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(FORM UPDATED: 08/11/2010)

WISCONSIN STATE LEGISLATURE ... PUBLIC HEARING - COMMITTEE RECORDS

2005-06

(session year)

Senate

(Assembly, Senate or Joint)

Committee on Labor and Election Process Reform...

COMMITTEE NOTICES ...

- Committee Reports ... **CR**
- Executive Sessions ... **ES**
- Public Hearings ... **PH**

INFORMATION COLLECTED BY COMMITTEE FOR AND AGAINST PROPOSAL

- Appointments ... **Appt** (w/Record of Comm. Proceedings)
- Clearinghouse Rules ... **CRule** (w/Record of Comm. Proceedings)
- Hearing Records ... bills and resolutions (w/Record of Comm. Proceedings)
 - (**ab** = Assembly Bill) (**ar** = Assembly Resolution) (**ajr** = Assembly Joint Resolution)
 - (**sb** = Senate Bill) (**sr** = Senate Resolution) (**sjr** = Senate Joint Resolution)
- Miscellaneous ... **Misc**

* Contents organized for archiving by: Stefanie Rose (LRB) (June 2012)

Senate

Record of Committee Proceedings

Committee on Labor and Election Process Reform

Senate Bill 564

Relating to: the number of ballots authorized to be printed at an election.

By Senators Kanavas and Stepp; cosponsored by Representatives Mursau, LeMahieu, Lothian, Gunderson, Kerkman, Vos, Strachota and Jeskewitz.

February 03, 2006 Referred to Committee on Labor and Election Process Reform.

March 1, 2006 **PUBLIC HEARING HELD**

Present: (4) Senators Reynolds, Lazich, Hansen and Carpenter.
Absent: (1) Senator Kanavas.

Appearances For

- Shawn Lundie — Office of Senator Ted Kanavas
- Paul Malischke, Madison

Appearances Against

- None.

Appearances for Information Only

- None.

Registrations For

- None.

Registrations Against

- None.

March 1, 2006 EXECUTIVE SESSION - POLLING

Moved by Senator Reynolds, seconded by Senator Lazich that **LRB a2564/1** be recommended for introduction and adoption.

Ayes: (4) Senators Reynolds, Lazich, Kanavas and Hansen.
Noes: (1) Senator Carpenter.

INTRODUCTION AND ADOPTION OF LRB A2564/1 RECOMMENDED, Ayes 4,
Noes 1

Moved by Senator Reynolds, seconded by Senator Lazich that **Senate Bill 564** be recommended for passage as amended.

Ayes: (3) Senators Reynolds, Lazich and Kanavas.

Noes: (2) Senators Hansen and Carpenter.

PASSAGE AS AMENDED RECOMMENDED, Ayes 3, Noes 2

Patrick Henneger
Committee Clerk

SB 564

SENATE COMMITTEE ON LABOR AND ELECTION PROCESS
REFORM

Paper Ballot: Senator Carpenter

Please return your vote via ballot to Senator Reynolds' office (306 South) by 10:00 a.m., Thursday, March 2nd, 2006.

Any questions on the attached amendments can be directed to Russ Whitesel, Legislative Council for the committee. His direct line is 6-0922.

Thank you.

MOTION

Recommend confirmation of **Sue Bauman** of Madison, as a member of the Wisconsin Employment Relations Commission, to serve for the term ending March 1, 2011.

Aye _____ Nay _____

MOTION

Recommend confirmation of **Kathryn Daley** of Green Bay, as a member of the Auctioneer Board, to serve for the term ending May 1, 2007.

Aye _____ Nay _____

MOTION

Recommend concurrence of **Assembly Bill 268** relating to mandatory and permissive subjects of collective bargaining under the Municipal Employment Relations Act.

Aye _____ Nay _____

MOTION

Recommend concurrence of **Assembly Bill 736** relating to drug and alcohol testing of employees who are required to be paid the prevailing wage rate for work performed on projects of public works, other than state highway projects, and providing a penalty..

Aye _____ Nay _____

MOTION

Recommend concurrence of **Assembly Bill 857** relating to final offer limits under the Municipal Employment Relations Act.

Aye _____ Nay _____

MOTION

Recommend concurrence of **Assembly Joint Resolution 36** relating to requiring a photographic identification to vote, or register to vote, at the polls on election day (first consideration).

