

2009 DRAFTING REQUEST

Bill

Received: **03/08/2010**

Received By: **jkuesel**

Wanted: **As time permits**

Companion to LRB:

For: **Jeff Stone (608) 266-8590**

By/Representing: **Michael Pyritz**

May Contact:

Drafter: **jkuesel**

Subject: **Elections - miscellaneous
Transportation - other**

Addl. Drafters: **agary**

Extra Copies:

Submit via email: **YES**

Requester's email: **Rep.Stone@legis.wisconsin.gov**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Identification required for voting in elections

Instructions:

Per 2007 LRB-2059/2.

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	jkuesel 03/09/2010 agary 03/09/2010 jkuesel 03/16/2010	csicilia 03/19/2010		_____			State
/1			jfrantze 03/22/2010	_____	mbarman 03/22/2010		State

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/2	jkuesel 03/23/2010	csicilia 03/24/2010	phenry 03/24/2010	_____	sbasford 03/24/2010	sbasford 03/29/2010	

FE Sent For:

*at
intro*

<END>

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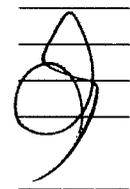
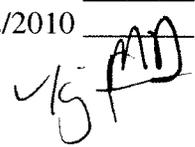
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NOTE

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Identical to LRB:

For: Jeff Stone (608) 266-8590

By/Representing: Michael Pyritz

This file may be shown to any legislator: NO

Drafter: jkuesel

May Contact:

Addl. Drafters: agary

Subject: Elections - miscellaneous
Transportation - other

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1/1	jkuesel 3/19/10	3/19 10 gjs 1	3/22	3/22			

FE Sent For:

<END>

2007 BILL

Fri 3/16

-4500/1 ←

+ARG

g.s.

(regenerate)

1 AN ACT *to repeal* 6.56 (5), 12.13 (3) (v) and 343.50 (4g); *to renumber* 6.79 (3);

2 *to renumber and amend* 6.87 (4) and 6.97 (3); *to amend* 5.35 (6) (a) 2., 5.35

3 (6) (a) 4a., 5.35 (6) (a) 4a., 6.15 (2) (bm), 6.15 (2) (d) 1g., 6.15 (2) (d) 1r., 6.15 (3),

4 6.15 (3), 6.29 (1), 6.29 (2) (a), 6.33 (1), 6.33 (2) (b), 6.55 (2) (b), 6.55 (2) (b), 6.55

5 (2) (c) 1., 6.55 (2) (c) 1., 6.55 (2) (c) 2., 6.79 (2) (a), 6.79 (2) (a), 6.79 (2) (d), 6.79

6 (2) (d), 6.79 (3) (title), 6.79 (3) (title), 6.79 (3) (b), 6.79 (4), 6.79 (6), 6.79 (6), 6.82

7 (1) (a), 6.82 (1) (a), 6.86 (1) (ar), 6.86 (1) (ar), 6.86 (3) (a) 1., 6.86 (3) (a) 1., 6.86

8 (3) (a) 2., 6.869, 6.869, 6.87 (3) (d), 6.87 (4) (b) 1., 6.87 (4) (b) 2., 6.87 (4) (b) 3.,

9 6.87 (4) (b) 5., 6.875 (title), 6.875 (2) (a), 6.875 (3) and (4), 6.875 (6) (a), 6.875 (6)

10 (c) 1., 6.875 (6) (c) 1., 6.875 (6) (c) 2., 6.88 (3) (a), 6.88 (3) (a), 6.97 (1), 6.97 (1),

11 6.97 (2), 6.97 (2), 6.97 (3) (a), 6.97 (3) (b), 6.97 (3) (c), 7.08 (8) (title), 7.08 (11),

12 7.52 (3) (a), 7.52 (3) (a), 10.02 (3) (form) (a), 10.02 (3) (form) (a), 12.13 (2) (b) 6m.,

13 85.103 (2), 125.085 (1), 134.71 (8) (a) 2., 139.30 (4n), 343.19 (title), 343.19 (2)

14 (intro.), 343.235 (title), 343.237 (title), 343.237 (6), 343.43 (2), 343.50 (3), 343.50

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1 (4), 343.50 (5), 343.50 (6) and 756.04 (1) (b); **to repeal and recreate** 343.19 (1),
 2 343.22 (2), 343.22 (2m), 343.22 (3), 343.237 (2), 343.237 (3) (intro.), 343.50 (3),
 3 343.50 (4), 343.50 (5) and 343.50 (6); and **to create** 6.15 (2) (bm), 6.15 (2) (d) 1g.,
 4 6.79 (3) (b), 6.79 (7), 6.87 (4) (a), 6.87 (4) (b) 2., 6.87 (4) (b) 3., 6.87 (4) (b) 4., 6.87
 5 (4) (b) 5., 6.875 (1) (ap) and (asm), 6.875 (2) (d), ~~6.965, 6.97 (3) (a), 6.97 (3) (c),~~
 6 ~~7.08 (11), 343.19 (2) (c), 343.50 (4g) and 343.505~~ of the statutes; **relating to:**
 7 requiring certain identification in order to vote at a polling place or obtain an
 8 absentee ballot, verification of the addresses of electors, absentee voting
 9 procedure in certain residential care apartment complexes and adult family
 10 homes, identification cards issued by the Department of Transportation,
 11 creating an identification certificate issued by the Department of
 12 Transportation, ~~and~~ requiring the exercise of rule-making authority.

found providing a penalty

Analysis by the Legislative Reference Bureau

an elector's registration information to be corroborated by

With certain limited exceptions, before being permitted to vote at any polling place, an elector currently must provide his or her name and address. If the elector is not registered, the elector must provide a specified form of proof of residence in order to register. If an elector is not able to present any required proof of residence, as an alternative, current law permits another qualified elector who resides in the same municipality to corroborate the elector's registration information. In addition, an elector other than a military elector or an overseas elector, as defined by federal law, who registers by mail and who has not voted in an election in this state must provide one of the forms of identification specified by federal law, or a copy thereof if voting by absentee ballot, in order to be permitted to vote. Corroboration may not be substituted for this identification requirement, but an elector who cannot provide the required identification may cast a provisional ballot. The municipal clerk or board of election commissioners must determine whether electors casting provisional ballots are qualified to vote by 4 p.m. on the day after an election.

With certain limited exceptions, this bill requires each person attempting to register or vote at the polls on election day to present a valid Wisconsin driver's license issued by the Department of Transportation (DOT) ~~to the person~~, a valid, current identification card issued to the person by a U.S. uniformed service, or a valid Wisconsin identification card issued ~~by DOT~~ to the person. A person whose address is confidential as a result of domestic abuse or in certain cases a person who has been

To the person

by DOT or if DOT implements the provisions of the federal REAL ID Act, an identification certificate issued to the person by DOT (see below)

