

BILL

1 *~~4476/3.14~~* **SECTION 48.** 6.36 (1) (a) of the statutes is amended to read:

2 6.36 (1) (a) The board shall compile and maintain electronically an official
3 registration list. The list shall contain the name and address of each registered
4 elector in the state, the date of birth of the elector, the ward and aldermanic district
5 of the elector, if any, and, for each elector, a unique registration identification number
6 assigned by the board, the number of a valid operator's license issued to the elector
7 under ch. 343, if any, or the last 4 digits of the elector's social security account
8 number, if any, any identification serial number issued to the elector under s. 6.47
9 (3), the date of any election in which the elector votes, an indication of whether the
10 elector is a military elector, as defined in ~~sub. (2) (c)~~ s. 6.34 (1), who has so certified under s.
11 6.865 (3m), an indication of whether the elector is an overseas elector, as defined in
12 s. 6.24 (1), any information relating to the elector that appears on the current list
13 transmitted to the board by the department of corrections under s. 301.03 (20m), an
14 indication of any accommodation required under s. 5.25 (4) (a) to permit voting by
15 the elector, an indication of the method by which the elector's registration form was
16 received, if any information in the elector's registration was obtained by initiative
17 of the board, whether the registration of the individual has been confirmed under s.
18 6.256 (7), and such other information as may be determined by the board to facilitate
19 administration of elector registration requirements.

20 *~~4418/1.3~~* **SECTION 49.** 6.36 (1) (b) 1. a. of the statutes is amended to read:

21 6.36 (1) (b) 1. a. ~~No~~ Except as provided in par. (bm), no person other than an
22 employee of the board, a county clerk, a deputy county clerk, an executive director
23 of a county board of election commissioners, a deputy designated by the executive
24 director, a municipal clerk, a deputy municipal clerk, an executive director of a city
25 board of election commissioners, or a deputy designated by the executive director

BILL

SECTION 49

striking
↓
birthday

1 may view the ~~date of birth~~, operator's license number, or social security account
2 number of an elector, the address of an elector to whom an identification serial
3 number is issued under s. 6.47 (3), or any indication of an accommodation required
4 under s. 5.25 (4) (a) to permit voting by an elector.

5 ~~*-4476/3.15* SECTION 50.~~ 6.36 (1) (b) 1. a. of the statutes is amended to read:

6 6.36 (1) (b) 1. a. No person other than an employee of the board, a county clerk,
7 a deputy county clerk, an executive director of a county board of election
8 commissioners, a deputy designated by the executive director, a municipal clerk, a
9 deputy municipal clerk, an executive director of a city board of election
10 commissioners, or a deputy designated by the executive director may view the date
11 of birth ~~date of birth~~ *birthday*, operator's license number, or social security account number of an
12 elector, the address of an elector to whom an identification serial number is issued
13 under s. 6.47 (3), or any indication of an accommodation required under s. 5.25 (4)
14 (a) to permit voting by an elector.

15 ~~*-4418/1.4*~~ SECTION 51. 6.36 (1) (bm) of the statutes is created to read:

16 6.36 (1) (bm) 1. In this paragraph, "state authority" has the meaning given in
17 s. 19.62 (8).

18 *except as provided in s. 6.256 (11) the*
2. ~~The~~ board may transfer any information in the official registration list to
19 which access is restricted under par. (b) 1. a. to any state authority or to a subunit
20 of the state government of another state.

21 ~~*-4476/3.16*~~ SECTION 52. 6.36 (2) (a) of the statutes is amended to read:

22 6.36 (2) (a) Except as provided in par. (b), each registration list prepared for use
23 as a poll list at a polling place or for purposes of canvassing absentee ballots at an
24 election shall contain the full name and address of each registered elector; a blank
25 column for the entry of the serial number of the electors when they vote or the poll

BILL

1 list number used by the municipal board of absentee ballot canvassers in canvassing
2 absentee ballots; an indication whether the registration of an elector has been
3 confirmed under s. 6.256 (7), if confirmation is required; an indication next to the
4 name of each elector for whom proof of residence under s. 6.34 is required; and a form
5 of certificate bearing the certification of the administrator of the elections division
6 of the board stating that the list is a true and complete registration list of the
7 municipality or the ward or wards for which the list is prepared.

8 ***-4476/3.17* SECTION 53.** 6.36 (2) (c) of the statutes is amended to read:

9 6.36 (2) (c) The list shall contain, next to the name of each elector, an indication
10 of whether proof of residence under s. 6.34 is required for the elector to be permitted
11 to vote. Proof of residence is required if the elector is not a military elector or an
12 overseas elector and the elector registers by mail or has not confirmed his or her
13 registration under s. 6.256 (7) and has not previously voted in an election in this
14 state.

15 ***-4476/3.18* SECTION 54.** 6.54 of the statutes is amended to read:

16 **6.54 Failure to register; rights.** No name may be added to the registration
17 list after the close of registration, but any person whose name is not on the
18 registration list or whose registration has not been confirmed under s. 6.256 (7), if
19 confirmation is required, but who is otherwise a qualified elector, is entitled to vote
20 at the election upon compliance with s. 6.29 or 6.55.

21 ***-4476/3.19* SECTION 55.** 6.55 (title) of the statutes is amended to read:

22 **6.55 (title) Polling place registration and registration confirmation;**
23 **voting by certification.**

24 ***-4476/3.20* SECTION 56.** 6.55 (2) (a) 1. of the statutes is amended to read:

BILL**SECTION 56**

1 6.55 (2) (a) 1. Except where the procedure under par. (c) or (cm) is employed,
2 any person who qualifies as an elector in the ward or election district where he or she
3 desires to vote, but has not previously filed a registration form, whose registration
4 appears on the registration list but has not been confirmed under s. 6.256 (7) or who
5 was registered at another location, may request permission to vote at the polling
6 place for that ward or election district, or at an alternate polling place assigned under
7 s. 5.25 (5) (b). When a proper request is made, the inspector shall require the person
8 to execute a registration form or confirmation form prescribed by the board. ~~The~~ An
9 original registration form shall be completed in the manner provided under s. 6.33
10 (2) and shall contain all information required under s. 6.33 (1), together with the
11 following certification:

12 “I, ..., hereby certify that, to the best of my knowledge, I am a qualified elector,
13 having resided at for at least 10 days immediately preceding this election, and I
14 have not voted at this election.”

15 *-4476/3.21* **SECTION 57.** 6.55 (2) (b) of the statutes is amended to read:

16 6.55 (2) (b) Upon executing ~~the~~ a registration form or confirmation form under
17 par. (a), the elector shall provide proof of residence under s. 6.34. If the elector cannot
18 provide proof of residence, the information contained in the elector's registration
19 form or confirmation form shall be corroborated in a statement that is signed by any
20 another elector who resides in the same municipality as the registering elector and
21 that contains the current street address of the corroborating elector. The
22 corroborator shall then provide proof of residence as provided in s. 6.34. If the elector
23 is registering to vote or confirming his or her registration in the general election and
24 the elector presents a valid driver's license issued by another state, the inspector or
25 deputy shall record on a separate list the name and address of the elector, the name

BILL

1 of the state, and the license number and expiration date of the license. The signing
2 by the elector executing the registration form or confirmation form and the signing
3 by any corroborator shall be in the presence of the special registration deputy or
4 inspector who shall then print his or her name on and sign the form, indicating that
5 the deputy or inspector has accepted the form. Upon compliance with this procedure,
6 the elector shall be permitted to cast his or her vote, if the elector complies with all
7 other requirements for voting at the polling place.

8 *~~4476/3.22~~* SECTION 58. 6.55 (2) (c) 1. and 2. of the statutes are amended to
9 read:

10 6.55 (2) (c) 1. As an alternative to registration or confirmation of registration
11 under par. (a) at the a polling place under pars. (a) and (b), the board of election
12 commissioners, or the governing body of any municipality may by resolution require
13 a person who qualifies as an elector and who is not registered or confirmed and
14 desires to register or confirm his or her registration on the day of an election to do
15 so at another readily accessible location in the same building as the polling place
16 serving the elector's residence or at an alternate polling place assigned under s. 5.25
17 (5) (b), instead of at the polling place serving the elector's residence. In such case,
18 the municipal clerk shall prominently post a notice of the registration location at the
19 polling place. The elector who desires to register or confirm his or her registration
20 shall execute a registration form or confirmation form as prescribed under par. (a)
21 and provide proof of residence as provided under s. 6.34. If the elector cannot provide
22 proof of residence, the information contained in the registration form or confirmation
23 form shall be corroborated in the manner provided in par. (b). If the elector is
24 registering to vote or confirming his or her registration in the general election and
25 the elector presents a valid driver's license issued by another state, the municipal

BILL**SECTION 58**

1 clerk, deputy clerk, or special registration deputy shall record on a separate list the
2 name and address of the elector, the name of the state, and the license number and
3 expiration date of the license. The signing by the elector executing the registration
4 form or confirmation form and the signing by any corroborator shall be in the
5 presence of the municipal clerk, deputy clerk or special registration deputy. The
6 municipal clerk, the deputy clerk, or the special registration deputy shall then print
7 his or her name and sign the form, indicating that the clerk, deputy clerk, or deputy
8 has accepted the form. ~~Upon proper completion of registration, the municipal clerk,~~
9 ~~deputy clerk or special registration deputy shall serially number the registration and~~
10 ~~give one copy to the elector for presentation at the polling place serving the elector's~~
11 ~~residence or an alternate polling place assigned under s. 5.25 (5) (b).~~

12 2. Upon compliance with the procedures under subd. 1., the municipal clerk or
13 deputy clerk shall issue a certificate addressed to the inspectors of the proper polling
14 place directing that the elector be permitted to cast his or her vote if the elector
15 complies with all requirements for voting at the polling place. The clerk shall enter
16 the name and address of the elector on the face of the certificate. If the elector's
17 registration or confirmation is corroborated, the clerk shall also enter the name and
18 address of the corroborator on the face of the certificate. The certificate shall be
19 numbered serially and prepared in duplicate. The municipal clerk shall preserve one
20 copy in his or her office.