Aye _____ Nay _____

MOTION

Recommend introduction and adoption of LRB a2564/1 (copy attached) to **Senate Bill 564** relating to the number of ballots authorized to be printed at an election.

Aye _____ Nay _____

MOTION (Answer both alternatives)

Recommend **Senate Bill 564** for passage as amended (if amendment passes)

Aye _____ Nay ✓

Recommend **Senate Bill 564** for passage (if amendment fails)

Aye _____ Nay ✓

MOTION

Recommend adoption of **Senate Amendment 1** (attached) to **Senate Bill 612** relating to administration of elections; providing exemptions from and extending the time limit for emergency rule procedures; granting rule-making authority; and providing penalties.

Aye ✓ Nay _____

MOTION

Recommend introduction and adoption of LRB a2489/1 (copy attached) to **Senate Bill 612**

Aye _____ Nay ✓ ← *Changed to Aye per the Senator's request*
3-6-06

MOTION (Answer all alternatives)

Recommend **Senate Bill 612** for passage as amended (if both SA 1 and LRB a2489 pass)

Aye _____ Nay ✓

Recommend **Senate Bill 612** for passage as amended (if SA 1 passes but LRB a2489 fails)

Aye _____ Nay _____

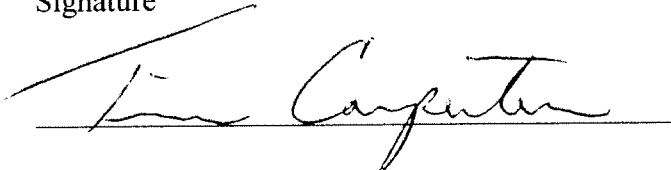
Recommend **Senate Bill 612** for passage as amended (if LRB a2489 passes but SA 1 fails)

Aye _____ Nay _____

Recommend **Senate Bill 612** for passage (if both SA1 and LRB a2489 fail)

Aye _____ Nay _____

Signature



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SENATE COMMITTEE ON LABOR AND ELECTION PROCESS
REFORM

Paper Ballot: Senator Hansen

Please return your vote via ballot to Senator Reynolds' office (306 South) by 10:00 a.m., Thursday, March 2nd, 2006.

Any questions on the attached amendments can be directed to Russ Whitesel, Legislative Council for the committee. His direct line is 6-0922.

Thank you.

MOTION

Recommend confirmation of **Sue Bauman** of Madison, as a member of the Wisconsin Employment Relations Commission, to serve for the term ending March 1, 2011.

Aye X Nay _____

MOTION

Recommend confirmation of **Kathryn Daley** of Green Bay, as a member of the Auctioneer Board, to serve for the term ending May 1, 2007.

Aye X Nay _____

MOTION

Recommend concurrence of **Assembly Bill 268** relating to mandatory and permissive subjects of collective bargaining under the Municipal Employment Relations Act.

Aye _____ Nay X

MOTION

Recommend concurrence of **Assembly Bill 736** relating to drug and alcohol testing of employees who are required to be paid the prevailing wage rate for work performed on projects of public works, other than state highway projects, and providing a penalty..

Aye X Nay

MOTION

Recommend concurrence of **Assembly Bill 857** relating to final offer limits under the Municipal Employment Relations Act.

Aye Nay X

MOTION

Recommend concurrence of **Assembly Joint Resolution 36** relating to requiring a photographic identification to vote, or register to vote, at the polls on election day (first consideration).

Aye Nay X

MOTION

Recommend introduction and adoption of LRB a2564/1 (copy attached) to **Senate Bill 564** relating to the number of ballots authorized to be printed at an election.

Aye X Nay

MOTION (Answer both alternatives)

Recommend **Senate Bill 564** for passage as amended (if amendment passes)

Aye _____ Nay X

Recommend **Senate Bill 564** for passage (if amendment fails)

Aye _____ Nay X

MOTION

Recommend adoption of **Senate Amendment 1** (attached) to **Senate Bill 612** relating to administration of elections; providing exemptions from and extending the time limit for emergency rule procedures; granting rule-making authority; and providing penalties.