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required by a law enforcement officer to surrender his or her license (see below) is exempted from the requirement. Under the bill, any person who applies for an absentee ballot, except a military or overseas elector, as defined by federal law, or a person whose address is confidential as a result of domestic abuse, must provide a copy of the license or identification card, unless: 1) the person has already provided a copy of his or her license or identification card in connection with an absentee ballot cast at a previous election and has not changed his or her name or address since that election; 2) the person has been required by a law enforcement officer to surrender his or her license (see below); 3) the person is indefinitely confined, in which case the person may submit a statement signed by the person who witnesses his or her absentee ballot verifying his or her identity; or 4) the person is an occupant of any nursing home, or of a community-based residential facility, retirement home, adult family home, or residential care apartment complex where a municipality sends special voting deputies, in which case the person may submit a statement signed by the deputies verifying his or her identity. The bill continues current requirements for certain electors to provide proof of residence in order to register or to vote, but discontinues the use of corroborating electors to verify residence. If a person votes at a polling place fails to provide a license or identification card, the person may vote provisionally. If a person votes by absentee ballot and fails to provide a copy of the license or identification card, unless exempted from the requirement, the ballot is treated as a provisional ballot. A provisional ballot is marked by the poll workers, who immediately contact the municipal clerk or board of election commissioners. The person may then provide the required identification either at the polling place before the closing hour or at the office of the clerk or board. If the person does not provide the required identification to the clerk or board by 4 p.m. on the day following the election, the person's vote is not counted. If a person receives a citation from a law enforcement officer in any jurisdiction that is dated within 60 days of the date of an election and is required to surrender his or her Wisconsin operator's license at the time the citation is issued, the elector may present an original copy of the citation or notice of intent to revoke or suspend the elector's operator's license in lieu of his or her operator's license or, if the elector is voting an absentee ballot by mail, may enclose a copy of the citation or notice in lieu of a copy of his or her operator's license. In this case, the bill provides that the elector's ballot is received and counted if otherwise valid, but the ballot is marked so it can be identified during the canvassing and recount process if the validity of the ballot is questioned.

The bill also directs the Government Accountability Board, in conjunction with the first regularly scheduled primary and election at which the voter identification requirements created by the bill initially apply, to conduct a public informational campaign for the purpose of informing prospective voters of the voter identification requirements created by the bill. In addition, the bill directs the board to conduct an ongoing outreach effort to identify and contact groups of electors who may need assistance in obtaining or renewing licenses or identification cards for voting purposes and to provide assistance in obtaining or renewing those licenses or identification cards.

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The bill also permits an elector who is eligible to obtain a Wisconsin identification card to obtain the card from DOT free of charge, if the elector specifically requests not to be charged. The bill permits an applicant to receive a Wisconsin identification card without a photograph being taken, as currently required, if the applicant provides an affidavit stating that he or she has sincerely held religious beliefs against being photographed, that he or she is a member of a religious organization or identifies with the tenets of a religious organization and names that organization, that the religious tenets of that organization prohibit such photographing, and that he or she requests the identification card for the purpose of voting.

Under 2007 Wisconsin Act 20 (the biennial budget bill), certain provisions specified in the federal REAL ID Act are incorporated into state law as of May 11, 2008 or as of the date specified in a notice from DOT stating that DOT is ready to implement the federal REAL ID Act and providing the date of implementation, whichever date is later. Among these provisions is the requirement that each operator's license and identification card include a photograph.

This bill creates an identification certificate to be issued by DOT beginning at the time that DOT implements the provisions of the federal REAL ID Act. A person is eligible for an identification certificate if the person is at least 18 years of age, a resident of this state, and a citizen of the United States. Identification certificates must be the same size as an operator's license but must be of a design that is readily distinguishable from the design of operator's licenses and identification cards. Each identification certificate must bear the words "IDENTIFICATION CERTIFICATE." As required by the federal REAL ID Act, identification certificates must clearly state on their face that they may not be accepted by any federal agency for federal identification or any other official purpose and must use a unique design or color indicator to alert federal agency and other law enforcement personnel that they may not be accepted for any such purpose. Each identification certificate must include a color photograph unless the identification certificate applicant provides an affidavit containing specified information, including that the applicant has a sincerely held religious belief against being photographed. An identification certificate is valid for eight years and the fee for an identification certificate is \$18 unless the applicant requests that the identification certificate be issued without charge.

The bill treats an identification certificate similarly to an identification card for some purposes and differently from an identification card for other purposes. The security standards for issuance of an identification certificate are not as strict as the standards applicable to an identification card after implementation of the federal REAL ID Act. However, when used for purposes of voting, an identification certificate has the same status as an identification card, as described above. Upon implementation of the provisions of the federal REAL ID Act, DOT may no longer issue an identification card without a photograph and a person may no longer obtain an identification card from DOT free of charge.

Currently, municipalities must send two special voting deputies (one designated by each major political party if the party wishes) to conduct absentee

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voting in nursing homes. Municipalities may also send the deputies to conduct absentee voting in community-based residential facilities and retirement homes that qualify for the service in accordance with standards prescribed by law. This bill permits municipal clerks and boards of election commissioners to send two special voting deputies to conduct absentee voting in adult family homes and residential care apartment complexes that qualify for the service in accordance with similar standards prescribed by law.

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

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

1 **SECTION 1.** 5.35 (6) (a) 2. of the statutes is amended to read:

2 5.35 **(6)** (a) 2. A copy of the election fraud laws provided in s. 12.13 (1) and (3)
3 (intro), (d), (f), (g), (k), (L), (o), (q), (r), (u), (~~v~~) and (x), together with the applicable
4 penalties provided in s. 12.60 (1).

5 **SECTION 2.** 5.35 (6) (a) 4a. of the statutes is amended to read:

6 5.35 **(6)** (a) 4a. Instructions prescribed by the board for electors for whom a
7 license or identification card is required under s. 6.79[✓] (2) or for whom proof of
8 residence under s. 6.34 is required under s. 6.55 (2). ✓

9 **SECTION 3.** 5.35 (6) (a) 4a. of the statutes, as affected by ²⁰⁰⁹~~2007~~ Wisconsin Act ✓
10 (this act), is amended to read:

11 5.35 **(6)** (a) 4a. Instructions prescribed by the board for electors for whom a
12 license ~~or~~ identification card, or identification certificate is required under s. 6.79 (2) ✓
13 or for whom proof of residence under s. 6.34 is required under s. 6.55 (2).

14 **SECTION 4.** 6.15 (2) (bm) of the statutes is created to read: ✓

15 6.15 **(2)** (bm) Except as authorized in s. 6.79 (7), when making application in
16 person at the office of the municipal clerk, each applicant shall present a valid
17 operator's license issued to the person under ch. 343, a valid, current identification

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SECTION 4

1 card issued to the person by a U.S. uniformed service, or a valid identification card
 2 issued to the person under s. 343.50. If any document presented by the applicant is
 3 not proof of residence under s. 6.34, the applicant shall also present proof of residence
 4 under s. 6.34.

5 **SECTION 5.** 6.15 (2) (bm) of the statutes, as created by ²⁰⁰⁹~~2007~~ Wisconsin Act
 6 (this act), is amended to read:

7 6.15 (2) (bm) Except as authorized in s. 6.79 (7), when making application in
 8 person at the office of the municipal clerk, each applicant shall present a valid
 9 operator's license issued to the person under ch. 343, a valid, current identification
 10 card issued to the person by a U.S. uniformed service, ~~or~~ a valid identification card
 11 issued to the person under s. 343.50, or a valid identification certificate issued to the
 12 person under s. 343.505. If any document presented by the applicant is not proof of
 13 residence under s. 6.34, the applicant shall also present proof of residence under s.
 14 6.34.

15 **SECTION 6.** 6.15 (2) (d) 1g. of the statutes is created to read:

16 6.15 (2) (d) 1g. If the elector makes application in person at the office of the
 17 municipal clerk, the clerk shall verify that the name on the license or identification
 18 card provided by the elector under par. (bm) is the same as the name on the elector's
 19 application and shall verify that any photograph appearing on that document
 20 reasonably resembles the elector.

21 **SECTION 7.** 6.15 (2) (d) 1g. of the statutes, as created by ²⁰⁰⁹~~2007~~ Wisconsin Act
 22 (this act), is amended to read:

23 6.15 (2) (d) 1g. If the elector makes application in person at the office of the
 24 municipal clerk, the clerk shall verify that the name on the license ~~or~~, identification
 25 card, or identification certificate provided by the elector under par. (bm) is the same

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1 as the name on the elector's application and shall verify that any photograph
2 appearing on that document reasonably resembles the elector.