21 ***-4476/3.23* SECTION 59.** 6.55 (2) (cs) of the statutes is amended to read:

22 6.55 (2) (cs) The board shall provide to each municipal clerk a list prepared for
23 use at each polling place showing the name and address of each person whose name
24 appears on the list provided by the department of corrections under s. 301.03 (20m)
25 as ineligible to vote on the date of the election, whose address is located in the area

BILL

1 served by that polling place, and whose name does not appear on the poll list for that
2 polling place. Prior to permitting an elector to register to vote or to confirm a
3 registration in accordance with s. 6.256 (7) under this subsection or s. 6.86 (3) (a) 2.,
4 the inspectors or special registration deputies shall review the list. If the name of
5 an elector who wishes to register to vote appears on the list, the inspectors or special
6 registration deputies shall inform the elector or the elector's agent that the elector
7 is ineligible to register to vote. If the elector or the elector's agent maintains that the
8 elector is eligible to vote in the election, the inspectors or special registration
9 deputies shall permit the elector to register or to confirm his or her registration but
10 shall mark the elector's registration form as "ineligible to vote per Department of
11 Corrections." If the elector wishes to vote, the inspectors shall require the elector to
12 vote by ballot and shall challenge the ballot as provided in s. 6.79 (2) (dm).

13 ***-4476/3.24* SECTION 60.** 6.55 (5) of the statutes is amended to read:

14 6.55 (5) Any person who violates falsifies a statement under this section may
15 be punished as provided in ss. 12.13 (3) (g) and 12.60 (1) (b).

16 ***-4476/3.25* SECTION 61.** 6.79 (4) of the statutes is amended to read:

17 6.79 (4) SUPPLEMENTAL INFORMATION. When any elector provides proof of
18 residence under s. 6.15, 6.29 or 6.55 (2), the election officials shall enter the type of
19 identifying document provided on the poll list, or separate list maintained under sub.
20 (2) (c). If the document submitted as proof of identity or residence includes a number
21 which applies only to the individual holding that document, the election officials
22 shall also enter that number on the list. When any elector corroborates the
23 registration ~~identity or residence~~ or confirmation of registration of any person
24 offering to vote under s. 6.55 (2) (b) or (c), or the registration ~~identity or residence~~ or
25 confirmation of any person registering on election day under s. 6.86 (3) (a) 2., the

BILL

SECTION 61

1 election officials shall also enter the name and address of the corroborator next to the
2 name of the elector whose information is being corroborated on the poll list, or the
3 separate list maintained under sub. (2) (c). When any person offering to vote has
4 been challenged and taken the oath, following the person's name on the poll list, the
5 officials shall enter the word "Sworn".

6 ***-4219/3.4* SECTION 62.** 6.855 (title) of the statutes is amended to read:

7 **6.855 (title) Alternate absentee ballot site sites.**

8 ***-4219/3.5* SECTION 63.** 6.855 (1) of the statutes is amended to read:

9 6.855 (1) The governing body of a municipality may elect to designate ~~a site~~
10 one or more sites other than the office of the municipal clerk or board of election
11 commissioners as ~~the a~~ location from which electors of the municipality may request
12 and vote absentee ballots and to which voted absentee ballots ~~shall~~ may be returned
13 by electors for any election. ~~The designated site shall be located as near as~~
14 ~~practicable to the office of the municipal clerk or board of election commissioners and~~
15 ~~no~~ No alternate site may be designated that affords an advantage to any political
16 party. An election by a governing body to designate an alternate site under this
17 section shall be made no fewer than 14 days prior to the time that absentee ballots
18 are available for the primary under s. 7.15 (1) (cm), if a primary is scheduled to be
19 held, or ~~at least~~ no fewer than 14 days prior to the time that absentee ballots are
20 available for the election under s. 7.15 (1) (cm), if a primary is not scheduled to be
21 held, and shall remain in effect until at least the day after the election. ~~If the~~
22 ~~governing body of a municipality makes an election under this section, no function~~
23 ~~related to voting and return of absentee ballots that is to be conducted at the~~
24 ~~alternate site may be conducted in the office of the municipal clerk or board of~~
25 ~~election commissioners.~~ An alternate site may be used for absentee voting in

BILL

1 addition to or in lieu of use of the office of the municipal clerk or board of election
 2 commissioners. No later than the latest time specified in this subsection for
 3 designation of an alternate site for absentee voting at an election, a municipality
 4 designating an alternate site shall provide written notice to the board of the
 5 designation of the site, the address of the site, and the election at which it will be in
 6 operation.

7 ***-4219/3.6* SECTION 64.** 6.855 (2) of the statutes is amended to read:

8 6.855 (2) The municipal clerk or board of election commissioners shall
 9 prominently display a notice of the designation of ~~the~~ each alternate site selected
 10 under sub. (1) in the office of the municipal clerk or board of election commissioners
 11 beginning on the date that the site is designated under sub. (1) and continuing
 12 through the period that absentee ballots are available for the election and for any
 13 primary under s. 7.15 (1) (cm). The notice shall specify the days and hours of
 14 operation of each alternate site and the days and hours of operation of the office of
 15 the municipal clerk or board of election commissioners. If the municipal clerk or
 16 board of election commissioners maintains a Web site on the Internet, the clerk or
 17 board of election commissioners shall post a notice of the designation of ~~the~~ each
 18 alternate site selected under sub. (1) on the Web site during the same period that
 19 notice is displayed in the office of the clerk or board of election commissioners.

20 ***-4234/3.13* SECTION 65.** 6.86 (1) (a) (intro.) of the statutes is amended to read:

21 6.86 (1) (a) (intro.) Any elector of a municipality who is registered to vote
 22 whenever required and who qualifies under ss. 6.20 and 6.85 as an absent elector
 23 may make written application to the municipal clerk of that municipality for an
 24 official ballot by one of the following methods:

25 ***-4234/3.14* SECTION 66.** 6.86 (1) (a) 3. of the statutes is amended to read:

INS 41-24 from P. 42

fix component

create autoreb X

as affected by 2009 Wisconsin Act (this act)

repealed and recreated

BILL

SECTION 66

1 6.86 (1) (a) 3. By signing a statement filing a request to receive absentee ballots
 2 under sub. (2) (2m) (a) or s. 6.22 (4) or 6.24 (4).
 PLAIN PLAIN PLAIN

3 **INS 41-24** ***-4418/1.5*** SECTION 67. 6.86 (1) (a) 3. of the statutes is amended to read:
 4 6.86 (1) (a) 3. By signing submitting a statement under sub. (2) (a). move to p. 41

5 ***-4219/3.7*** SECTION 68. 6.86 (1) ~~(a)~~ (ad) of the statutes is created to read:
 6 6.86 (1) ~~(a)~~ (ad) The board shall prescribe the form of applications for absentee
 7 ballots by electors who vote in person at the office of the municipal clerk or an
 8 alternate site designated under s. 6.855.

9 ***-4418/1.6*** SECTION 69. 6.86 (1) (ab) of the statutes is created to read:
 10 6.86 (1) (ab) The application shall be signed by the elector except as authorized
 11 in par. (ag) and subs. (2) (2m) (a) and (3) (a) 1.

12 ***-4234/3.15*** SECTION 70. 6.86 (1) (ac) of the statutes is amended to read:
 13 6.86 (1) (ac) Any elector qualifying under par. (a) may make written application
 14 to the municipal clerk for an official ballot by means of facsimile transmission or
 15 electronic mail. Any application under this paragraph shall need not contain a copy
 16 of the applicant's original signature. ~~An elector requesting a ballot under this~~
 17 ~~paragraph shall return with the voted ballot a copy of the request bearing an original~~
 18 ~~signature of the elector as provided in s. 6.87 (4).~~

19 ***-4234/3.16*** SECTION 71. 6.86 (1) (b) of the statutes is amended to read:
 20 6.86 (1) (b) Except as provided in this section, if application is made by mail,
 21 facsimile transmission or electronic mail
 22 ~~the application, signed by the elector,~~ strike shall be received no later than 5 p.m. on the
 23 5th day immediately preceding the election. If application is made in person, the
 24 application shall be made no later than 5 p.m. on the day preceding the election. If
 25 Except as provided in par. (c), if the elector is making written application for an
absentee ballot at the September primary or, the general election, the presidential

BILL

1 preference primary, or a special election for national office, and the application
 2 indicates that the elector is a military elector, as defined in s. 6.36 (2) (c), the
 3 application shall be received by the municipal clerk no later than 5 p.m. on election
 4 day. If the application indicates that the reason for requesting an absentee ballot is
 5 that the elector is a sequestered juror, the application shall be received no later than
 6 5 p.m. on election day. If the application is received after 5 p.m. on the Friday
 7 immediately preceding the election, the municipal clerk or the clerk's agent shall
 8 immediately take the ballot to the court in which the elector is serving as a juror and
 9 deposit it with the judge. The judge shall recess court, as soon as convenient, and
 10 give the elector the ballot. The judge shall then witness the voting procedure as
 11 provided in s. 6.87 and shall deliver the ballot to the clerk or agent of the clerk who
 12 shall deliver it to the polling place or, in municipalities where absentee ballots are
 13 canvassed under s. 7.52 to the municipal clerk as required in s. 6.88. If application
 14 is made under sub. ~~(2)~~ or (2m), the application may be received no later than 5 p.m.
 15 on the Friday immediately preceding the election.

715 ← STET: NO CHANGES HERE

16 *~~4418/1.7~~ SECTION 72. 6.86 (1) (b) of the statutes is amended to read:

17 6.86 (1) (b) Except as provided in this section, if application is made by mail,
 18 facsimile transmission, or electronic mail, the application, ~~signed by the elector,~~ shall
 19 be received no later than 5 p.m. on the 5th day immediately preceding the election.
 20 If application is made in person, the application shall be made no later than 5 p.m.
 21 on the day preceding the election. If the elector is making written application for an
 22 absentee ballot at the September primary or general election and the application
 23 indicates that the elector is a military elector, as defined in s. 6.36 (2) (c), the
 24 application shall be received by the municipal clerk no later than 5 p.m. on election
 25 day. If the application indicates that the reason for requesting an absentee ballot is

BILL

SECTION 72

1 that the elector is a sequestered juror, the application shall be received no later than
 2 5 p.m. on election day. If the application is received after 5 p.m. on the Friday
 3 immediately preceding the election, the municipal clerk or the clerk's agent shall
 4 immediately take the ballot to the court in which the elector is serving as a juror and
 5 deposit it with the judge. The judge shall recess court, as soon as convenient, and
 6 give the elector the ballot. The judge shall then witness the voting procedure as
 7 provided in s. 6.87 and shall deliver the ballot to the clerk or agent of the clerk who
 8 shall deliver it to the polling place or, in municipalities where absentee ballots are
 9 canvassed under s. 7.52, to the municipal clerk as required in s. 6.88. If application
 10 is made under sub. (2) or (2m), the application may be received no later than 5 p.m.
 11 on the Friday immediately preceding the election.

-4234/3.17 SECTION 73. 6.86 (1) (b) of the statutes, as affected by 2009

Wisconsin Act(this act), is amended to read:

14 6.86 (1) (b) Except as provided in this section, if application is made by mail,
 15 ~~the application signed by the elector,~~ ^{facsimile transmission or electronic mail ← PLAIN} shall be received no later than 5 p.m. on the
 16 5th day immediately preceding the election. If application is made in person, the
 17 application shall be made no later than 5 p.m. on the day preceding the election.
 18 Except as provided in par. (c), if the elector is making written application for an
 19 absentee ballot at the September primary, the general election, the presidential
 20 preference primary, or a special election for national office, and the application
 21 indicates that the elector is a military elector, as defined in s. ~~6.36 (2) (c)~~ 6.34 (1), the
 22 application shall be received by the municipal clerk no later than 5 p.m. on election
 23 day. If the application indicates that the reason for requesting an absentee ballot is
 24 that the elector is a sequestered juror, the application shall be received no later than
 25 5 p.m. on election day. If the application is received after 5 p.m. on the Friday

BILL

1 immediately preceding the election, the municipal clerk or the clerk's agent shall
2 immediately take the ballot to the court in which the elector is serving as a juror and
3 deposit it with the judge. The judge shall recess court, as soon as convenient, and
4 give the elector the ballot. The judge shall then witness the voting procedure as
5 provided in s. 6.87 and shall deliver the ballot to the clerk or agent of the clerk who
6 shall deliver it to the polling place or, in municipalities where absentee ballots are
7 canvassed under s. 7.52, to the municipal clerk as required in s. 6.88. If application
8 is made under sub. ~~(2)~~ or (2m), the application may be received no later than 5 p.m.
9 on the Friday immediately preceding the election.

10 *~~4418/1.8~~* SECTION 74. 6.86 (1) (c) of the statutes is amended to read:

11 6.86 (1) (c) If an application is made ~~by mail~~ by a military elector, as defined
12 in s. 6.22 (1) (b), by mail, facsimile transmission, or electronic mail, the application
13 shall be received no later than 5 p.m. on the Friday immediately preceding the
14 election.

15 *~~4234/3.18~~* SECTION 75. 6.86 (2) of the statutes is repealed.

16 *~~4418/1.9~~* SECTION 76. 6.86 (2) (a) of the statutes is amended to read:

17 6.86 (2) (a) An elector who is indefinitely confined because of age, physical
18 illness or infirmity or is disabled for an indefinite period may by signing a statement
19 to that effect require that an absentee ballot be sent to the elector automatically for
20 every election. The application form and instructions shall be prescribed by the
21 board, and furnished upon request to any elector by each municipality. The envelope
22 containing the absentee ballot shall be clearly marked as not forwardable. If any
23 elector is no longer indefinitely confined, the elector shall so notify the municipal
24 clerk. If the elector has designated an agent with the power of attorney and the agent

BILL

SECTION 76

1 ~~has authority to act on the elector's behalf, the agent may sign the statement on the~~
2 ~~elector's behalf.~~

3 *~~4234/3.19~~* SECTION 77. 6.86 (2m) of the statutes is renumbered 6.86 (2m)

4 (a) and amended to read:

5 6.86 (2m) (a) ~~An~~ Except as provided in this subsection, any elector other than
6 an elector who is ~~eligible to receive absentee ballots under sub. (2)~~ receives an
7 absentee ballot under s. 6.22 (4) or 6.24 (4) (c) may by written application filed with
8 the municipal clerk of the municipality where the elector resides require that an
9 absentee ballot be sent to the elector automatically for every succeeding election that
10 ~~is held within the same calendar year in which the application is filed until the~~
11 elector is no longer an elector of the municipality or the elector otherwise requests.

12 The application form and instructions shall be prescribed by the board, and
13 furnished upon request to any elector by each municipal clerk. The municipal clerk
14 shall thereupon mail an absentee ballot to the elector for all succeeding elections that
15 are held in the municipality ~~during the same calendar year that the application is~~
16 ~~filed, except that the clerk shall not send an absentee ballot for an election if the~~
17 elector's name appeared on the registration list in eligible status for a previous
18 election following the date of the application but no longer appears on the list in
19 eligible status. The municipal clerk shall ensure that the envelope containing the
20 absentee ballot is clearly marked as not forwardable. If an elector who files an
21 application under this subsection no longer resides at the same address that is
22 indicated on the application form, the elector shall so notify the municipal clerk. The
23 municipal clerk shall discontinue mailing absentee ballots to an elector under this
24 subsection upon receipt of reliable information that the elector no longer qualifies for
25 ~~the service as an elector of the municipality. In addition, the municipal clerk shall~~

If an elector is unable to sign the application and has designated an agent with the power of attorney and the agent has authority to act on the elector's behalf, the agent may file the application

BILL

1 discontinue mailing absentee ballots to an elector under this subsection if the elector
 2 fails to return any absentee ballot mailed to the elector. The municipal clerk shall
 3 notify the elector of any such action not taken at the elector's request within 5 days,
 4 if possible. An elector who fails to cast an absentee ballot but who remains qualified
 5 to receive absentee ballots under this subsection may then receive absentee ballots
 6 for subsequent elections by notifying the municipal clerk that the elector wishes to
 7 continue receiving absentee ballots for subsequent elections.

8 (b) If a municipal clerk is notified by an elector that the elector's residence is
 9 changed to another municipality within this state, the ~~municipal~~ clerk shall forward
 10 the request to the municipal clerk of that municipality ~~and that.~~ The municipal clerk
 11 shall honor the request, except as provided in this subsection of that municipality
 12 shall thereupon send an absentee ballot to the elector for each succeeding election
 13 held in the municipality until the elector is no longer an elector of the municipality
 14 or the elector otherwise requests, except as otherwise provided in this subsection.

15 *~~4418/1.10~~* SECTION 78. 6.86 (3) (a) of the statutes is amended to read:
 16 and whose registration is confirmed, whenever confirmation

17 6.86 (3) (a) 1. Any elector who is registered ^{and} and who is hospitalized, may apply ^{is} ~~and~~ apply for and obtain a ballot ^{required}
 18 for and obtain an official ballot by agent. The agent may apply for and obtain a ballot
 19 for the hospitalized absent elector by presenting a form prescribed by the board and
 20 containing the required information supplied by the hospitalized elector and signed
 21 by that elector and any other elector residing in the same municipality as the
 22 corroborating elector shall state on the form his or her full name and address. ^{The} ~~the~~ ^{Notwithstanding sub (2m) (a),} ~~the~~ ^{if}
 23 hospitalized elector has designated the agent with the power of attorney and the
 24 agent has authority to act on the elector's behalf, the agent may sign the application
 25 form on behalf of the elector.

BILL

SECTION 78

1 2. If a hospitalized elector is not registered, the elector may register by agent
 2 under this subdivision at the same time that the elector applies for an official ballot
 3 by agent under subd. 1. To register the elector under this subdivision, the agent shall
 4 present a completed registration form that contains the required information
 5 supplied by the elector and the elector's signature, unless the elector is unable to sign
 6 due to physical disability. In this case, the elector may authorize another elector to
 7 sign on his or her behalf. Any elector signing a form on another elector's behalf shall
 8 attest to a statement that the application is made on request and by authorization
 9 of the named elector, who is unable to sign the form due to physical disability. The
 10 agent shall present this statement along with all other information required under
 11 this subdivision. Except as otherwise provided in this subdivision, the agent shall
 12 in every case provide proof of the elector's residence under s. 6.34. ^(no fl) If the elector has

13 designated the agent with the power of attorney and the agent has authority to act
 14 on the elector's behalf, the agent may sign the registration form on behalf of the
 15 elector. If the elector is registering to vote in the general election and the elector's

16 agent presents a valid driver's license issued to the elector by another state, the
 17 municipal clerk shall record on a separate list the name and address of the elector,
 18 the name of the state, and the license number and expiration date of the license. If
 19 the elector's agent cannot present proof of residence, the registration form shall be
 20 signed and substantiated by another elector residing in the elector's municipality of
 21 residence, corroborating the information in the form. The form shall contain the full
 22 name and address of the corroborating elector. The elector's agent shall then present
 23 proof of the corroborating elector's residence under s. 6.34.

24 ~~*-4476/3.26* SECTION 79. 6.86 (3) (a) of the statutes is amended to read:~~

INS
49-23

move
to
p. 49

BILL

1 ~~6.86 (3)~~ (a) 1. Any elector who is registered and whose registration is confirmed,
 2 whenever confirmation is required, and who is hospitalized, may apply for and
 3 obtain an official ballot by agent. The agent may apply for and obtain a ballot for the
 4 hospitalized absent elector by presenting a form prescribed by the board and
 5 containing the required information supplied by the hospitalized elector and signed
 6 by that elector and any other elector residing in the same municipality as the
 7 hospitalized elector, corroborating the information contained therein. The
 8 corroborating elector shall state on the form his or her full name and address.