Aye X _____ Nay _____

MOTION

Recommend introduction and adoption of LRB a2489/1 (copy attached) to **Senate Bill 612**

Aye _____ Nay X

MOTION (Answer all alternatives)

Recommend **Senate Bill 612** for passage as amended (if both SA 1 and LRB a2489 pass)

Aye X _____ Nay _____

Recommend **Senate Bill 612** for passage as amended (if SA 1 passes but LRB a2489 fails)

Aye X Nay

Recommend **Senate Bill 612** for passage as amended (if LRB a2489 passes but SA 1 fails)

Aye X Nay

Recommend **Senate Bill 612** for passage (if both SA1 and LRB a2489 fail)

Aye X Nay

Signature
 Dave Hansen

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SENATE COMMITTEE ON LABOR AND ELECTION PROCESS
REFORM

Paper Ballot: Senator Kanavas

Please return your vote via ballot to Senator Reynolds' office (306 South) by 10:00 a.m., Thursday, March 2nd, 2006.

Any questions on the attached amendments can be directed to Russ Whitesel, Legislative Council for the committee. His direct line is 6-0922.

Thank you.

MOTION

Recommend confirmation of **Sue Bauman** of Madison, as a member of the Wisconsin Employment Relations Commission, to serve for the term ending March 1, 2011.

Aye ✓ Nay

MOTION

Recommend confirmation of **Kathryn Daley** of Green Bay, as a member of the Auctioneer Board, to serve for the term ending May 1, 2007.

Aye ✓ Nay

MOTION

Recommend concurrence of **Assembly Bill 268** relating to mandatory and permissive subjects of collective bargaining under the Municipal Employment Relations Act.

Aye ✓ Nay

MOTION

Recommend concurrence of **Assembly Bill 736** relating to drug and alcohol testing of employees who are required to be paid the prevailing wage rate for work performed on projects of public works, other than state highway projects, and providing a penalty..

Aye _____ Nay _____

MOTION

Recommend concurrence of **Assembly Bill 857** relating to final offer limits under the Municipal Employment Relations Act.

Aye _____ Nay _____

MOTION

Recommend concurrence of **Assembly Joint Resolution 36** relating to requiring a photographic identification to vote, or register to vote, at the polls on election day (first consideration).

Aye _____ Nay _____

MOTION

Recommend introduction and adoption of LRB a2564/1 (copy attached) to **Senate Bill 564** relating to the number of ballots authorized to be printed at an election.

Aye _____ Nay _____

MOTION (Answer both alternatives)

Recommend **Senate Bill 564** for passage as amended (if amendment passes)

Aye _____ Nay _____

Recommend **Senate Bill 564** for passage (if amendment fails)

Aye _____ Nay _____

MOTION

Recommend adoption of **Senate Amendment 1** (attached) to **Senate Bill 612** relating to administration of elections; providing exemptions from and extending the time limit for emergency rule procedures; granting rule-making authority; and providing penalties.

Aye _____ Nay _____

MOTION

Recommend introduction and adoption of LRB a2489/1 (copy attached) to **Senate Bill 612**

Aye _____ Nay _____

MOTION (Answer all alternatives)

Recommend **Senate Bill 612** for passage as amended (if both SA 1 and LRB a2489 pass)

Aye _____ Nay _____

Recommend **Senate Bill 612** for passage as amended (if SA 1 passes but LRB a2489 fails)

Aye _____ Nay _____


Recommend **Senate Bill 612** for passage as amended (if LRB a2489 passes but SA 1 fails)

Aye _____ Nay _____

Recommend **Senate Bill 612** for passage (if both SA1 and LRB a2489 fail)

Aye _____ Nay _____

Signature

 _____

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SENATE COMMITTEE ON LABOR AND ELECTION PROCESS
REFORM

Paper Ballot: Senator Lazich

Please return your vote via ballot to Senator Reynolds' office (306 South) by 10:00 a.m., Thursday, March 2nd, 2006.

Any questions on the attached amendments can be directed to Russ Whitesel, Legislative Council for the committee. His direct line is 6-0922.

Thank you.

MOTION

Recommend confirmation of **Sue Bauman** of Madison, as a member of the Wisconsin Employment Relations Commission, to serve for the term ending March 1, 2011.

Aye X Nay _____

MOTION

Recommend confirmation of **Kathryn Daley** of Green Bay, as a member of the Auctioneer Board, to serve for the term ending May 1, 2007.

Aye X Nay _____

MOTION

Recommend concurrence of **Assembly Bill 268** relating to mandatory and permissive subjects of collective bargaining under the Municipal Employment Relations Act.

Aye X Nay _____

MOTION

Recommend concurrence of **Assembly Bill 736** relating to drug and alcohol testing of employees who are required to be paid the prevailing wage rate for work performed on projects of public works, other than state highway projects, and providing a penalty..

Aye X Nay _____

MOTION

Recommend concurrence of **Assembly Bill 857** relating to final offer limits under the Municipal Employment Relations Act.

Aye X Nay _____

MOTION

Recommend concurrence of **Assembly Joint Resolution 36** relating to requiring a photographic identification to vote, or register to vote, at the polls on election day (first consideration).

Aye X Nay _____

MOTION

Recommend introduction and adoption of LRB a2564/1 (copy attached) to **Senate Bill 564** relating to the number of ballots authorized to be printed at an election.

Aye X Nay _____

MOTION (Answer both alternatives)

Recommend **Senate Bill 564** for passage as amended (if amendment passes)

Aye X Nay _____

Recommend **Senate Bill 564** for passage (if amendment fails)

Aye X Nay _____

MOTION

Recommend adoption of **Senate Amendment 1** (attached) to **Senate Bill 612** relating to administration of elections; providing exemptions from and extending the time limit for emergency rule procedures; granting rule-making authority; and providing penalties.

Aye X Nay _____

MOTION

Recommend introduction and adoption of LRB a2489/1 (copy attached) to **Senate Bill 612**

Aye X Nay _____

MOTION (Answer all alternatives)

Recommend **Senate Bill 612** for passage as amended (if both SA 1 and LRB a2489 pass)

Aye X Nay _____

Recommend **Senate Bill 612** for passage as amended (if SA 1 passes but LRB a2489 fails)

Aye X Nay

Recommend **Senate Bill 612** for passage as amended (if LRB a2489 passes but SA 1 fails)

Aye X Nay

Recommend **Senate Bill 612** for passage (if both SA1 and LRB a2489 fail)

Aye X Nay

Signature

 Mary Hanich

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SENATE COMMITTEE ON LABOR AND ELECTION PROCESS
REFORM

Paper Ballot: Senator Reynolds

Please return your vote via ballot to Senator Reynolds' office (306 South) by 10:00 a.m., Thursday, March 2nd, 2006.

Any questions on the attached amendments can be directed to Russ Whitesel, Legislative Council for the committee. His direct line is 6-0922.

Thank you.

MOTION

Recommend confirmation of **Sue Bauman** of Madison, as a member of the Wisconsin Employment Relations Commission, to serve for the term ending March 1, 2011.

Aye / Nay _____

MOTION

Recommend confirmation of **Kathryn Daley** of Green Bay, as a member of the Auctioneer Board, to serve for the term ending May 1, 2007.

Aye X Nay _____

MOTION

Recommend concurrence of **Assembly Bill 268** relating to mandatory and permissive subjects of collective bargaining under the Municipal Employment Relations Act.

Aye X Nay _____

MOTION

Recommend concurrence of **Assembly Bill 736** relating to drug and alcohol testing of employees who are required to be paid the prevailing wage rate for work performed on projects of public works, other than state highway projects, and providing a penalty..

Aye ~~_____~~ Nay _____

MOTION

Recommend concurrence of **Assembly Bill 857** relating to final offer limits under the Municipal Employment Relations Act.

Aye ~~_____~~ Nay _____

MOTION

Recommend concurrence of **Assembly Joint Resolution 36** relating to requiring a photographic identification to vote, or register to vote, at the polls on election day (first consideration).

Aye ~~_____~~ Nay _____

MOTION

Recommend introduction and adoption of LRB a2564/1 (copy attached) to **Senate Bill 564** relating to the number of ballots authorized to be printed at an election.

Aye ~~_____~~ Nay _____

MOTION (Answer both alternatives)

Recommend **Senate Bill 564** for passage as amended (if amendment passes)

Aye X Nay _____

Recommend **Senate Bill 564** for passage (if amendment fails)

Aye _____ Nay _____

MOTION

Recommend adoption of **Senate Amendment 1** (attached) to **Senate Bill 612** relating to administration of elections; providing exemptions from and extending the time limit for emergency rule procedures; granting rule-making authority; and providing penalties.

Aye X Nay _____

MOTION

Recommend introduction and adoption of LRB a2489/1 (copy attached) to **Senate Bill 612**

Aye X Nay _____

MOTION (Answer all alternatives)

Recommend **Senate Bill 612** for passage as amended (if both SA 1 and LRB a2489 pass)

Aye X Nay _____

Recommend **Senate Bill 612** for passage as amended (if SA 1 passes but LRB a2489 fails)

Aye _____ Nay _____

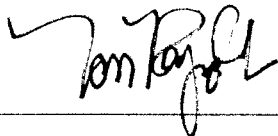
Recommend **Senate Bill 612** for passage as amended (if LRB a2489 passes but SA 1 fails)

Aye _____ Nay _____

Recommend **Senate Bill 612** for passage (if both SA1 and LRB a2489 fail)

Aye _____ Nay _____

Signature



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Testimony of Senator Ted Kanavas
Committee on Labor and Election Process Reform
March 1, 2005
SB 564

Wrong year?
Hearing date
March 1, 2006

Chairman Reynolds, members of the committee, I am testifying today on behalf of Senator Ted Kanavas who is currently chairing a hearing of the Job Creation and Economic Development Committee and apologizes that he is not able to be here in person.

Senate Bill 564 addresses the ballot printing issue that arose during the 2000 and 2004 Presidential elections in the City of Milwaukee. Prior to the presidential election of 2000, the City of Milwaukee requested 938,300 ballots be printed, or nearly three times the number of registered voters, as it turned out, only 245,670 votes were cast. In 2004 the City of Milwaukee requested 841,357 ballots to be printed for the September 2004 primary. Ultimately, only 94,643 votes were cast. The bill would restrict the number of ballots able to be printed up to 150 percent of the votes cast during the most recent corresponding election.

Initially, SB 564 was drafted to impose a statewide standard for ballot printing. After receiving thoughtful comments from county clerks and election officials from around the state, however, I was made aware of several scenarios where the ballot printing restriction would be problematic for municipalities with high population growth. I have therefore, introduced an amendment to this legislation that would limit the ballot printing restriction to 1st class cities.

As you know, Wisconsin's only 1st class city, the City of Milwaukee. The City of Milwaukee does encounter many of the problems that other municipalities encounter around the state. Milwaukee has no boundaries with a township, and therefore, does not have the ability to annex new land. Most County Clerks that contacted my office said that the creation of new wards following annexation of town land was their greatest concern. In addition, the City of Milwaukee is not gaining population as opposed to other municipalities around the state many of which have experienced high population increases.

I believe that this common sense legislation will save taxpayer's dollars, approximately 15 cents per ballot, and will reduce the possibility of fraud via the inappropriate and illegal use of excess ballots. I ask that my fellow members of the committee support SB 564 and its amendment.

Thank you.



March 1, 2006

To: Senate Committee on Labor & Election Process Reform

Re: Bill 564, limit on number of ballots to be printed

From: Paul Malischke

This proposal should be applauded. The situation in Milwaukee in 2004 where an exorbitant number of ballots were requested not only opened the door to fraud, but resulted in negative publicity for Milwaukee and Wisconsin on the national and international level.

However, the criteria in the bill for establishing the number of ballots may not take into account a spike in interest for an election compared to a previous election. It does not take into population increases or decreases.

It does not address a more frequent problem, which is printing too few ballots. Lack of ballots causes long waits to vote, and damages citizens confidence that elections are being run fairly.

Consider these changes:

Eliminate all elections except the November general election entirely from the bill. Whoever heard of a controversy about the number of ballots for a spring election? Clerks can make this decision without micromanaging from a rigid statute.

Consider a criteria similar to that recommended by the staff of the State Elections board for November 2004: 125% of the voting age population. Let clerks deviate from this (up or down) by 20% to 25%.

It may be better to address this issue by administrative rules, which will allow for more data to be collected during promulgation, input from clerks and the public, and more flexibility if problems should arise in unusual circumstances.