ballot is cast

ASSEMBLY BILL 343

1 under s. 6.95, the inspectors shall verify that the ballot has been endorsed by the
2 issuing clerk. The inspectors shall deposit the ballot in the proper ballot box and
3 enter the absent elector's name or voting number after his or her name on the poll
4 or registration list the same as if the elector had been present and voted in person.

5 **SECTION 18.** 7.08 (1) (c) of the statutes is amended to read:

6 7.08 (1) (c) Prescribe forms required by ss. 6.24 (3) and (4), 6.30 (3) and (4), 6.33
7 (1), 6.40 (1) (b), 6.47 (1) (a) 2. and (3). 6.55 (2) and (3), 6.79 (5) and 6.86 (2) and (3).
8 All such forms shall contain a statement of the penalty applicable to false or
9 fraudulent registration or voting through use of the form. Forms are not required
10 to be furnished by the board.

11 **SECTION 19.** 7.39 (5) of the statutes is amended to read:

12 7.39 (5) POLL POSITIONS. Observers of election proceedings, as a matter of right,
13 shall be so positioned at the polls by the chief inspector as to reasonably be enabled
14 to closely observe proceedings and hear instructions given to voters. No observer
15 may view the confidential portion of a registration list maintained under s. 6.36 (4)
16 or poll list maintained under s. 6.79 (6). However, the inspectors shall disclose to any
17 observer, upon request, the existence of such a list, the number of electors whose
18 names appear on the list and the number of those electors who have voted at any
19 point in the proceedings. No observer may view the certificate-affidavit form of an
20 absent elector who obtains a confidential listing under s. 6.47 (2).

21 **SECTION 19m.** 7.41 (4) of the statutes is created to read:

22 7.41 (4) An individual exercising the right under sub. (1) may not view any
23 records to which access by observers is prohibited under s. 7.39 (5). The inspectors
24 shall disclose to such an individual, upon request, the existence of confidential

ASSEMBLY BILL 343**SECTION 19m**

1 records specified in s. 7.39 (5) and the information required to be provided to
2 observers under s. 7.39 (5).

3 **SECTION 20.** 7.51 (1) of the statutes is amended to read:

4 7.51 (1) CANVASS PROCEDURE. Immediately after the polls close the inspectors
5 shall proceed to canvass publicly all votes received at the polling place. In any
6 municipality where an electronic voting system is used, the municipal governing
7 body or board of election commissioners may provide or authorize the municipal
8 clerk or executive director of the board of election commissioners to provide for the
9 adjournment of the canvass to one or more central counting locations for specified
10 polling places in the manner prescribed in subch. III of ch. 5. No central counting
11 location may be used to count votes at a polling place where an electronic voting
12 system is not employed. The canvass, whether conducted at the polling place or at
13 the central counting location, shall continue without adjournment until the canvass
14 is completed and the return statements are made. The inspectors shall not permit
15 access to the name of any elector who has obtained a confidential listing under s. 6.47
16 (2) during the canvass, except as authorized in s. 6.47 (8).

17 **SECTION 21.** 9.01 (1) (b) 11. of the statutes is amended to read:

18 9.01 (1) (b) 11. All steps of the recount shall be performed publicly. All Except
19 as provided in subd. 12., all materials and ballots may be viewed and identified by
20 the candidates, the person demanding the recount and their authorized
21 representatives and counsel, but only members of the board of canvassers and
22 tabulators assisting them may touch any of the materials or ballots. The candidates,
23 the person demanding the recount and their authorized representatives and counsel
24 may object to the counting of any ballot. Any errors shall be corrected.

25 **SECTION 22.** 9.01 (1) (b) 12. of the statutes is created to read:

ASSEMBLY BILL 343

1 9.01 (1) (b) 12. Except as authorized in s. 6.47 (8), the board of canvassers shall
2 not permit access to the name of any elector who has obtained a confidential listing
3 under s. 6.47 (2) during the recanvass.

4 **SECTION 23.** 12.13 (2) (b) 8. of the statutes is created to read:

5 12.13 (2) (b) 8. Intentionally disclose the name or address of any elector who
6 obtains a confidential listing under s. 6.47 (2) to any person who is not authorized
7 by law to obtain that information.

8 **SECTION 24.** 12.13 (3) (zm) and (zn) of the statutes are created to read:

9 12.13 (3) (zm) Wilfully provide to a municipal clerk false information for the
10 purpose of obtaining a confidential listing under s. 6.47 (2) for that person or another
11 person.

12 (zn) Disclose to any person information provided under s. 6.47 (8) when not
13 authorized to do so.

14 **SECTION 25.** 12.60 (1) (a) of the statutes is amended to read:

15 12.60 (1) (a) Whoever violates s. 12.09, 12.11 or 12.13 (1), (2) (b) 1. to 7. or (3)
16 (a), (e), (f), (j), (k), (L), (m), (y) or (z) may be fined not more than \$10,000 or imprisoned
17 not more than 3 years in the Wisconsin state prisons or both.

18 **SECTION 26.** 12.60 (1) (a) of the statutes, as affected by 1997 Wisconsin Act 283,
19 is amended to read:

20 12.60 (1) (a) Whoever violates s. 12.09, 12.11 or 12.13 (1), (2) (b) 1. to 7. or (3)
21 (a), (e), (f), (j), (k), (L), (m), (y) or (z) may be fined not more than \$10,000 or imprisoned
22 for not more than 4 years and 6 months or both.

23 **SECTION 27.** 12.60 (1) (b) of the statutes is amended to read:

