

SENATE HEARING SLIP

(Please Print Plainly)

DATE: 1-4-2000
BILL NO. Assembly Bill 363
OF
SUBJECT _____

Sen. Alice Clausen
(NAME) 10th Sen. District
(Street Address or Route Number)
(City and Zip Code)

(Representing) _____
Speaking in Favor:
Speaking Against:
Registering in Favor:
but not speaking:
Registering Against:
but not speaking:
Speaking for information only; Neither for nor against:

Please return this slip to a messenger PROMPTLY.
Senate Sergeant-At-Arms
State Capitol - B35 South
P.O. Box 7882
Madison, WI 53707-7882

SENATE HEARING SLIP

(Please Print Plainly)

DATE: 1/4/2000
BILL NO. AB 363
OF
SUBJECT _____

Andy Gustafson
(NAME) 224 Goodell Ave.
(Street Address or Route Number)
(City and Zip Code) Madison, WI 53703
Rep. Off

(Representing) _____
Speaking in Favor:
Speaking Against:
Registering in Favor:
but not speaking:
Registering Against:
but not speaking:
Speaking for information only; Neither for nor against:

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Senate Sergeant-At-Arms
State Capitol - B35 South
P.O. Box 7882
Madison, WI 53707-7882



STATE SENATOR SECOND DISTRICT

AMENDED PAPER BALLOT: PLEASE DISCARD ORIGINAL IF YOU HAVE NOT ALREADY RETURNED IT. SENATE BILL 278 HAS BEEN REMOVED.

To: Members, Committee on Economic Development, Housing and Government Operations

From: Senator Bob Wirch, Chair

Date: January 12, 2000

Re: Paper Ballot

AB-363

PLEASE RETURN YOUR BALLOTS AS SOON AS POSSIBLE

From the January 4, 2000 hearing:

Moved by Senator Wirch, to confirm en masse, the appointments of:

- Tracy Benzel**
- Ricky A. Van Goethem**
- Dr. Terry Richard**
- Edward Gleason**
- Rick Rettler**

Aye No

Moved by Senator Wirch, that Assembly Bill 343 be recommended for concurrence.

Aye No

Moved by Senator Wirch, that Assembly Bill 363 be recommended for concurrence.

Aye No

Moved by Senator Wirch, that Assembly Bill 386 be recommended for concurrence.

Aye No

-more-

State Capitol, P.O. Box 7882, Madison, Wisconsin 53707-7882 • 608-267-8979
Toll-Free Office Hotline: 1-888-769-4724

Email: Sen.Wirch@legis.state.wi.us • Website: www.legis.state.wi.us/senate/sen22/sen22.html • Fax: (608) 267-0984

Home: 3007 Springbrook Road, Pleasant Prairie, Wisconsin 53158 • (262) 694-7379


ROBERT WIRCH
STATE SENATOR SECOND DISTRICT

Moved by Senator Wirch, that **Senate Bill 99** be recommended for passage.

Aye

No

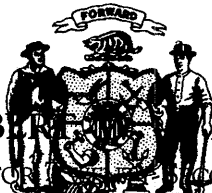
Moved by Senator Wirch, that **Senate Bill 8** be recommended for passage.

Aye

No

Signature:




ROBERT WIRCH
STATE SENATOR SECOND DISTRICT

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Edward Gleason
Rick Rettler

Aye X No _____

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Aye X No _____

Moved by Senator Wirch, that **Assembly Bill 363** be recommended for concurrence.

Aye X No _____

Moved by Senator Wirch, that **Assembly Bill 386** be recommended for concurrence.

Aye X No _____

-more-

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Moved by Senator Wirch, that **Senate Bill 99** be recommended for passage.

Aye X

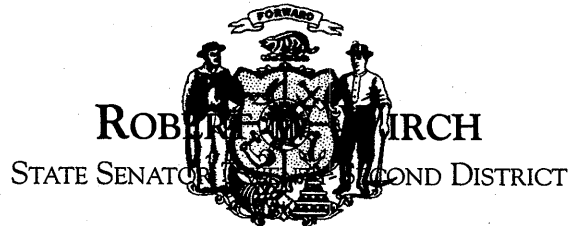
No _____

Moved by Senator Wirch, that **Senate Bill 8** be recommended for passage.

Aye X

No _____

Signature: Mary F. Anzicchi



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Aye _____ No _____

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Aye _____ No _____

Moved by Senator Wirch, that **Assembly Bill 386** be recommended for concurrence.

Aye _____ No _____

-more-

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Printed on Recycled Paper

Moved by Senator Wirch, that **Senate Bill 99** be recommended for passage.

Aye _____ No _____

~~Moved by Senator Wirch, that **Senate Bill 278** be recommended for passage.~~

~~Aye _____ No _____~~

Moved by Senator Wirch, that **Senate Bill 8** be recommended for passage.

Aye _____ No _____

Signature:

Bob Ambush



STATE SENATOR SECOND DISTRICT

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Aye X No _____

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Aye X No _____

Moved by Senator Wirch, that **Assembly Bill 386** be recommended for concurrence.

Aye X No _____

-more-

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Aye X No

Moved by Senator Wirch, that **Senate Bill 8** be recommended for passage.

Aye X No

Signature: Dorinda Lynn Moser


ROBERT WIRCH
STATE SENATOR SECOND DISTRICT

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Aye _____ No _____

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Aye _____ No _____

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Aye _____ No _____

-more-

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Aye _____ No _____

Moved by Senator Wirch, that **Senate Bill 8** be recommended for passage.

Aye _____ No _____

Signature: _____

David A. Zien
Zien

Chairman:
Agriculture Committee



Member:
Consumer Affairs
Government Operations
Natural Resources

Al Ott

State Representative • 3rd Assembly District

October 19, 1999

Let's talk

The Honorable Robert Wirch, Chairman
Senate Committee on Economic Development, Housing and Government
Operations
310 - South, State Capitol

Dear *Rob,* Senator Wirch,

Assembly Bill 363 has recently been referred to your committee, the Senate Committee on Economic Development, Housing and Government Operations. I would like to take this opportunity to formally request a public hearing on Assembly Bill 363 at your earliest convenience.

This legislation removes municipal clerks from the responsibilities of serving as a board of canvasser member. This would allow them to concentrate on the supervision of a fair election process without having to worry about the threat of political backlash while serving as a member. Assembly Bill 363 was drafted at the request of the Municipal Clerks Association and has their full endorsement.

Assembly Bill 363 has an excellent opportunity for passage in the Senate. It boasts a bi-partisan list of co-sponsors; not one person registered to testify against it in committee and the Assembly passed AB 363 on voice vote. For these reasons, I respectfully request a public hearing be held to allow the public the opportunity to testify on behalf of this bill. Thank you very much for your consideration of AB 363. If you have any questions or concerns, do not hesitate to call my office.

Sincerely,

Al

Al Ott
State Representative
3rd Assembly District

Wisconsin Municipal Clerks Association

June 2, 1999

Representative Alvin Ott
3rd Assembly District
State Capitol Building
P.O. Box 8953
Madison, WI 53708

Dear Representative Ott:

Thank you for allowing me the opportunity to share my thoughts regarding proposed Assembly Bill 363.

As Vice President of the Wisconsin Municipal Clerk's Association (WMCA), I represent a very large number of clerks whose membership on the Board of Canvassers is affected by the current statute 7.53 (2)(a). I also am a Municipal Clerk who had been placed in a most unfair and uncomfortable position due to actions taken by the Board of Canvassers in which I was mandated to be a member.

In 1996, an election in the City of Appleton generated considerable attention due to the improper handling of a number of ballots at the polling site. At the subsequent recount, the Board of Canvassers made a decision to count only the ballots in their possession and not count the ballots which had been mishandled. This decision was contrary to the opinion provided by the City Attorney. The Attorney then refused to provide representation to the Board of Canvassers. This action forced the Board of Canvassers to seek outside representation as legal action had since commenced. I cannot put into writing the agony, the emotion, or the political pressures that were placed upon myself and the other Board members.

I understand that a change in the membership of the board would not have changed these events, but if I, the Clerk, had not been a member of the Board of Canvassers, the City would have been able to continue to operate without having their elected officials pulled in opposite directions. My knowledge and expertise in election administration could have been used to assist and advise the legal system, instead of spending my time defending the Board's actions in a court of law.

In communities where only one polling place is utilized, the Inspectors of Election constitute the Board of Canvassers, and in cities of more than 500,000 population, the Board of election commissioners acts as the Board of Canvassers. Only in cities where more than one polling place is used, is the Clerk mandated to be a member of the Board of Canvassers. Assembly Bill 363 provides a way to provide for consistency in the membership of all Boards of Canvassers.