3 **SECTION 8.** 6.15 (2) (d) 1r. of the statutes is amended to read:

4 6.15 (2) (d) 1r. Upon proper completion of the application and cancellation card,
5 the municipal clerk shall ~~require the elector to provide proof of residence under s.~~
6 ~~6.34. If the elector cannot provide proof of residence, the elector may have his or her~~
7 ~~residence corroborated in a statement that is signed by another elector of the~~
8 ~~municipality and that contains the current street address of the corroborating~~
9 ~~elector. If the residence is corroborated by another elector, that elector shall then~~
10 ~~provide proof of residence under s. 6.34~~ permit the elector to cast his or her ballot for
11 president and vice president. The elector shall then mark the ballot in the clerk's
12 presence in a manner that will not disclose his or her vote. The elector shall then fold
13 the ballot so as to conceal his or her vote. The clerk or elector shall then place the
14 ballot in an envelope furnished by the clerk.

15 **SECTION 9.** 6.15 (3) of the statutes is amended to read:

16 6.15 (3) PROCEDURE AT POLLING PLACE. An eligible elector may appear at the
17 polling place for the ward or election district where he or she resides and make
18 application for a ballot under sub. (2). Except as otherwise provided in this
19 subsection, an elector who casts a ballot under this subsection shall follow the same
20 procedure required for casting a ballot at the municipal clerk's office under sub. (2).
21 The inspectors shall perform the duties of the municipal clerk, except that the
22 inspectors shall return the cancellation card under sub. (2) (b) to the municipal clerk
23 and the clerk shall forward the card as provided in sub. (2) (c) if required. Upon
24 proper completion of the application and cancellation card and ~~submittal of proof of~~
25 ~~residence under s. 6.34 or providing corroboration of residence~~ verification of the

BILL**SECTION 9**

1 elector's license or identification card as provided in sub. (2) (d) 1g., the inspectors
2 shall permit the elector to cast his or her ballot for president and vice president. The
3 elector shall mark the ballot and, unless the ballot is utilized with an electronic
4 voting system, the elector shall fold the ballot, and deposit the ballot into the ballot
5 box or give it to the inspector. The inspector shall deposit it directly into the ballot
6 box. Voting machines or ballots utilized with electronic voting systems may only be
7 used by electors voting under this section if they permit voting for president and vice
8 president only.

9 **SECTION 10.** 6.15 (3) of the statutes, as affected by ²⁰⁰⁹~~2007~~ Wisconsin Act (this
10 act), is amended to read: ✓

11 6.15 (3) PROCEDURE AT POLLING PLACE. An eligible elector may appear at the
12 polling place for the ward or election district where he or she resides and make
13 application for a ballot under sub. (2). Except as otherwise provided in this
14 subsection, an elector who casts a ballot under this subsection shall follow the same
15 procedure required for casting a ballot at the municipal clerk's office under sub. (2).
16 The inspectors shall perform the duties of the municipal clerk, except that the
17 inspectors shall return the cancellation card under sub. (2) (b) to the municipal clerk
18 and the clerk shall forward the card as provided in sub. (2) (c) if required. Upon
19 proper completion of the application and cancellation card and verification of the
20 elector's license ~~or~~ identification card, or identification certificate as provided in sub.
21 (2) (d) 1g., the inspectors shall permit the elector to cast his or her ballot for president
22 and vice president. The elector shall mark the ballot and, unless the ballot is utilized
23 with an electronic voting system, the elector shall fold the ballot, and deposit the
24 ballot into the ballot box or give it to the inspector. The inspector shall deposit it
25 directly into the ballot box. Voting machines or ballots utilized with electronic voting

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1 systems may only be used by electors voting under this section if they permit voting
2 for president and vice president only.

3 **SECTION 11.** 6.29 (1) of the statutes is amended to read:

4 6.29 (1) No names may be added to a registration list for any election after the
5 close of registration, except as authorized under this section or s. 6.55 (2) or 6.86 (3)
6 (a) 2. Any person whose name is not on the registration list but who is otherwise a
7 qualified elector is entitled to vote at the election upon compliance with this section,
8 if the person complies with all other requirements for voting at the polling place.

9 **SECTION 12.** 6.29 (2) (a) of the statutes is amended to read:

10 6.29 (2) (a) Any qualified elector of a municipality who has not previously filed
11 a registration form or whose name does not appear on the registration list of the
12 municipality may register after the close of registration but not later than 5 p.m. or
13 the close of business, whichever is later, on the day before an election at the office of
14 the municipal clerk and at the office of the clerk's agent if the clerk delegates
15 responsibility for electronic maintenance of the registration list to an agent under
16 s. 6.33 (5) (b). The elector shall complete, in the manner provided under s. 6.33 (2),
17 a registration form containing all information required under s. 6.33 (1). The
18 registration form shall also contain the following certification: "I, ..., hereby certify
19 that, to the best of my knowledge, I am a qualified elector, having resided at ... for
20 at least 10 days immediately preceding this election, and I have not voted at this
21 election". The elector shall also provide proof of residence under s. 6.34.
22 ~~Alternatively, if the elector is unable to provide proof of residence under s. 6.34, the~~
23 ~~information contained in the registration form shall be corroborated in a statement~~
24 ~~that is signed by any other elector of the municipality and that contains the current~~
25 ~~street address of the corroborating elector. The corroborating elector shall then~~

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SECTION 12

1 ~~provide proof of residence under s. 6.34.~~ If the elector is registering after the close
 2 of registration for the general election and the elector presents a valid driver's license
 3 issued by another state, the municipal clerk or agent shall record on a separate list
 4 the name and address of the elector, the name of the state, and the license number
 5 and expiration date of the license.

6 **SECTION 13.** 6.33 (1) of the statutes is amended to read:

7 6.33 (1) The board shall prescribe the format, size, and shape of registration
 8 forms. All forms shall be printed on cards and each item of information shall be of
 9 uniform font size, as prescribed by the board. The municipal clerk shall supply
 10 sufficient ~~any~~ ^{plain} forms to meet voter registration needs. The forms shall be designed ✓
 11 to obtain from each applicant information as to name; date; residence location;
 12 citizenship; date of birth; age; the number of a valid operator's license issued to the
 13 elector under ch. 343 or the last 4 digits of the elector's social security account
 14 number; whether the applicant has resided within the ward or election district for
 15 at least 10 days; whether the applicant has been convicted of a felony for which he
 16 or she has not been pardoned, and if so, whether the applicant is incarcerated, or on
 17 parole, probation, or extended supervision; whether the applicant is disqualified on
 18 any other ground from voting; and whether the applicant is currently registered to
 19 vote at any other location. The form shall include a space for the applicant's
 20 signature ~~and the signature of any corroborating elector.~~ The form shall include a
 21 space to enter the name of any special registration deputy under s. 6.26 or 6.55 (6)
 22 or inspector, municipal clerk, or deputy clerk under s. 6.55 (2) who obtains the form
 23 and a space for the deputy, inspector, clerk, or deputy clerk to sign his or her name,
 24 affirming that the deputy, inspector, clerk, or deputy clerk has accepted the form.
 25 The form shall include a space for entry of the ward and aldermanic district, if any,

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1 where the elector resides and any other information required to determine the offices
2 and referenda for which the elector is certified to vote. The form shall also include
3 a space where the clerk may record an indication of whether the form is received by
4 mail, a space where the clerk may record an indication of the type of identifying
5 document submitted by the elector as proof of residence under s. 6.34, whenever
6 required, and a space where the clerk, for any applicant who possesses a valid voting
7 identification card issued to the person under s. 6.47 (3), may record the
8 identification serial number appearing on the voting identification card. Each
9 county clerk shall obtain sufficient registration forms for completion by an elector
10 who desires to register to vote at the office of the county clerk under s. 6.28 (4).

11 **SECTION 14.** 6.33 (2) (b) of the statutes is amended to read:

12 6.33 (2) (b) Except as provided in s. 6.86 (3) (a) 2., the registration form shall
13 be signed by the registering elector ~~and any corroborating elector under s. 6.29 (2)~~
14 ~~(a) or 6.55 (2)~~ before the clerk, issuing officer or registration deputy. The form shall
15 contain a certification by the registering elector that all statements are true and
16 correct.

17 **SECTION 15.** 6.55 (2) (b) of the statutes is amended to read:

18 6.55 (2) (b) Upon executing the registration form under par. (a), except as
19 authorized under s. 6.79 (7), the elector shall be required by a special registration
20 deputy or inspector to present a valid operator's license issued to the elector under
21 ch. 343, a valid, current identification card issued to the elector by a U.S. uniformed
22 service, or a valid identification card issued to the elector under s. 343.50. If any
23 document presented is not proof of residence under s. 6.34, the elector shall also
24 provide proof of residence under s. 6.34. ~~If the elector cannot provide proof of~~
25 ~~residence, the information contained in the registration form shall be corroborated~~

BILL**SECTION 15**

1 ~~in a statement that is signed by any elector who resides in the same municipality as~~
2 ~~the registering elector and that contains the current street address of the~~
3 ~~corroborating elector. The corroborator shall then provide proof of residence as~~
4 ~~provided in s. 6.34.~~ If the elector is registering to vote in the general election and the
5 elector presents a valid driver's license issued by another state, the inspector or
6 deputy shall record on a separate list the name and address of the elector, the name
7 of the state, and the license number and expiration date of the license. The signing
8 by the elector executing the registration form and by any corroborator shall be in the
9 presence of the special registration deputy or inspector who shall then print his or
10 her name on and sign the form, indicating that the deputy or inspector has accepted
11 the form. Upon compliance with this procedure, the elector shall be permitted to cast
12 his or her vote, if the elector complies with all other requirements for voting at the
13 polling place.

14 **SECTION 16.** 6.55 (2) (b) of the statutes, as affected by ²⁰⁰⁹~~2007~~ Wisconsin Act ... ✓
15 (this act), is amended to read:

16 6.55 (2) (b) Upon executing the registration form under par. (a), except as
17 authorized under s. 6.79 (7), the elector shall be required by a special registration
18 deputy or inspector to present a valid operator's license issued to the elector under
19 ch. 343, a valid, current identification card issued to the elector by a U.S. uniformed
20 service, ~~or~~ a valid identification card issued to the elector under s. 343.50, or a valid
21 identification certificate issued to the elector under s. 343.505. If any document
22 presented is not proof of residence under s. 6.34, the elector shall also provide proof
23 of residence under s. 6.34. If the elector is registering to vote in the general election
24 and the elector presents a valid driver's license issued by another state, the inspector
25 or deputy shall record on a separate list the name and address of the elector, the name

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

8 **SECTION 17.** 6.55 (2) (c) 1. of the statutes is amended to read:

9 6.55 (2) (c) 1. As an alternative to registration at the polling place under pars.
10 (a) and (b), the board of election commissioners, or the governing body of any
11 municipality may by resolution require a person who qualifies as an elector and who
12 is not registered and desires to register on the day of an election to do so at another
13 readily accessible location in the same building as the polling place serving the
14 elector's residence or at an alternate polling place assigned under s. 5.25 (5) (b),
15 instead of at the polling place serving the elector's residence. In such case, the
16 municipal clerk shall prominently post a notice of the registration location at the
17 polling place. The elector who desires to register shall execute a registration form
18 as prescribed under par. (a) and, except as authorized in s. 6.79 (7), present a valid
19 operator's license issued to the person under ch. 343, a valid, current identification
20 card issued to the person by a U.S. uniformed service, or a valid identification card
21 issued to the person under s. 343.50. If any document presented by the person is not
22 acceptable proof of residence under s. 6.34, the person shall also provide proof of
23 residence as provided under s. 6.34. ~~If the elector cannot provide proof of residence,~~
24 ~~the information contained in the registration form shall be corroborated in the~~
25 ~~manner provided in par. (b).~~ If the elector a person is registering to vote in the general

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SECTION 17

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

14

SECTION 18. 6.55 (2) (c) 1. of the statutes, as affected by ~~2009~~ Wisconsin Act
 15 (this act), is amended to read:

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16 6.55 (2) (c) 1. As an alternative to registration at the polling place under pars.
 17 (a) and (b), the board of election commissioners, or the governing body of any
 18 municipality may by resolution require a person who qualifies as an elector and who
 19 is not registered and desires to register on the day of an election to do so at another
 20 readily accessible location in the same building as the polling place serving the
 21 elector's residence or at an alternate polling place assigned under s. 5.25 (5) (b),
 22 instead of at the polling place serving the elector's residence. In such case, the
 23 municipal clerk shall prominently post a notice of the registration location at the
 24 polling place. The elector who desires to register shall execute a registration form
 25 as prescribed under par. (a) and, except as authorized in s. 6.79 (7), present a valid

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1 operator's license issued to the person under ch. 343, a valid, current identification
2 card issued to the person by a U.S. uniformed service, ~~or~~ a valid identification card
3 issued to the person under s. 343.50, or a valid identification certificate issued to the
4 person under s. 343.505. If any document presented by the person is not acceptable
5 proof of residence under s. 6.34, the person shall also provide proof of residence as
6 provided under s. 6.34. If a person is registering to vote in the general election and
7 the person presents a valid driver's license issued by another state, the municipal
8 clerk, deputy clerk, or special registration deputy shall record on a separate list the
9 name and address of the person, the name of the state, and the license number and
10 expiration date of the license. The signing by the person executing the registration
11 form, except as provided under par. (a), shall be in the presence of the municipal
12 clerk, deputy clerk or special registration deputy. The municipal clerk, the deputy
13 clerk, or the special registration deputy shall then print his or her name and sign the
14 form, indicating that the clerk, deputy clerk, or deputy has accepted the form. Upon
15 proper completion of registration, the municipal clerk, deputy clerk or special
16 registration deputy shall serially number the registration and give one copy to the
17 person for presentation at the polling place serving the person's residence or an
18 alternate polling place assigned under s. 5.25 (5) (b).

19 **SECTION 19.** 6.55 (2) (c) 2. of the statutes is amended to read:

20 6.55 (2) (c) 2. Upon compliance with the procedures under subd. 1., the
21 municipal clerk or deputy clerk shall issue a certificate addressed to the inspectors
22 of the proper polling place directing that the elector be permitted to cast his or her
23 vote if the elector complies with all requirements for voting at the polling place. The
24 clerk shall enter the name and address of the elector on the face of the certificate.
25 ~~If the elector's registration is corroborated, the clerk shall also enter the name and~~

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SECTION 19

1 ~~address of the corroborator on the face of the certificate.~~ The certificate shall be
2 numbered serially and prepared in duplicate. The municipal clerk shall preserve one
3 copy in his or her office.

4 **SECTION 20.** 6.56 (5) of the statutes ~~as affected by 2007 Wisconsin Act V,~~ is
5 repealed.