9 2. If a hospitalized elector is not registered, the elector may register or confirm
 10 his or her registration by agent under this subdivision at the same time that the
 11 elector applies for an official ballot by agent under subd. 1. To register the elector
 12 under this subdivision, the agent shall present a completed registration form that
 13 contains the required information supplied by the elector and the elector's signature,
 14 unless the elector is unable to sign due to physical disability. In this case To confirm
 15 a registration under this subdivision, the agent shall present a completed
 16 registration confirmation form under s. 6.256 (7). If the elector is unable to sign
 17 either form due to physical disability, the elector may authorize another elector to
 18 sign on his or her behalf. Any elector signing a form on another elector's behalf shall
 19 attest to a statement that the application or confirmation is made on request and by
 20 authorization of the named elector, who is unable to sign the form due to physical
 21 disability. The agent shall present this statement along with all other information
 22 required under this subdivision. Except as otherwise provided in this subdivision,
 23 the agent shall in every case provide proof of the elector's residence under s. 6.34.
 24 If the elector is registering to vote for or confirming an elector's registration for voting
 25 in the general election and the ^{elector's} agent presents a valid driver's license issued to the

From P. 48
 JMS
 4/9-224
 25

BILL

SECTION 79

1 elector by another state, the municipal clerk shall record on a separate list the name
2 and address of the elector, the name of the state, and the license number and
3 expiration date of the license. If the agent cannot present proof of residence, the
4 registration form or confirmation form shall be signed and substantiated by another
5 elector residing in the elector's municipality of residence, corroborating the
6 information in the form. The form shall contain the full name and address of the
7 corroborating elector. The ^{elector's} agent shall then present proof of the corroborating
8 elector's residence under s. 6.34.

9 *-4476/3.27* SECTION 80. 6.86 (3) (c) of the statutes is amended to read:

10 6.86 (3) (c) An application under par. (a) 1. may be made and a registration form
11 or confirmation form under par. (a) 2. may be filed in person at the office of the
12 municipal clerk not earlier than 7 days before an election and not later than 5 p.m.
13 on the day of the election. A list of hospitalized electors applying for ballots under
14 par. (a) 1. shall be made by the municipal clerk and used to check that the electors
15 vote only once, and by absentee ballot. If the elector is registering for the election
16 after the close of registration or if the elector registered by mail or the elector
17 confirmed his or her registration after the close of registration and has not voted in
18 an election in this state, the municipal clerk shall inform the agent that proof of
19 residence under s. 6.34 is required and the elector shall enclose proof of residence
20 under s. 6.34 in the envelope with the ballot. The ballot shall be sealed by the elector
21 and returned to the municipal clerk either by mail or by personal delivery of the
22 agent; but if the ballot is returned on the day of the election, the agent shall make
23 personal delivery to the polling place serving the hospitalized elector's residence
24 before the closing hour or, in municipalities where absentee ballots are canvassed
25 under s. 7.52, to the municipal clerk no later than 8 p.m. on election day.

BILL

1 ***-4418/1.11*** SECTION 81. 6.86 (3) (d) of the statutes is created to read:

2 6.86 (3) (d) A power of attorney agent is not permitted to cast an absentee ballot
3 on behalf of a hospitalized elector, but if a hospitalized elector has difficulty reading,
4 writing, or understanding English or due to disability is unable to mark a ballot, the
5 elector may request assistance in marking his or her ballot from the power of
6 attorney agent or another individual specified in s. 6.82 (2) (a).

7 ***-4234/3.20*** SECTION 82. 6.865 (title) of the statutes is amended to read:

8 **6.865 (title) Federal absentee ballot requests ballots.**

9 ***-4234/3.21*** SECTION 83. 6.865 (3) of the statutes is repealed.

10 ***-4234/3.22*** SECTION 84. 6.865 (3m) (a) of the statutes is amended to read:

11 6.865 (3m) (a) ~~Except as provided in par. (c), if any elector who certifies~~ If an
12 individual who will be a military elector on election day applies for an absentee
13 ballot, the individual may certify that he or she will be a military elector on election
14 day requests an absentee ballot, the municipal clerk shall send or transmit to the
15 elector an absentee ballot for all elections that occur in the municipality or portion
16 thereof where the elector resides beginning on the date that the clerk receives the
17 request and ending on the day after the 3rd successive general election that follows
18 receipt of the request, unless the elector otherwise requests. In addition, the
19 municipal clerk shall continue to send or transmit to the elector an absentee ballot
20 for all elections ending on the day after the 3rd successive general election that
21 follows any election at which the elector returns an absentee ballot under this section
22 or renews his or her request under par. (c) and the municipal clerk shall treat the
23 ballot as provided under s. 6.221.

24 ***-4234/3.23*** SECTION 85. 6.865 (3m) (b) of the statutes is amended to read:

BILL**SECTION 85**

1 6.865 (3m) (b) A military elector may indicate an alternate address on his or
2 her absentee ballot application. If the elector's ballot is returned as undeliverable
3 prior to the deadline for receipt and return of absentee ballots under ~~sub. (3)~~ s. 6.87
4 (6) and the elector remains eligible to receive absentee ballots under this subsection,
5 the municipal clerk shall immediately send or transmit an absentee ballot to the
6 elector at the alternate address.

7 *~~4234/3.24~~* **SECTION 86.** 6.865 (3m) (c) of the statutes is repealed.

8 *~~4219/3.8~~* **SECTION 87.** 6.868 of the statutes is created to read:

9 **6.868 Period for absentee voting in person.** The period for absentee voting
10 in person at the office of the municipal clerk or an alternate site designated under
11 s. 6.855 begins on the 21st day before each election and ends on the day before each
12 election.

13 *~~4234/3.25~~* **SECTION 88.** 6.869 of the statutes is amended to read:

14 **6.869 Uniform instructions.** The board shall prescribe uniform instructions
15 for municipalities to provide to absentee voters. The instructions shall include the
16 specific means of electronic communication that an absentee elector may use to file
17 an application for an absentee ballot and, if the absentee elector is required to
18 register, to request a registration form or change his or her registration. The
19 instructions also shall include information concerning the procedure for correcting
20 errors in marking a ballot and obtaining a replacement for a spoiled ballot. The
21 procedure shall, to the extent possible, respect the privacy of each elector and
22 preserve the confidentiality of each elector's vote.

23 *~~4219/3.9~~* **SECTION 89.** 6.87 (2) (intro.) of the statutes is amended to read:

24 6.87 (2) (intro.) Except as authorized under sub. (3) (d), the municipal clerk
25 shall place the ballot in an unsealed envelope furnished by the clerk. ~~The~~ Except as

BILL

1 provided in sub. (2m) and s. 6.24 (4) (d), the envelope shall have the name, official
2 title and post-office address of the clerk upon its face. The other side of the envelope
3 shall have a printed certificate in substantially the following form:

4 ***-4219/3.10* SECTION 90.** 6.87 (2m) of the statutes is created to read:

5 6.87 (2m) The board shall prescribe the form of an absentee ballot envelope for
6 use by electors voting absentee ballots in person at the office of the municipal clerk
7 or an alternate site designated under s. 6.855. No certification and no witness is
8 required on such envelopes. The form shall include a space for the name and
9 residence of the absentee elector and the ward and aldermanic district where the
10 elector resides, if any.

11 ***-4234/3.26* SECTION 91.** 6.87 (3) (d) of the statutes is amended to read:

12 6.87 (3) (d) A municipal clerk ~~may~~ shall, if the clerk is reliably informed by an
13 absent elector of a facsimile transmission number or electronic mail address where
14 the elector can receive an absentee ballot, transmit a facsimile or electronic copy of
15 the absent elector's ballot to that elector in lieu of mailing under this subsection ~~if,~~
16 ~~in the judgment of the clerk, the time required to send the ballot through the mail~~
17 ~~may not be sufficient to enable return of the ballot by the time provided under sub.~~
18 (6). An elector may receive an absentee ballot ~~under this subsection~~ only if the elector
19 has filed a valid application for the ballot under s. 6.86 (1). If the clerk transmits an
20 absentee ballot ~~under this paragraph~~ to an absent elector electronically, the clerk
21 shall also transmit a facsimile or electronic copy of the text of the material that
22 appears on the certificate envelope prescribed in sub. (2), together with instructions
23 prescribed by the board. The instructions shall require the absent elector to make
24 and subscribe to the certification as required under sub. (4) and to enclose the
25 absentee ballot in a separate envelope contained within a larger envelope, that shall

BILL

SECTION 91

1 include the completed certificate. The elector shall then affix sufficient postage
2 unless the absentee ballot qualifies for mailing free of postage under federal free
3 postage laws and shall mail the absentee ballot to the municipal clerk. Except as
4 authorized in s. 6.97 (2), an absentee ballot received under this paragraph from an
5 elector who receives the ballot electronically shall not be counted unless it is cast in
6 the manner prescribed in this paragraph and sub. (4) and in accordance with the
7 instructions provided by the board.

8 ~~*-4219/3.11* SECTION 92. 6.87 (4) of the statutes is amended to read:~~

9 ~~6.87 (4) Except as otherwise provided in sub. (2m) and s. 6.875, the elector~~
10 ~~voting absentee shall make and subscribe to the certification before one witness who~~
11 ~~is an adult U.S. citizen. The absent elector, in the presence of the witness, shall mark~~
12 ~~the ballot in a manner that will not disclose how the elector's vote is cast. The elector~~
13 ~~shall then, still in the presence of the witness, fold the ballots so each is separate and~~
14 ~~so that the elector conceals the markings thereon and deposit them in the proper~~
15 ~~envelope. If a consolidated ballot under s. 5.655 is used, the elector shall fold the~~
16 ~~ballot so that the elector conceals the markings thereon and deposit the ballot in the~~
17 ~~proper envelope. If proof of residence is required, the elector shall enclose proof of~~
18 ~~residence under s. 6.34 in the envelope. Proof of residence is required if the elector~~
19 ~~is not a military elector or an overseas elector, as defined in s. 6.34 (1), and the elector~~
20 ~~registered by mail and has not voted in an election in this state. If the elector~~
21 ~~requested a ballot by means of facsimile transmission or electronic mail under s. 6.86~~
22 ~~(1) (ac), the elector shall enclose in the envelope a copy of the request which bears an~~
23 ~~original signature of the elector. The elector may receive assistance under sub. (5).~~
24 ~~The return envelope shall then be sealed. The witness may not be a candidate. The~~
25 ~~envelope shall be mailed by the elector, or delivered in person, to the municipal clerk~~

BILL

1 issuing the ballot or ballots. If the envelope is mailed from a location outside the
2 United States, the elector shall affix sufficient postage unless the ballot qualifies for
3 delivery free of postage under federal law. Failure to return an unused ballot in a
4 primary does not invalidate the ballot on which the elector's votes are cast. Return
5 of more than one marked ballot in a primary or return of a ballot prepared under s.
6 5.655 or a ballot used with an electronic voting system in a primary which is marked
7 for candidates of more than one party invalidates all votes cast by the elector for
8 candidates in the primary.