GROWTH THROUGH CARING



KNOWLEDGE THROUGH SHARING

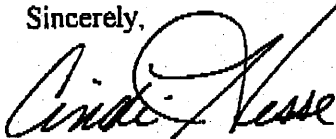
Wisconsin Municipal Clerks Association

The Clerk also should be entrusted to appoint members to the Board of Canvassers. As an elected Clerk, I take an oath of office swearing that I will support the constitution of the United States, the Constitution of the State of Wisconsin, and will faithfully and impartially discharge the duties of said office to the best of my ability. So help me God. Additionally, all officers of a city, whether appointed or elected shall file an official oath of office (62.09(4)(a)). The Clerk, by virtue of his/her office remains neutral and without bias to all actions taken by the governing body and whose duty is to provide nonpartisan services to the citizens of their communities.

I am sorry I, or another member of the WMCA, was not personally able to attend the public hearing on Assembly Bill 363. The short advance notice did not allow us sufficient time to deal with staffing issues and work load adjustments. I do, however, hope my written comments have provided you with a brief insight into the need for this legislative change. I, along with the membership of the WMCA, strongly encourage the members of the committee on Campaigns and Elections to positively support the proposed changes to the Wisconsin State Statutes.

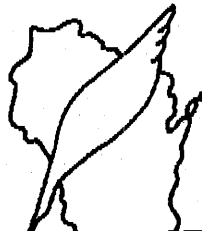
I will be happy to further clarify any statements I have made or answer any questions that may arise.

Sincerely,



Cindi Hesse, CMC/AAE
Appleton City Clerk
Vice President, WMCA

GROWTH THROUGH CARING



KNOWLEDGE THROUGH SHARING



City of
BELOIT, Wisconsin

CITY HALL • 100 STATE STREET • BELOIT, WI 53511

<http://www.ci.beloit.wi.us>

Equal Opportunity Employer

June 3, 1999

Representative Alvin Ott
c/o Andy Gustafson

re: Assembly Bill 363

Dear Representative Ott:

Proposed changes in State Statute 7.53(2)(a) relating to the composition of municipal boards of canvassers in certain municipalities have been brought to my attention. Following review, I urge you to support this act for the following reasons:

1. The changes would remove Clerks from the potential political position of certifying elections for which they are charged with administering; and
2. Consistency would be achieved with the remainder of the statutes regarding the duties and makeup of the Board of Canvassers.

Following the April 6, 1999 election, a losing candidate in our municipal election considered calling for a recount. After spending countless hours preparing for it and discussing the entire election process in an effort to reinforce that the process stood on its own with numerous checks and balances in place, the candidate reconsidered and did not file for the recount.

We discussed the duties of the Board of Canvassers in extreme detail and I know this person would have had more confidence in the entire process if she knew all of the members of the Board were citizen volunteers. I appoint two election inspectors to the Board to serve with me and believe three citizens members would go that one step further in providing a comfort level to the public about the apolitical administration of an election from a Clerk's point of view and job responsibilities.

Please contact me if I can offer any more information to assist you.

Sincerely,

Carol S. Alexander

Carol S. Alexander

City Clerk

City of Beloit

Administrative Services	City Attorney	Engineering Department	Health Department	Housing Services	Information Systems	Personnel Department
608/364-6600	608/364-6823	608/364-6690	608/364-6630	608/364-6650	608/364-6644	608/364-6610
Fax 364-6642	Fax 364-6718	Fax 364-6609	Fax 364-6602	Fax 364-6609	Fax 364-6718	Fax 364-6718

OATH OF OFFICE

STATE OF WISCONSIN,
OUTAGAMIE COUNTY.

} ss.

I, the undersigned, who have been Elected-Appointed
CITY CLERK

to the office of _____ in and for the
City of Appleton

_____ in said County, but have not yet entered
upon the duties thereof, swear (or affirm) that I will support the Constitution of the United States and the Consti-
tution of the State of Wisconsin, and will faithfully discharge the duties of said office to the best of my ability.
So HELP ME GOD.

Subscribed and sworn to before me this 16th day of April, 19 96

Cindi Hesse
Cindi Hesse

Jan Stahl
Jan Stahl

My Commission is PERMANENT