6 **SECTION 21.** 6.79 (2) (a) of the statutes is amended to read:

7 6.79 (2) (a) Unless information on the poll list is entered electronically, the
8 municipal clerk shall supply the inspectors with 2 copies of the most current official
9 registration list or lists prepared under s. 6.36 (2) (a) for use as poll lists at the polling
10 place. Except as provided in ~~sub.~~ ^{delete extra space} subs. (6) and (7), each person elector, before
11 receiving a serial number, shall state his or her full name and address and present
12 to the officials a valid operator's license issued to the elector under ch. 343, a valid,
13 current identification card issued to the elector by a U.S. uniformed service, or a valid
14 identification card issued to the elector under s. 343.50. The officials shall verify that
15 the name and address ~~provided~~ stated by the ~~person~~ elector are the same as the
16 ~~person's~~ elector's name and address on the poll list.

17 **SECTION 22.** 6.79 (2) (a) of the statutes, as affected by ²⁰⁰⁹ ~~2007~~ Wisconsin Act
18 (this act), is amended to read:

19 6.79 (2) (a) Unless information on the poll list is entered electronically, the
20 municipal clerk shall supply the inspectors with 2 copies of the most current official
21 registration list or lists prepared under s. 6.36 (2) (a) for use as poll lists at the polling
22 place. Except as provided in subs. (6) and (7), each elector, before receiving a serial
23 number, shall state his or her full name and address and present to the officials a
24 valid operator's license issued to the elector under ch. 343, a valid, current
25 identification card issued to the elector by a U.S. uniformed service, ~~or~~ a valid

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1 identification card issued to the elector under s. 343.50, or a valid identification
2 certificate issued to the elector under s. 343.505. The officials shall verify that the
3 name and address stated by the elector are the same as the elector's name and
4 address on the poll list.

5 SECTION 23. 6.79 (2) (d) of the statutes is amended to read:

6 6.79 (2) (d), ^{PLAIN} If the poll list indicates that proof of residence under s. 6.34 is
7 required and the document provided by the elector under par. (a) does not constitute
8 proof of residence under s. 6.34, the officials shall require the elector to provide proof
9 of residence. If proof of residence is provided, the officials shall verify that the name
10 and address on the document submitted as proof of residence provided is the same
11 as the name and address shown on the registration list. If proof of residence is
12 required and not provided, or if the elector does not present a license or identification
13 card under par. (a), whenever required, the officials shall offer the opportunity for
14 the elector to vote under s. 6.97.

15 SECTION 24. 6.79 (2) (d) of the statutes, as affected by ²⁰⁰⁹ ~~2007~~ Wisconsin Act ✓
16 (this act), is amended to read:

17 6.79 (2) (d) If the poll list indicates that proof of residence under s. 6.34 is
18 required and the document provided by the elector under par. (a) does not constitute
19 proof of residence under s. 6.34, the officials shall require the elector to provide proof
20 of residence. If proof of residence is provided, the officials shall verify that the name
21 and address on the document submitted as proof of residence provided is the same
22 as the name and address shown on the registration list. If proof of residence is
23 required and not provided, or if the elector does not present a license or identification
24 card, or identification certificate under par. (a), whenever required, the officials shall
25 offer the opportunity for the elector to vote under s. 6.97.

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SECTION 25

1 **SECTION 25.** 6.79 (3) (title) of the statutes is amended to read:

2 6.79 (3) (title) ~~REFUSAL TO GIVE NAME AND ADDRESS~~ PROVIDE NAME, ADDRESS,
3 LICENSE, OR IDENTIFICATION CARD.

4 **SECTION 26.** 6.79 (3) (title) of the statutes, as affected by ²⁰⁰⁹~~2007~~ Wisconsin Act
5 (this act), is amended to read: ✓

6 6.79 (3) (title) REFUSAL TO PROVIDE NAME, ADDRESS, LICENSE, OR IDENTIFICATION
7 CARD OR CERTIFICATE. ✗

8 **SECTION 27.** 6.79 (3) of the statutes is renumbered 6.79 (3) (a). ✗

9 **SECTION 28.** 6.79 (3) (b) of the statutes is created to read: ✗

10 6.79 (3) (b) If a license or identification card under sub. (2) is not provided by
11 the elector or if the name or any photograph appearing on the document that is
12 provided cannot be verified by the officials, the elector shall not be permitted to vote,
13 except as authorized under sub. (6) or (7), but if the elector is entitled to cast a
14 provisional ballot under s. 6.97, the officials shall offer the opportunity for the elector
15 to vote under s. 6.97.

16 **SECTION 29.** 6.79 (3) (b) of the statutes, as created by ²⁰⁰⁹~~2007~~ Wisconsin Act
17 (this act), is amended to read: ✓

18 6.79 (3) (b) If a license ~~or~~ identification card, or identification certificate under
19 sub. (2) is not provided by the elector or if the name or any photograph appearing on
20 the document that is provided cannot be verified by the officials, the elector shall not
21 be permitted to vote, except as authorized under sub. (6) or (7), but if the elector is
22 entitled to cast a provisional ballot under s. 6.97, the officials shall offer the
23 opportunity for the elector to vote under s. 6.97.

24 **SECTION 30.** 6.79 (4) of the statutes is amended to read:

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1 6.79 (4) SUPPLEMENTAL INFORMATION. When any elector provides proof of
2 residence under s. 6.15, 6.29 or 6.55 (2), the election officials shall enter the type of
3 identifying document provided on the poll list, or separate list maintained under sub.
4 (2) (c). If the document submitted as proof of identity or residence includes a number
5 which applies only to the individual holding that document, the election officials
6 shall also enter that number on the list. ~~When any elector corroborates the~~
7 ~~registration identity or residence of any person offering to vote under s. 6.55 (2) (b)~~
8 ~~or (c), or the registration identity or residence of any person registering on election~~
9 ~~day under s. 6.86 (3) (a) 2., the election officials shall also enter the name and address~~
10 ~~of the corroborator next to the name of the elector whose information is being~~
11 ~~corroborated on the poll list, or the separate list maintained under sub. (2) (c). When~~
12 any person offering to vote has been challenged and taken the oath, following the
13 person's name on the poll list, the officials shall enter the word "Sworn".

14 **SECTION 31.** 6.79 (6) of the statutes is amended to read:

15 6.79 (6) CONFIDENTIAL NAMES AND ADDRESSES. An elector who has a confidential
16 listing under s. 6.47 (2) may present his or her identification card issued under s. 6.47
17 (3), or give his or her name and identification serial number issued under s. 6.47 (3),
18 in lieu of stating his or her name and address and presenting a license or
19 identification card under sub. (2). If the elector's name and identification serial
20 number appear on the confidential portion of the list, the inspectors shall issue a
21 voting serial number to the elector, record that number on the poll list and permit
22 the elector to vote.

23 **SECTION 32.** 6.79 (6) of the statutes, as affected by ²⁰⁰⁹~~2007~~ Wisconsin Act (this ✓
24 act), is amended to read:

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1 6.79 (6) CONFIDENTIAL NAMES AND ADDRESSES. An elector who has a confidential
2 listing under s. 6.47 (2) may present his or her identification card issued under s. 6.47
3 (3), or give his or her name and identification serial number issued under s. 6.47 (3),
4 in lieu of stating his or her name and address and presenting a license or
5 identification card, or identification certificate under sub. (2). If the elector's name
6 and identification serial number appear on the confidential portion of the list, the
7 inspectors shall issue a voting serial number to the elector, record that number on
8 the poll list and permit the elector to vote.

9 **SECTION 33.** 6.79 (7) of the statutes is created to read:

10 6.79 (7) LICENSE SURRENDER. If an elector receives a citation or notice of intent
11 to revoke or suspend an operator's license from a law enforcement officer in any
12 jurisdiction that is dated within 60 days of the date of an election and is required to
13 surrender his or her operator's license issued to the elector under ch. 343 at the time
14 the citation or notice is issued, the elector may present an original copy of the citation
15 or notice in lieu of an operator's license under ch. 343. In such case, the elector shall
16 cast his or her ballot under s. 6.965.