9 *-4234/3.27* SECTION 93. 6.87 (4) of the statutes is amended to read:

10 6.87 (4) Except as otherwise provided in sub. (2m) and s. 6.875, the elector voting absentee
11 shall make and subscribe to the certification before one witness who is an adult U.S.
12 citizen. The absent elector, in the presence of the witness, shall mark the ballot in
13 a manner that will not disclose how the elector's vote is cast. The elector shall then,
14 still in the presence of the witness, fold the ballots so each is separate and so that the
15 elector conceals the markings thereon and deposit them in the proper envelope. If
16 a consolidated ballot under s. 5.655 is used, the elector shall fold the ballot so that
17 the elector conceals the markings thereon and deposit the ballot in the proper
18 envelope. If proof of residence is required, the elector shall enclose proof of residence
19 under s. 6.34 in the envelope. Proof of residence is required if the elector is not a
20 military elector or an overseas elector, as defined in s. 6.34 (1), and the elector
21 or confirmed his or her registration after the close of registration
22 requested a ballot by means of facsimile transmission or electronic mail under s. 6.86
23 (1) (ae), the elector shall enclose in the envelope a copy of the request which bears an
24 original signature of the elector. The elector may receive assistance under sub. (5).
25 The return envelope shall then be sealed. The witness may not be a candidate. The

BILL**SECTION 93**

1 envelope shall be mailed by the elector, or delivered in person, to the municipal clerk
2 issuing the ballot or ballots. If the envelope is mailed from a location outside the
3 United States, the elector shall affix sufficient postage unless the ballot qualifies for
4 delivery free of postage under federal law. Failure to return an unused ballot in a
5 primary does not invalidate the ballot on which the elector's votes are cast. Return
6 of more than one marked ballot in a primary or return of a ballot prepared under s.
7 5.655 or a ballot used with an electronic voting system in a primary which is marked
8 for candidates of more than one party invalidates all votes cast by the elector for
9 candidates in the primary.

10 ~~*-4476/S.28*~~ **SECTION 94.** 6.87 (4) of the statutes is amended to read:

11 6.87 (4) Except as otherwise provided in s. 6.875, the elector voting absentee
12 shall make and subscribe to the certification before one witness who is an adult U.S.
13 citizen. The absent elector, in the presence of the witness, shall mark the ballot in
14 a manner that will not disclose how the elector's vote is cast. The elector shall then,
15 still in the presence of the witness, fold the ballots so each is separate and so that the
16 elector conceals the markings thereon and deposit them in the proper envelope. If
17 a consolidated ballot under s. 5.655 is used, the elector shall fold the ballot so that
18 the elector conceals the markings thereon and deposit the ballot in the proper
19 envelope. If proof of residence is required, the elector shall enclose proof of residence
20 under s. 6.34 in the envelope. Proof of residence is required if the elector is not a
21 military elector or an overseas elector, as defined in s. 6.34 (1), and the elector
22 registered by mail or confirmed his or her registration after the close of registration
23 and has not voted in an election in this state. If the elector requested a ballot by
24 means of facsimile transmission or electronic mail under s. 6.86 (1) (ac), the elector
25 shall enclose in the envelope a copy of the request which bears an original signature

BILL

1 of the elector. ~~The elector may receive assistance under sub. (5). The return envelope~~
2 shall then be sealed. The witness may not be a candidate. The envelope shall be
3 mailed by the elector, or delivered in person, to the municipal clerk issuing the ballot
4 or ballots. If the envelope is mailed from a location outside the United States, the
5 elector shall affix sufficient postage unless the ballot qualifies for delivery free of
6 postage under federal law. Failure to return an unused ballot in a primary does not
7 invalidate the ballot on which the elector's votes are cast. Return of more than one
8 marked ballot in a primary or return of a ballot prepared under s. 5.655 or a ballot
9 used with an electronic voting system in a primary which is marked for candidates
10 of more than one party invalidates all votes cast by the elector for candidates in the
11 primary.

12 ***-4219/3.12* SECTION 95.** 6.87 (9) of the statutes is amended to read:

13 6.87 (9) If a municipal clerk receives an absentee ballot by mail with an
14 improperly completed certificate or with no certificate, the clerk may return the
15 ballot to the elector, inside the sealed envelope when an envelope is received, together
16 with a new envelope if necessary, whenever time permits the elector to correct the
17 defect and return the ballot within the period authorized under sub. (6).

18 ***-4234/3.28* SECTION 96.** 6.875 (3) of the statutes is amended to read:

19 6.875 (3) An occupant of a nursing home or qualified retirement home or
20 qualified community-based residential facility who qualifies as an absent elector
21 and desires to receive an absentee ballot shall make application under s. 6.86 (1), ~~(2),~~
22 or (2m) with the municipal clerk or board of election commissioners of the
23 municipality in which the elector is a resident. The clerk or board of election
24 commissioners of a municipality receiving an application from an elector who is an
25 occupant of a nursing home or qualified retirement home or qualified

BILL**SECTION 96**

1 community-based residential facility located in a different municipality shall, as
2 soon as possible, notify and transmit an absentee ballot for the elector to the clerk
3 or board of election commissioners of the municipality in which the home or qualified
4 community-based residential facility is located. The clerk or board of election
5 commissioners of a municipality receiving an application from an elector who is an
6 occupant of a nursing home or qualified retirement home or qualified
7 community-based residential facility located in the municipality but who is a
8 resident of a different municipality shall, as soon as possible, notify and request
9 transmission of an absentee ballot from the clerk or board of election commissioners
10 of the municipality in which the elector is a resident. The clerk or board of election
11 commissioners shall make a record of all absentee ballots to be transmitted,
12 delivered, and voted under this section.

13 ***-4234/3.29* SECTION 97.** 6.875 (4) (a) of the statutes is amended to read:

14 6.875 (4) (a) For the purpose of absentee voting in nursing homes and qualified
15 retirement homes and qualified community-based residential facilities, the
16 municipal clerk or board of election commissioners of each municipality in which one
17 or more nursing homes or qualified retirement homes or qualified community-based
18 residential facilities are located shall appoint at least 2 special voting deputies for
19 the municipality. Upon application under s. 6.86 (1), ~~(2)~~, or (2m) by one or more
20 qualified electors who are occupants of a nursing home or qualified retirement home
21 or qualified community-based residential facility, the municipal clerk or board of
22 election commissioners of the municipality in which the home or facility is located
23 shall dispatch 2 special voting deputies to visit the home or qualified
24 community-based residential facility for the purpose of supervising absentee voting
25 procedure by occupants of the home or qualified community-based residential

BILL

1 facility. The clerk shall maintain a list, available to the public upon request, of each
2 nursing home or qualified retirement home or qualified community-based
3 residential facility where an elector has requested an absentee ballot. The list shall
4 include the date and time the deputies intend to visit each home or facility. The 2
5 deputies designated to visit each nursing home or qualified retirement home and
6 qualified community-based residential facility shall be affiliated with different
7 political parties whenever deputies representing different parties are available.

8 ***-4418/1.12* SECTION 98.** 6.875 (6) (c) 1. of the statutes is amended to read:

9 6.875 (6) (c) 1. Upon their visit to the home or facility under par. (a), the
10 deputies shall personally offer each elector who has filed a proper application for an
11 absentee ballot the opportunity to cast his or her absentee ballot. If an elector is
12 present who has not filed a proper application for an absentee ballot, the 2 deputies
13 may accept an application from the elector and shall issue a ballot to the elector if
14 the elector is qualified and the application is proper. The deputies shall each witness
15 the certification and may, upon request of the elector, assist the elector in marking
16 the elector's ballot. The deputies shall then sign the certification as witnesses and,
17 if they provide assistance, shall sign the back of the ballot indicating that they
18 provided assistance. All voting shall be conducted in the presence of the deputies.
19 Upon request of the elector, a relative of the elector who is present in the room may
20 assist the elector in marking the elector's ballot. No individual other than a deputy
21 may witness the certification and no individual other than a deputy or relative of an
22 elector may render voting assistance to the elector.

23 ***-4219/3.13* SECTION 99.** 6.88 (3) (b) of the statutes is amended to read:

24 6.88 (3) (b) When the inspectors find that a certification is insufficient, that the
25 applicant is not a qualified elector in the ward or election district, that the ballot

BILL**SECTION 99**

1 envelope is open or has been opened and resealed, that the ballot envelope contains
2 more than one ballot of any one kind or, except in municipalities where absentee
3 ballots are canvassed under s. 7.52, that the certificate of an elector who received an
4 absentee ballot by facsimile transmission or electronic mail is missing, or if proof is
5 submitted to the inspectors that an elector voting an absentee ballot has since died,
6 the inspectors shall not count the ballot. The inspectors shall endorse every ballot
7 not counted on the back, "rejected (giving the reason)". The inspectors shall reinsert
8 each rejected ballot into the ~~certificate~~ envelope in which it was delivered and enclose
9 the ~~certificate~~ envelopes and ballots, and securely seal the ballots and envelopes in
10 an envelope marked for rejected absentee ballots. The inspectors shall endorse the
11 envelope, "rejected ballots" with a statement of the ward or election district and date
12 of the election, signed by the chief inspector and one of the inspectors representing
13 each of the 2 major political parties and returned to the municipal clerk in the same
14 manner as official ballots voted at the election.

15 ***-4219/3.14*** SECTION 100. 6.88 (3) (c) of the statutes is amended to read:

16 6.88 (3) (c) The inspectors shall review each ~~certificate~~ absentee ballot envelope
17 to determine whether any absentee ballot is cast by an elector whose name appears
18 on the poll list as ineligible to vote at the election by reason of a felony conviction.
19 If the inspectors receive an absentee ballot that has been cast by an elector whose
20 name appears on the poll list as ineligible for that reason, the inspectors shall
21 challenge the ballot as provided in s. 6.92 and treat the ballot in the manner provided
22 in s. 6.95.