17 **SECTION 34.** 6.82 (1) (a) of the statutes is amended to read:

18 6.82 (1) (a) When any inspectors are informed that an elector is at the entrance
19 to the polling place who as a result of disability is unable to enter the polling place,
20 they shall permit the elector to be assisted in marking a ballot by any individual
21 selected by the elector, except the elector's employer or an agent of that employer or
22 an officer or agent of a labor organization which represents the elector. The Except
23 as authorized in s. 6.79 (6) and (7), the individual selected by the elector shall present
24 to the inspectors a valid operator's license issued to the elector under ch. 343, a valid,
25 current identification card issued to the elector by a U.S. uniformed service, or a valid

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1 identification card issued to the elector under s. 343.50 and, if the license or
2 identification card does not constitute proof of residence under s. 6.34, shall also
3 provide proof of residence under s. 6.34 for the assisted elector, whenever required,
4 and all other information necessary for the elector to obtain a ballot under s. 6.79 (2).
5 The inspectors shall issue a ballot to the individual selected by the elector and shall
6 accompany the individual to the polling place entrance where the assistance is to be
7 given. If the ballot is a paper ballot, the assisting individual shall fold the ballot after
8 the ballot is marked by the assisting individual. The assisting individual shall then
9 immediately take the ballot into the polling place and give the ballot to an inspector.
10 The inspector shall distinctly announce that he or she has “a ballot offered by
11 (stating person’s name), an elector who, as a result of disability, is unable to enter the
12 polling place without assistance”. The inspector shall then ask, “Does anyone object
13 to the reception of this ballot?” If no objection is made, the inspectors shall record
14 the elector’s name under s. 6.79 and deposit the ballot in the ballot box, and shall
15 make a notation on the poll list: “Ballot received at poll entrance”.

16 **SECTION 35.** 6.82 (1) (a) of the statutes, as affected by ²⁰⁰⁹~~2007~~ Wisconsin Act
17 (this act), is amended to read:

18 6.82 (1) (a) When any inspectors are informed that an elector is at the entrance
19 to the polling place who as a result of disability is unable to enter the polling place,
20 they shall permit the elector to be assisted in marking a ballot by any individual
21 selected by the elector, except the elector’s employer or an agent of that employer or
22 an officer or agent of a labor organization which represents the elector. Except as
23 authorized in s. 6.79 (6) and (7), the individual selected by the elector shall present
24 to the inspectors a valid operator’s license issued to the elector under ch. 343, a valid,
25 current identification card issued to the elector by a U.S. uniformed service, or a valid

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1 identification card issued to the elector under s. 343.50, or a valid identification
2 certificate issued to the elector under s. 343.505 and, if the license or, identification
3 card, or identification certificate does not constitute proof of residence under s. 6.34,
4 shall also provide proof of residence under s. 6.34 for the assisted elector, whenever
5 required, and all other information necessary for the elector to obtain a ballot under
6 s. 6.79 (2). The inspectors shall issue a ballot to the individual selected by the elector
7 and shall accompany the individual to the polling place entrance where the
8 assistance is to be given. If the ballot is a paper ballot, the assisting individual shall
9 fold the ballot after the ballot is marked by the assisting individual. The assisting
10 individual shall then immediately take the ballot into the polling place and give the
11 ballot to an inspector. The inspector shall distinctly announce that he or she has “a
12 ballot offered by (stating person’s name), an elector who, as a result of disability,
13 is unable to enter the polling place without assistance”. The inspector shall then ask,
14 “Does anyone object to the reception of this ballot?” If no objection is made, the
15 inspectors shall record the elector’s name under s. 6.79 and deposit the ballot in the
16 ballot box, and shall make a notation on the poll list: “Ballot received at poll
17 entrance”.

18 **SECTION 36.** 6.86 (1) (ar) of the statutes is amended to read:

19 6.86 (1) (ar) Except as authorized in s. 6.875 (6), the municipal clerk shall not
20 issue an absentee ballot unless the clerk receives a written application therefor from
21 a qualified elector of the municipality. The clerk shall retain each absentee ballot
22 application until destruction is authorized under s. 7.23 (1). Except as authorized
23 in s. 6.79 (6) and (7), if an elector applies for an absentee ballot in person at the clerk’s
24 office, the clerk shall not issue the elector an absentee ballot unless the elector
25 presents a valid operator’s license issued to the elector under ch. 343, a valid, current

18
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1 identification card issued to the elector by a U.S. uniformed service, or a valid
2 identification card issued to the elector under s. 343.50. The clerk shall make a copy
3 of the document presented by the elector and shall enclose the copy in the certificate
4 envelope.

5 **SECTION 37.** 6.86 (1) (ar) of the statutes, as affected by ²⁰⁰⁹~~2007~~ Wisconsin Act

6 (this act), is amended to read:

7 6.86 (1) (ar) Except as authorized in s. 6.875 (6), the municipal clerk shall not
8 issue an absentee ballot unless the clerk receives a written application therefor from
9 a qualified elector of the municipality. The clerk shall retain each absentee ballot
10 application until destruction is authorized under s. 7.23 (1). Except as authorized
11 in s. 6.79 (6) and (7), if an elector applies for an absentee ballot in person at the clerk's
12 office, the clerk shall not issue the elector an absentee ballot unless the elector
13 presents a valid operator's license issued to the elector under ch. 343, a valid, current
14 identification card issued to the elector by a U.S. uniformed service, ~~or~~ a valid
15 identification card issued to the elector under s. 343.50, or a valid identification
16 certificate issued to the elector under s. 343.505. The clerk shall make a copy of the
17 document presented by the elector and shall enclose the copy in the certificate
18 envelope.

19 **SECTION 38.** 6.86 (3) (a) 1. of the statutes is amended to read:

20 6.86 (3) (a) 1. Any elector who is registered and who is hospitalized, may apply
21 for and obtain an official ballot by agent. The agent may apply for and obtain a ballot
22 for the hospitalized absent elector by presenting a form prescribed by the board and
23 containing the required information supplied by the hospitalized elector and signed
24 by that elector ~~and any other elector residing in the same municipality as the~~
25 ~~hospitalized elector, corroborating the information contained therein.~~ The

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1 ~~corroborating elector shall state on the form his or her full name and address. Except~~
2 ~~as authorized for an elector who has a confidential listing under s. 6.47 (2) or as~~
3 ~~authorized in s. 6.87 (4) (b) 4., the agent shall present the license or identification~~
4 ~~card required under sub. (1) (ar). The clerk shall make a copy of the document~~
5 ~~presented by the agent and shall enclose the copy in the certificate envelope.~~

6 **SECTION 39.** 6.86 (3) (a) 1. of the statutes, as affected by ²⁰⁰⁹~~2007~~ Wisconsin Act ...
7 (this act), is amended to read:

8 6.86 (3) (a) 1. Any elector who is registered and who is hospitalized, may apply
9 for and obtain an official ballot by agent. The agent may apply for and obtain a ballot
10 for the hospitalized absent elector by presenting a form prescribed by the board and
11 containing the required information supplied by the hospitalized elector and signed
12 by that elector. Except as authorized for an elector who has a confidential listing
13 under s. 6.47 (2) or as authorized in s. 6.87 (4) (b) 4., the agent shall present the
14 license ~~or~~ identification card, or identification certificate required under sub. (1) (ar).
15 The clerk shall make a copy of the document presented by the agent and shall enclose
16 the copy in the certificate envelope.