23 ***s0260/1.1*** SECTION 101. 6.925 of the statutes is amended to read:

24 **6.925 Elector making challenge in person.** Any elector may challenge for
25 cause any person offering to vote whom the elector knows or suspects is not a

BILL

1 qualified elector. If the challenged elector proposes to vote in a municipality having
2 a population of 2,500 or more, the challenging elector shall be an elector of the same
3 ward or election district as the challenged elector and the inspectors shall require the
4 challenging elector to provide proof of residence under s. 6.34 before accepting the
5 challenge. If a person is challenged as unqualified by an elector, one of the inspectors
6 may administer the oath or affirmation to the challenged elector under s. 6.92 and
7 ask the challenged elector the questions under that section which are appropriate to
8 test the elector's qualifications. In addition, one of the inspectors shall administer
9 the following oath or affirmation to the challenging elector: "You do solemnly swear
10 (or affirm) that you will fully and truly answer all questions put to you regarding the
11 challenged person's place of residence and qualifications as an elector of this
12 election"; and election." If the challenged elector resides in a municipality having a
13 population of 2,500 or more, the inspector shall also require the challenging elector
14 to swear or affirm that he or she is an elector of the same ward or election district as
15 the challenged elector. The inspector shall then ask questions which are appropriate
16 as determined by the board, by rule, to test the qualifications of the challenged
17 elector.

18 ***s0260/1.2* SECTION 102.** 6.93 of the statutes is amended to read:

19 **6.93 Challenging the absent elector.** The vote of any absent elector may be
20 challenged for cause by any inspector or by another elector and the inspectors of
21 ~~election~~ shall have all the power and authority given them to hear and determine the
22 legality of the ballot the same as if the ballot had been voted in person. In
23 municipalities where absentee ballots are canvassed under s. 7.52, the vote of an
24 absentee elector may be challenged as provided in s. 7.52 (5). If the challenged elector
25 proposes to vote in a municipality having a population of 2,500 or more, any

BILL

1 challenging elector shall be an elector of the same ward or election district as the
2 challenged elector and the inspectors shall require the challenging elector to provide
3 proof of residence under s. 6.34 before accepting the challenge.

4 *~~4219~~/3.15* **SECTION 103.** 7.08 (1) (c) of the statutes is amended to read:

5 7.08 (1) (c) Prescribe forms required by ss. 6.24 (3) and (4), 6.30 (4), 6.33 (1),
6 6.40 (1) (a), 6.47 (1) (am) 2. and (3), 6.55 (2), and, 6.86 (1) ^(ad) ~~(2)~~ and ~~(4)~~ to (3), and 6.87
7 (2m). All such forms shall contain a statement of the penalty applicable to false or
8 fraudulent registration or voting through use of the form. Forms are not required
9 to be furnished by the board.

10 *s0262/2.15* **SECTION 104.** 7.08 (3) (d) to (g) of the statutes are created to read:

11 7.08 (3) (d) Be written in clear, unambiguous language.

12 (e) Be indexed by subject.

13 (f) Contain specific examples of common problems encountered at polling
14 places on election day and detailed, specific procedures for resolving those problems.

15 (g) Include an explanation of all of the following:

- 16 1. Laws and rules governing solicitation by individuals and groups at a polling
- 17 place.
- 18 2. Procedures to be followed with respect to electors whose names do not appear
- 19 on the registration list.
- 20 3. Proper operation of any electronic voting system used at a polling place.
- 21 4. Procedures for handling of ballots.
- 22 5. Procedures governing spoiled ballots.
- 23 6. Procedures to be followed after a polling place closes.
- 24 7. Rights of electors at the polls.
- 25 8. Procedures for handling of emergency situations.

BILL

1 9. Procedures for handling and processing of provisional ballots.

2 10. Security procedures.

3 ***s0262/2.16* SECTION 105.** 7.08 (12) of the statutes is created to read:

4 7.08 (12) REMEDIES FOR DECEPTIVE ELECTION PRACTICES. Disseminate through
5 the Internet and radio, television, and newspaper advertisements information
6 concerning complaint procedures and remedies for deceptive election practices
7 under s. 12.17.

8 ***-4219/3.16* SECTION 106.** 7.15 (1) (cm) of the statutes is amended to read:

9 7.15 (1) (cm) Prepare official absentee ballots for delivery to electors requesting
10 them, and send an official absentee ballot to each elector who has requested one for
11 voting outside the office of the municipal clerk or an alternate site designated under
12 s. 6.855 no later than the 30th day before each September primary and general
13 election and no later than the 21st day before each other primary and election if the
14 request is made before that day; otherwise, the municipal clerk shall send an official
15 absentee ballot within one day of the time the elector's request is received.

16 ***-4234/3.30* SECTION 107.** 7.15 (1) (j) of the statutes is amended to read:

17 7.15 (1) (j) Send an absentee ballot automatically to each person making an
18 authorized request therefor in accordance with s. 6.22 (4), 6.24 (4) (c), or 6.86 ~~(2)~~ ~~or~~
19 (2m).

20 ***-4219/3.17* SECTION 108.** 7.15 (2m) of the statutes is amended to read:

21 7.15 (2m) OPERATION OF ALTERNATE ABSENTEE BALLOT SITE. In a municipality in
22 which the governing body has elected to establish an one or more alternate absentee
23 ballot site sites under s. 6.855, the municipal clerk shall operate such site as though
24 it were his or her office for absentee ballot purposes and shall ensure that such site
25 is adequately staffed.

BILL**SECTION 109**

1 ***-4418/1.13* SECTION 109.** 7.15 (4) of the statutes is amended to read:

2 7.15 (4) RECORDING ELECTORS. ~~Within~~ Except as authorized in s. 6.33 (5) (a),
3 within 30 days after each election, the municipal clerk shall enter on the registration
4 list under the name of each elector of the municipality who has voted at the election
5 an indication of the date of the election in which the elector voted.

6 ***-4219/3.18* SECTION 110.** 7.41 (4) of the statutes is amended to read:

7 7.41 (4) No individual exercising the right under sub. (1) may view the
8 confidential portion of a registration list maintained under s. 6.36 (4) or a poll list
9 maintained under s. 6.79 (6). However, the inspectors or municipal clerk shall
10 disclose to such an individual, upon request, the existence of such a list, the number
11 of electors whose names appear on the list, and the number of those electors who have
12 voted at any point in the proceedings. No such individual may view the ~~certificate~~
13 absentee ballot envelope of an absent elector who obtains a confidential listing under
14 s. 6.47 (2).

15 ***-4219/3.19* SECTION 111.** 7.51 (3) (d) of the statutes is amended to read:

16 7.51 (3) (d) Except in municipalities where absentee ballots are canvassed
17 under s. 7.52, all absentee ~~certificate~~ ballot envelopes which have been opened shall
18 be returned by the inspectors to the municipal clerk in a securely sealed carrier
19 envelope which is clearly marked "used absentee ~~certificate~~ ballot envelopes". The
20 envelopes shall be signed by the chief inspector and 2 other inspectors. Except when
21 the ballots are used in a municipal or school district election only, the municipal clerk
22 shall transmit the used envelopes to the county clerk.

23 ***-4219/3.20* SECTION 112.** 7.52 (3) (b) of the statutes is amended to read:

24 7.52 (3) (b) When the board of absentee ballot canvassers finds that a
25 certification is insufficient, that the applicant is not a qualified elector in the ward

BILL

1 or election district, that the ballot envelope is open or has been opened and resealed,
2 that the ballot envelope contains more than one ballot of any one kind, or that the
3 certificate of an elector who received an absentee ballot by facsimile transmission or
4 electronic mail is missing, or if proof is submitted to the board of absentee ballot
5 canvassers that an elector voting an absentee ballot has since died, the board of
6 absentee ballot canvassers shall not count the ballot. Each member of the board of
7 absentee ballot canvassers shall endorse every ballot not counted on the back as
8 “rejected (giving the reason).” The board of absentee ballot canvassers shall reinsert
9 each rejected ballot into the ~~certificate~~ envelope in which it was delivered and enclose
10 the ~~certificate~~ envelopes and ballots, and securely seal the ballots and envelopes in
11 an envelope marked for rejected absentee ballots. The board of absentee ballot
12 canvassers shall endorse the envelope as “rejected ballots,” with a statement of the
13 ward or election district and date of the election, and each member of the board of
14 absentee ballot canvassers shall sign the statement. The board of absentee ballot
15 canvassers shall then return the envelope containing the ballots to the municipal
16 clerk.

17 ***-4219/3.21* SECTION 113.** 7.52 (4) (i) of the statutes is amended to read:

18 7.52 (4) (i) All absentee ~~certificate~~ ballot envelopes that have been opened shall
19 be returned by the board of absentee ballot canvassers to the municipal clerk in a
20 securely sealed carrier envelope that is clearly marked “used absentee ~~certificate~~
21 ballot envelopes.” The envelopes shall be signed by each member of the board of
22 absentee ballot canvassers. Except when the ballots are used in a municipal or school
23 district election only, the municipal clerk shall transmit the used envelopes to the
24 county clerk.

BILL

1 ***s0260/1.3* SECTION 114.** 7.52 (5) of the statutes is renumbered 7.52 (5) (a) and
2 amended to read:

3 7.52 (5) (a) The vote of any absent elector may be challenged for cause by the
4 board of absentee ballot canvassers or by another elector and the board of absentee
5 ballot canvassers shall have all the power and authority given the inspectors to hear
6 and determine the legality of the ballot the same as if the ballot had been voted in
7 person. If the challenged elector proposes to vote in a municipality having a
8 population of 2,500 or more, any challenging elector shall be an elector of the same
9 ward or election district as the challenged elector and the board of absentee ballot
10 canvassers shall require the challenging elector to provide proof of residence under
11 s. 6.34.

Fix
Component

and amended
to read:

12
13
14

***s0260/1.4* SECTION 115.** 7.52 (6) (a) of the statutes is renumbered 7.52 (6)

***-4219/3.22* SECTION 116.** 7.52 (6) (a) of the statutes is amended to read:

14 7.52 (6)(a) The board of absentee ballot canvassers shall review each certificate
15 absentee ballot envelope to determine whether any absentee ballot is cast by an
16 elector whose name appears on the poll list as ineligible to vote at the election,
17 including ineligibility to vote by reason of a felony conviction. If the board of absentee
18 ballot canvassers receives an absentee ballot that has been cast by an elector whose
19 name appears on the poll list as ineligible to vote, the inspectors shall challenge the
20 ballot in the same manner as provided for inspectors making challenges under s. 6.92
21 and shall treat the ballot in the manner as provided for treatment of challenged
22 ballots by inspectors under s. 6.95.