17 **SECTION 40.** 6.86 (3) (a) 2. of the statutes is amended to read:

18 6.86 (3) (a) 2. If a hospitalized elector is not registered, the elector may register
19 by agent under this subdivision at the same time that the elector applies for an
20 official ballot by agent under subd. 1. To register the elector under this subdivision,
21 the agent shall present a completed registration form that contains the required
22 information supplied by the elector and the elector's signature, unless the elector is
23 unable to sign due to physical disability. In this case, the elector may authorize
24 another elector to sign on his or her behalf. Any elector signing a form on another
25 elector's behalf shall attest to a statement that the application is made on request

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1 and by authorization of the named elector, who is unable to sign the form due to
 2 physical disability. The agent shall present this statement along with all other
 3 information required under this subdivision. ~~Except as otherwise provided in this~~
 4 ~~subdivision, the~~ The agent shall in every case provide proof of the elector's residence
 5 under s. 6.34. If the elector is registering to vote in the general election and the agent
 6 presents a valid driver's license issued to the elector by another state, the municipal
 7 clerk shall record on a separate list the name and address of the elector, the name
 8 of the state, and the license number and expiration date of the license. ~~If the agent~~
 9 ~~cannot present proof of residence, the registration form shall be signed and~~
 10 ~~substantiated by another elector residing in the elector's municipality of residence,~~
 11 ~~corroborating the information in the form. The form shall contain the full name and~~
 12 ~~address of the corroborating elector. The agent shall then present proof of the~~
 13 ~~corroborating elector's residence under s. 6.34.~~

SECTION 41. 6.869 of the statutes is amended to read:

14
 15 **6.869 Uniform instructions.** The board shall prescribe uniform instructions
 16 for absentee voters. The instructions shall include information concerning whether
 17 ~~identification is required under s. 6.87 (1) (a) or a copy of a license or identification card~~
 18 ~~is required under s. 6.86 (1) (a) and information concerning whether a copy of~~
 19 ~~identification is required to be submitted and, if so, the form of identification that is~~
 20 ~~required.~~

SECTION 42. 6.869 of the statutes, as affected by ²⁰⁰⁹ ~~2007~~ Wisconsin Act ... (this act), is amended to read:

21
 22 **6.869 Uniform instructions.** The board shall prescribe uniform instructions
 23 for absentee voters. The instructions shall include information concerning whether
 24 ~~identification is required under s. 6.87 (1) (a) or a copy of a license or, identification card,~~
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1 or identification certificate is required under s. 6.86 (1) (a) and information
2 concerning whether a copy of identification is required to be submitted and, if so, the
3 form of identification that is required.

4 **SECTION 43.** 6.87 (3) (d) of the statutes is amended to read:

5 6.87 (3) (d) A municipal clerk may, if the clerk is reliably informed by an absent
6 elector of a facsimile transmission number or electronic mail address where the
7 elector can receive an absentee ballot, transmit a facsimile or electronic copy of the
8 absent elector's ballot to that elector in lieu of mailing under this subsection if, in the
9 judgment of the clerk, the time required to send the ballot through the mail may not
10 be sufficient to enable return of the ballot by the time provided under sub. (6). An
11 elector may receive an absentee ballot under this subsection only if the elector has
12 filed a valid application for the ballot under s. 6.86 (1). If the clerk transmits an
13 absentee ballot under this paragraph, the clerk shall also transmit a facsimile or
14 electronic copy of the text of the material that appears on the certificate envelope
15 prescribed in sub. (2), together with instructions prescribed by the board. The
16 instructions shall require the absent elector to make and subscribe to the
17 certification as required under sub. (4) (b) and to enclose the absentee ballot in a
18 separate envelope contained within a larger envelope, that shall include the
19 completed certificate. The elector shall then affix sufficient postage unless the
20 absentee ballot qualifies for mailing free of postage under federal free postage laws
21 and shall mail the absentee ballot to the municipal clerk. Except as authorized in
22 s. 6.97 (2), an absentee ballot received under this paragraph shall not be counted
23 unless it is cast in the manner prescribed in this paragraph and in accordance with
24 the instructions provided by the board.

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1 **SECTION 44.** 6.87 (4) of the statutes is renumbered 6.87 (4) (b) 1. and amended
2 to read:

3 6.87 (4) (b) 1. Except as otherwise provided in s. 6.875, the elector voting
4 absentee shall make and subscribe to the certification before one witness who is an
5 adult U.S. citizen. The absent elector, in the presence of the witness, shall mark the
6 ballot in a manner that will not disclose how the elector's vote is cast. The elector
7 shall then, still in the presence of the witness, fold the ballots so each is separate and
8 so that the elector conceals the markings thereon and deposit them in the proper
9 envelope. If a consolidated ballot under s. 5.655 is used, the elector shall fold the
10 ballot so that the elector conceals the markings thereon and deposit the ballot in the
11 proper envelope. ~~If proof of residence is required,~~ ^e Except as authorized in subds. 2. ✓
12 to 5. and s. 6.875 (6) and notwithstanding s. 343.43 (1) (f), the elector shall enclose
13 a copy of the license or identification card required under s. 6.86 (1) (ar) ✓ in the
14 envelope, unless the elector is a military elector or an overseas elector or the elector
15 has a confidential listing under s. 6.47 (2). If proof of residence under s. 6.34 is
16 required and the document enclosed by the elector under this subdivision does not
17 constitute proof of residence under s. 6.34, the elector shall also 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

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SECTION 44

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 **SECTION 45.** 6.87 (4) (a) of the statutes is created to read:

10 6.87 (4) (a) In this subsection:

11 1. “Military elector” has the meaning given in s. 6.34 (1) (a).

12 2. “Overseas elector” has the meaning given in s. 6.34 (1) (b).

13 **SECTION 46.** 6.87 (4) (b) 1. of the statutes, as affected by ²⁰⁰⁹~~2007~~ Wisconsin Act ...
 14 (this act), is amended to read:

15 6.87 (4) (b) 1. Except as otherwise provided in s. 6.875, the elector voting
 16 absentee shall make and subscribe to the certification before one witness who is an
 17 adult U.S. citizen. The absent elector, in the presence of the witness, shall mark the
 18 ballot in a manner that will not disclose how the elector’s vote is cast. The elector
 19 shall then, still in the presence of the witness, fold the ballots so each is separate and
 20 so that the elector conceals the markings thereon and deposit them in the proper
 21 envelope. If a consolidated ballot under s. 5.655 is used, the elector shall fold the
 22 ballot so that the elector conceals the markings thereon and deposit the ballot in the
 23 proper envelope. Except as authorized in subds. 2. to 5. and s. 6.875 (6) and
 24 notwithstanding s. 343.43 (1) (f), the elector shall enclose a copy of the license or
 25 identification card, or identification certificate required under s. 6.86 (1) (ar) in the

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1 envelope, unless the elector is a military elector or an overseas elector or the elector
2 has a confidential listing under s. 6.47 (2). If proof of residence under s. 6.34 is
3 required and the document enclosed by the elector under this subdivision does not
4 constitute proof of residence under s. 6.34, the elector shall also enclose proof of
5 residence under s. 6.34 in the envelope. Proof of residence is required if the elector
6 is not a military elector or an overseas elector and the elector registered by mail and
7 has not voted in an election in this state. If the elector requested a ballot by means
8 of facsimile transmission or electronic mail under s. 6.86 (1) (ac), the elector shall
9 enclose in the envelope a copy of the request which bears an original signature of the
10 elector. The elector may receive assistance under sub. (5). The return envelope shall
11 then be sealed. The witness may not be a candidate. The envelope shall be mailed
12 by the elector, or delivered in person, to the municipal clerk issuing the ballot or
13 ballots. If the envelope is mailed from a location outside the United States, the
14 elector shall affix sufficient postage unless the ballot qualifies for delivery free of
15 postage under federal law. Failure to return an unused ballot in a primary does not
16 invalidate the ballot on which the elector's votes are cast. Return of more than one
17 marked ballot in a primary or return of a ballot prepared under s. 5.655 or a ballot
18 used with an electronic voting system in a primary which is marked for candidates
19 of more than one party invalidates all votes cast by the elector for candidates in the
20 primary.