23 ***s0260/1.5* SECTION 117.** 7.52 (6) (b) of the statutes is renumbered 7.52 (5) (b)
24 and amended to read:

BILL

1 7.52 (5) (b) ~~Any elector may challenge for cause any absentee ballot.~~ For the
2 purpose of deciding upon ballots that are challenged for any reason, the board of
3 absentee ballot canvassers may call before it any person whose absentee ballot is
4 challenged if the person is available to be called. If the person challenged refuses to
5 answer fully any relevant questions put to him or her by the board of absentee ballot
6 canvassers under s. 6.92, the board of absentee ballot canvassers shall reject the
7 person's vote. If the challenge is not withdrawn after the person offering to vote has
8 answered the questions, one of the members of the board of absentee ballot
9 canvassers shall administer to the person the following oath or affirmation: "You do
10 solemnly swear (or affirm) that: you are 18 years of age; you are a citizen of the United
11 States; you are now and for 10 days have been a resident of this ward except under
12 s. 6.02 (2), stats.; you have not voted at this election; you have not made any bet or
13 wager or become directly or indirectly interested in any bet or wager depending upon
14 the result of this election; you are not on any other ground disqualified to vote at this
15 election." If the person challenged refuses to take the oath or affirmation, the
16 person's vote shall be rejected. If the person challenged answers fully all relevant
17 questions put to the elector by the board of absentee ballot canvassers under s. 6.92,
18 takes the oath or affirmation, and fulfills the applicable registration requirements,
19 and if the answers to the questions given by the person indicate that the person meets
20 the voting qualification requirements, the person's vote shall be received.

21 *~~4219/3.23~~* **SECTION 118.** 9.01 (1) (b) 2. of the statutes is amended to read:

22 9.01 (1) (b) 2. The board of canvassers shall then examine the absentee ballot
23 envelopes. Any defective absentee ballot envelopes shall be laid aside, properly
24 marked and carefully preserved. The number of voters shall be reduced by the
25 number of ballot envelopes set aside under this subdivision. An absentee ballot

BILL**SECTION 118**

1 envelope is defective only if it is not witnessed ~~or, if a witness is required for the voter~~
2 casting the ballot, if it is not signed by the voter, or if the certificate accompanying
3 an absentee ballot that the voter received by facsimile transmission or electronic
4 mail is missing.

5 ***-4219/3.24* SECTION 119.** 10.01 (2) (e) of the statutes is amended to read:

6 10.01 (2) (e) Type E—The type E notice shall state the qualifications for
7 absentee voting, the procedures for obtaining an absentee ballot in the case of
8 registered and unregistered voters, the places ~~and the deadlines for application and~~
9 return of application where electors may cast absentee ballots in person, including
10 any alternate site or sites designated under s. 6.855, the deadlines for making
11 application and for return of absentee ballots, and the office hours during which an
12 elector may cast an absentee ballot in the municipal clerk's office or at ~~an~~ each
13 alternate site under s. 6.855. The municipal clerk shall publish a type E notice on
14 the 4th Tuesday preceding each spring primary and election, on the 4th Tuesday
15 preceding each September primary and general election, on the 4th Tuesday
16 preceding the primary for each special national, state, county or municipal election
17 if any, on the 4th Tuesday preceding a special county or municipal referendum, and
18 on the 3rd Tuesday preceding each special national, state, county or municipal
19 election to fill an office which is not held concurrently with the spring or general
20 election. The clerk of each special purpose district which calls a special election shall
21 publish a type E notice on the 4th Tuesday preceding the primary for the special
22 election, if any, on the 4th Tuesday preceding a special referendum, and on the 3rd
23 Tuesday preceding a special election for an office which is not held concurrently with
24 the spring or general election except as authorized in s. 8.55 (3).

BILL

1 ***s0262/2.17* SECTION 120.** 12.09 (1) and (3) of the statutes are amended to
2 read:

3 12.09 (1) No person may personally or through an agent make use of or
4 threaten to make use of force, violence, ~~or~~ restraint, or any tactic of coercion or
5 intimidation in order to induce or compel any person to vote or refrain from voting
6 or to refrain from registering to vote at an election.

7 (3) No person may personally or through an agent, ~~by any use or threaten to~~
8 use force or violence or by use or threat of any act of coercion or intimidation compel,
9 induce, or prevail upon an elector either to vote or refrain from voting at any election
10 for or against a particular candidate or question at a referendum.

11 ***-4476/3.29* SECTION 121.** 12.13 (1) (b) of the statutes is amended to read:

12 12.13 (1) (b) Falsely procures registration, confirms inaccurate registration
13 information, or makes false statements to the municipal clerk, board of election
14 commissioners or any other election official whether or not under oath.

15 ***-4476/3.30* SECTION 122.** 12.13 (1) (c) of the statutes is amended to read:

16 12.13 (1) (c) Registers as an elector in more than one place for the same election
17 or confirms 2 or more simultaneous registrations to vote in the same election.

18 ***-4476/3.31* SECTION 123.** 12.13 (1) (d) of the statutes is amended to read:

19 12.13 (1) (d) Impersonates a registered elector or a person whose unconfirmed
20 registration appears on the registration list or poses as another person for the
21 purpose of voting at an election.

22 ***-4476/3.32* SECTION 124.** 12.13 (2) (b) 3. of the statutes is amended to read:

23 12.13 (2) (b) 3. Permit registration, confirmation of registration or receipt of a
24 vote from a person who the official knows is not a legally qualified elector or who has
25 refused after being challenged to make the oath or to properly answer the necessary

BILL**SECTION 124**

1 questions pertaining to the requisite requirements and residence; or put into the
2 ballot box a ballot other than the official's own or other one lawfully received.

3 *s0262/2.18* **SECTION 125.** 12.17 of the statutes is created to read:

4 **12.17 Deceptive election practices.** (1) In this section, "election-related
5 information" means information concerning any of the following:

6 (a) The date, time, place, or manner of conducting an election.

7 (b) The qualifications for or restrictions on the eligibility of electors voting at
8 an election, including any criminal penalties associated with voting in an election or
9 a voter's registration status or eligibility.

10 (c) The explicit endorsement by any person of a candidate at an election.

11 (2) No person, whether acting under color of law or otherwise, may
12 intentionally induce another person to refrain from registering or voting at an
13 election by knowingly providing that person with false election-related information.

14 (3) Any person who is aggrieved by an alleged violation of sub. (2) may bring
15 an action for injunctive relief in circuit court for the county where the violation is
16 alleged to occur.

17 (4) Any person may file a verified complaint with the board alleging facts that
18 the person believes to constitute a violation of sub. (2). The complaint shall be filed
19 under s. 5.05 (2m) (c).

20 (5) Notwithstanding s. 5.05 (2m) (c), the board shall promptly review each
21 complaint received under sub. (4), and if the board finds that the facts alleged in the
22 complaint, if true, would constitute a violation of sub. (2), the board shall promptly
23 investigate the complaint. Notwithstanding s. 5.05 (2m) (c) 11., if the board finds
24 that a violation of sub. (2) has occurred or is occurring, the board shall take all
25 measures necessary to provide correct information to electors who may have been

BILL

1 deceived by the actions of the alleged violator, and shall refer the matter to the
2 appropriate authority for prosecution in accordance with ss. 5.05 (2m) (i) and 12.60
3 (4).

4 **(6) (a)** No later than 90 days after each each general election, the board shall
5 report to the chief clerk of each house of the legislature for referral to the appropriate
6 standing committees under s. 13.172 (2) concerning any complaints under sub. (4)
7 that were acted upon or referred by the board under sub. (5) during the period
8 beginning with the date of the 2nd preceding general election and ending with the
9 preceding general election. Except as provided in par. (b), the report shall include
10 a description of the alleged deceptive election practices that were the subject of each
11 complaint, any corrective measures taken by the board with regard to the subject
12 matter of the complaint, the board's evaluation of the effectiveness of those corrective
13 measures, the status of any prosecution relating to the subject matter of the
14 complaint, a compilation of the number and types of allegations made that were
15 acted upon or referred by the board under sub. (5), the locations and segments of the
16 population that were affected by the alleged deceptive election practices, and the
17 status of any investigations conducted by the board under sub. (5).

18 (b) The board may exclude from the report under par. (a) any information that,
19 if disclosed, would interfere with a pending investigation of a violation of the law.

20 (c) The board shall post a copy of each report submitted under this subsection
21 on the Internet.

22 ***s0262/2.19* SECTION 126.** 12.19 of the statutes is created to read:

23 **12.19 Voter suppression.** No person may knowingly attempt to prevent or
24 deter another person from voting or registering to vote based upon fraudulent,
25 deceptive, or spurious grounds or information. A violation of this section includes:

BILL**SECTION 126**

1 (1) Challenging another person's right to register or vote at an election based
2 upon information the person knows is false.

3 (2) Attempting to induce another person to refrain from registering or voting
4 by providing that person with information the person knows is false.

5 ***s0262/2.20* SECTION 127.** 12.60 (1) (a) of the statutes is amended to read:

6 12.60 (1) (a) Whoever violates s. ~~12.09~~, 12.11 or 12.13 (1), (2) (b) 1. to 7. or (3)
7 (a), (e), (f), (j), (k), (L), (m), (y) or (z) is guilty of a Class I felony.

8 ***s0262/2.21* SECTION 128.** 12.60 (1) (am) of the statutes is created to read:

9 12.60 (1) (am) Whoever violates s. 12.17 (2) with the intent to prevent any
10 person from exercising the right to vote in an election is guilty of a Class D felony.

11 ***s0262/2.22* SECTION 129.** 12.60 (1) (an) of the statutes is created to read:

12 12.60 (1) (an) Whoever violates s. 12.09 is guilty of a Class D felony.

13 ***s0262/2.23* SECTION 130.** 12.60 (1) (ap) of the statutes is created to read:

14 12.60 (1) (ap) Whoever violates s. 12.19 is guilty of a Class E felony.

15 ***s0262/2.24* SECTION 131.** 12.60 (1) (bn) of the statutes is created to read:

16 12.60 (1) (bn) If a municipal clerk or executive director of a board of election
17 commissioners fails to ensure compliance with s. 5.25 (4) (b) or to post the materials
18 specified in s. 5.35 (6) (a) at each polling place located in the municipality served by
19 the clerk or executive director at any election, except as authorized in s. 5.35 (6) (d),
20 or the executive director of the government accountability board fails to include any
21 of the materials specified in s. 7.08 (3) in the election manual, the violator may be
22 required to forfeit not more than \$500 for each violation.

23 ***s0262/2.25* SECTION 132.** 12.60 (4) of the statutes is amended to read:

BILL

1 12.60 (4) Prosecutions of civil offenses under this chapter shall be conducted
2 in the manner prescribed in s. 11.60 (4). Prosecutions of criminal offenses under this
3 chapter shall be conducted in ~~accordance with~~ the manner prescribed in s. 11.61 (2).

4 *~~4418/1.14~~* SECTION 133. 19.685 of the statutes is created to read:

5 **19.685 Access to information provided by Government Accountability**
6 **Board.** No state authority and no officer or employee thereof may provide access to
7 information in any record of the authority that was obtained by the authority from
8 the government accountability board under s. 6.36 (1) (bm).

9 *~~4476/3.33~~* SECTION 134. 85.61 (1) of the statutes is amended to read:

10 85.61 (1) The secretary of transportation and the administrator of the elections
11 division of the government accountability board shall enter into an agreement to
12 match personally identifiable information on the official registration list maintained
13 by the government accountability board under s. 6.36 (1), the information specified
14 in s. 6.34 (2n), and other information specified in s. 6.256 (2) with personally
15 identifiable information in the operating record file database under ch. 343 and
16 vehicle registration records under ch. 341, notwithstanding ss. 110.09 (2), 342.06 (1)
17 (eg), and 343.14 (2j), to the extent required to enable the secretary of transportation
18 and the administrator of the elections division of the government accountability
19 board to verify the accuracy of the information provided for the purpose of voter
20 registration. Notwithstanding ss. 110.09 (2), 342.06 (1) (eg), and 343.14 (2j), the
21 agreement shall provide for the transfer of electronic information under s. 6.256 (2)
22 to the board on a continuous basis, no less often than monthly.

23 *s0262/2.26* SECTION 135. 939.50 (3) (d) of the statutes is amended to read:

24 939.50 (3) (d) For a Class D felony, a fine not to exceed \$100,000 or
25 imprisonment not to exceed 25 years, or both, except that for a violation of s. 12.09,

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JTK & ARG:.....
SECTION 135

and except with respect to section 7.08 (3) the requirements (d) to (g) of the statutes as created by this act

1 the term of imprisonment may not exceed 3 years and for a violation of s. 12.17, the
2 term of imprisonment may not exceed 5 years.

3 *s0262/2.27* **SECTION 136.** 939.50 (3) (e) of the statutes is amended to read:
4 939.50 (3) (e) For a Class E felony, a fine not to exceed \$50,000 or imprisonment
5 not to exceed 15 years, or both, except that for a violation of s. 12.19, the term of
6 imprisonment may not exceed 2 years.

~~*s0260/1.6* SECTION 137. Initial applicability.~~

INS 75-17

(1) ~~This~~ act first applies with respect to elections held on the effective date of
this subsection. *Except as provided in subsection (*) of this*

use autoreb from p. 75

move to 75-17

s0262/2.28 **SECTION 138. Nonstatutory provisions.**

11 (1) **STUDY OF OPTIONS FOR CORRECTIVE ACTION.** The government accountability
12 board, in consultation with the department of justice and the federal election
13 assistance commission, shall study the feasibility of providing corrective information
14 that may be required under section 12.17 (5) of the statutes, as created by this act,
15 through public service announcements, other uses of broadcast media, or an
16 emergency alert system. No later than the first day of the 7th month beginning after
17 the effective date of this subsection, the board shall report its findings and
18 recommendations to the chief clerk of each house of the legislature, in the manner
19 provided under section 13.172 (2) of the statutes, for referral to the appropriate
20 standing committees of each house.

INS 74-20 from p. 75

s0262/2.29 **SECTION 139. Effective dates.** This act takes effect on the day

after publication, except as follows:

(1) The treatment of section 7.08 (3) (d) to (g) of the statutes takes effect on
January 1, 2011.

INS 76-2

~~* 4284/3.31* SECTION 140. Nonstatutory provisions.~~

INS 74-21 from p. 76

MOVE to p. 76

BILL

Change to p. 74

INS 74-2E

HARDSHIP WAIVER REQUEST; STUDY OF ABSENTEE VOTING TIMELINE.

(a) Prior to the 2010 September primary, the legal counsel to the Government Accountability Board shall apply on behalf of this state to the presidential designee under 42 USC 1973ff-1 (g) for a determination that this state is unable to meet the requirement under 42 USC 1973ff-1 (a) (8) with respect to transmittal of absentee ballots to military and overseas electors at the 2010 September primary and general election. The application shall include a description of this state's efforts to enable delivery of absentee ballots to military and overseas electors as expeditiously as possible. If the waiver is not granted, the legal counsel shall promptly report the response of the designee to the appropriate standing committees of the legislature in the manner prescribed in section 13.172 (3) of the statutes.

(b) No later than January 1, 2011, the Government Accountability Board shall report to the appropriate standing committees of the legislature, in the manner prescribed in section 13.172 (3) of the statutes, concerning the timeline used by this state for the absentee voting process and the feasibility of making adjustments to enable compliance with the timeline prescribed in 42 USC 1973ff-1 (a) (8) (A).

INS 75-17 from p. 74

***-4234/3.32* SECTION 141. Initial applicability.** (by Section *)

(1) The treatment of sections 6.24 (4) (c), 6.86 (1) (a) 3. and (b) (by SECTION 73), (2), and (2m), 6.865 (title) (3), and (3m) (a), (b), and (c), 6.875 (3) and (4) (a), and 7.15 (1) (j) of the statutes first applies with respect to requests for absentee ballots made for voting at elections held on or after the effective date of this subsection.

use awb ref from p. 41
nes
7.08 (1)(c)

***-4234/3.33* SECTION 142. Effective dates.** This act takes effect on the day after publication, except as follows:

(1) The treatment of sections 6.24 (4) (c), 6.86 (1) (a) 3. and (b) (by SECTION 73), (2), and (2m), 6.865 (title), (3), and (3m) (a), (b), and (c), 6.875 (3) and (4) (a), and 7.15

(by Section *)
use awb ref from p. 41

create awb ref Z

7.08 (1)(c)

BILL

(1) (j) of the statutes and SECTION 141 (1) of this act take effect on the 90th day beginning after publication.

~~*-4476/3.34* SECTION 143. Nonstatutory provisions.~~

INS 1
76-2
from 2
p. 74
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4 (1) INITIAL SHARING OF REGISTRATION INFORMATION. Notwithstanding sections
5 85.61 (1), 110.09 (2), 342.06 (1) (eg), and 343.14 (2j) of the statutes, as affected by this
6 act, the department of transportation shall enter into and begin transferring
7 information under a revised agreement with the administrator of the elections
8 division of the government accountability board pursuant to section 85.61 (1) of the
9 statutes, as affected by this act, no later than the first day of the 4th month beginning
10 after the effective date of this subsection.

11 (2) REPORT ON VOTER REGISTRATION INFORMATION INTEGRATION. No later than July
12 1, 2011, the board shall report to the appropriate standing committees of the
13 legislature, in the manner specified in section 13.172 (3) of the statutes, concerning
14 its progress in initially implementing a system to ensure the complete and
15 continuous registration of all eligible electors in this state, specifically including the
16 operability and utility of information integration with the department of
17 transportation and the desirability and feasibility of integrating public information
18 maintained by other state agencies with the board's registration information to
19 enhance the completeness and accuracy of the information. At a minimum, the
20 report shall contain an assessment of the feasibility and desirability of the
21 integration of registration information with information maintained by the
22 departments of health services, children and families, workforce development,
23 revenue, regulation and licensing, and natural resources and the University of
24 Wisconsin System.

INS
74-21
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move to p. 74

move to p. 74

D-NOTE

INS A

Section #. 6.22 (4) (e) of the statutes is amended to read:

6.22 (4) (e) Whenever the material is mailed, the material shall be prepared and mailed to make use of the federal free postage laws. If the material does not qualify for mailing without postage under federal free postage laws, the municipal clerk shall pay the postage required for mailing to the military elector. If the return envelope qualifies for mailing free of postage under federal free postage laws, the clerk shall affix the appropriate legend required by U.S. postal regulations. Otherwise the municipal clerk shall pay the postage required for return when the ballot is mailed from within the United States. If the ballot is not mailed by the military elector from within the United States the military elector shall provide return postage. ~~The mailing list established under this subsection shall be kept current in the same manner as provided in s. 6.86 (2) (b).~~

History: 1971 c. 304 s. 29 (2); 1971 c. 336 s. 37; 1973 c. 334 s. 57; 1975 c. 85 ss. 10, 66 (3); 1977 c. 394; 1979 c. 89, 311; 1981 c. 391; 1983 a. 484; 1985 a. 304; 1987 a. 391; 1989 a. 192; 1995 a. 313; 1999 a. 182; 2001 a. 16; 2005 a. 149, 451.

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

-4531/1
LRBs 0262/2dn
JTK:bk:md

~~March 12, 2010~~

— date —

gjs

Representative Smith:
~~Senator Coggs~~

I'm sorry to raise this issue late in the game, but the other day I came across a provision of HAVA [sec. 302 (b) (1) and (2)] that requires us to post 6 items of information ranging from sample ballots to provisional voting information at each polling place on the day of each federal election. Wisconsin law was amended to pick this up in 2003 Act 265, section 13. I'm wondering if GAB was aware of this. As you may recall, this draft provides in proposed s. 5.35 (6) (d) that GAB may substitute some other form of notice for the posting. You may wish to ask the Legislative Council Staff attorneys or GAB's staff to comment on this issue.

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