21 **SECTION 47.** 6.87 (4) (b) 2. of the statutes is created to read:

22 6.87 (4) (b) 2. Unless subd. 3. applies, if the absentee elector has applied for and
23 qualified to receive absentee ballots automatically under s. 6.86 (2) (a), the elector
24 may, in lieu of providing a copy of a license or identification card required under s.
25 6.86 (1) (ar), submit with his or her absentee ballot a statement signed by the same

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1 individual who witnesses voting of the ballot which contains the name and address
2 of the elector and verifies that the name and address are correct.

3 **SECTION 48.** 6.87 (4) (b) 2. of the statutes, as created by ~~2007~~²⁰⁰⁹ Wisconsin Act ...
4 (this act), is amended to read:

5 6.87 (4) (b) 2. Unless subd. 3. applies, if the absentee elector has applied for and
6 qualified to receive absentee ballots automatically under s. 6.86 (2) (a), the elector
7 may, in lieu of providing a copy of a license or, identification card, or identification
8 certificate required under s. 6.86 (1) (ar), submit with his or her absentee ballot a
9 statement signed by the same individual who witnesses voting of the ballot which
10 contains the name and address of the elector and verifies that the name and address
11 are correct.

12 **SECTION 49.** 6.87 (4) (b) 3. of the statutes is created to read:

13 6.87 (4) (b) 3. If the absentee elector has received an absentee ballot from the
14 municipal clerk by mail for a previous election, has provided a copy of a license or
15 identification card required under s. 6.86 (1) (ar) with that ballot, and has not
16 changed his or her name or address since providing that identification, the elector
17 is not required to provide a copy of the identification required under s. 6.86 (1) (ar).

18 **SECTION 50.** 6.87 (4) (b) 3. of the statutes, as created by ~~2007~~²⁰⁰⁹ Wisconsin Act ...
19 (this act), is amended to read:

20 6.87 (4) (b) 3. If the absentee elector has received an absentee ballot from the
21 municipal clerk by mail for a previous election, has provided a copy of a license or,
22 identification card, or identification certificate required under s. 6.86 (1) (ar) with
23 that ballot, and has not changed his or her name or address since providing that
24 identification, the elector is not required to provide a copy of the identification
25 required under s. 6.86 (1) (ar).

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SECTION 51. 6.87 (4) (b) 4. of the statutes is created to read:

6.87 (4) (b) 4. If the absentee elector has received a citation or notice of intent to revoke or suspend an operator's license from a law enforcement officer in any jurisdiction that is dated within 60 days of the date of the election and is required to surrender his or her operator's license issued to the elector under ch. 343 at the time the citation or notice is issued, the elector may enclose a copy of the citation or notice in lieu of ^{a copy of} an operator's license under ch. 343 if the elector is voting by mail, or may present an original copy of the citation or notice in lieu of an operator's license under ch. 343 if the elector is voting at the office of the municipal clerk.

SECTION 52. 6.87 (4) (b) 5. of the statutes is created to read:

6.87 (4) (b) 5. Unless subd. 3. or 4. applies, if the absentee elector resides in a ^{qualified retirement home as defined in S. 6.875 (1) at a qualified} residential care apartment complex that is certified or registered under s. 50.034 (1) ^{community-based residential facility as defined in S. 6.875 (1)} or an adult family home that is certified under s. 50.032 and the municipal clerk or board of election commissioners of the municipality ^{facility} where the complex or home is ^{facility} located does not send special voting deputies to visit the complex or home at the election under s. 6.875, the elector may, in lieu of providing a copy of a license or identification card required under s. 6.86 (1) (ar), submit with his or her absentee ballot a statement signed by the same individual who witnesses voting of the ballot that contains the certification of the ^{facility} manager of the complex or home that the elector ^{facility} resides in the complex or home and the complex or home is certified or registered as required by law, that contains the name and address of the elector, and that verifies that the name and address are correct.

SECTION 53. 6.87 (4) (b) 5. of the statutes, as created by ²⁰⁰⁹ ~~2007~~ Wisconsin Act (this act), is amended to read:

BILL**SECTION 53**

1 6.87 (4) (b) 5. Unless subd. 3. or 4. applies, if the absentee elector resides in a
2 residential care apartment complex that is certified or registered under s. 50.034 (1)
3 or an adult family home that is certified under s. 50.032 and the municipal clerk or
4 board of election commissioners of the municipality where the complex or home is
5 located does not send special voting deputies to visit the complex or home at the
6 election under s. 6.875, the elector may, in lieu of providing a copy of a license or
7 identification card, or identification certificate required under s. 6.86 (1) (ar), submit
8 with his or her absentee ballot a statement signed by the same individual who
9 witnesses voting of the ballot that contains the certification of the manager of the
10 complex or home that the elector resides in the complex or home and the complex or
11 home is certified or registered as required by law, that contains the name and address
12 of the elector, and that verifies that the name and address are correct.

13 **SECTION 54.** 6.875 (title) of the statutes is amended to read:

14 **6.875 (title) Absentee voting in nursing and retirement certain homes**
15 **~~and certain community-based residential, facilities, and complexes.~~**

16 **SECTION 55.** 6.875 (1) (ap) and (asm) of the statutes are created to read:

17 6.875 (1) (ap) “Qualified adult family home” means a facility that is certified
18 to operate as an adult family home under s. 50.032[✓] that qualifies under sub. (2)[✓] (d)
19 to utilize the procedures under this section.

20 (asm) “Qualified residential care apartment complex” means a facility that is
21 certified or registered to operate as a residential care apartment complex under s.
22 50.034[✓] (1) that qualifies under sub. (2) (d) to utilize the procedures under this section.

23 **SECTION 56.** 6.875 (2) (a) of the statutes is amended to read:

24 6.875 (2) (a) The procedures prescribed in this section are the exclusive means
25 of absentee voting for electors who are occupants of nursing homes, qualified

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.1 community-based residential facilities or, qualified retirement homes, qualified
2 residential care apartment complexes, and qualified adult family homes.

3 SECTION 57. 6.875 (2) (d) of the statutes is created to read: X

4 6.875 (2) (d) The municipal clerk or board of election commissioners of any
5 municipality where a residential care apartment complex certified or registered
6 under s. 50.034 (1) or an adult family home certified under s. 50.032 is located may
7 adopt the procedures under this section for absentee voting in any ^{Such} residential care
8 apartment complex or adult family home located in the municipality if the municipal
9 clerk or board of election commissioners finds that there are a significant number of
10 the occupants of the complex or home who lack adequate transportation to the
11 appropriate polling place, a significant number of the occupants of the complex or
12 home may need assistance in voting, there are a significant number of the occupants
13 of the complex or home aged 60 or over, or there are a significant number of
14 indefinitely confined electors who are occupants of the complex or home.

15 SECTION 58. 6.875 (3) and (4) of the statutes are amended to read:

16 6.875 (3) An occupant of a nursing home or qualified retirement home or,
17 qualified community-based residential facility, qualified residential care apartment
18 complex, or qualified adult family home who qualifies as an absent elector and
19 desires to receive an absentee ballot shall make application under s. 6.86 (1), (2), or
20 (2m) with the municipal clerk or board of election commissioners of the municipality
21 in which the elector is a resident. The clerk or board of election commissioners of a
22 municipality receiving an application from an elector who is an occupant of a nursing
23 home or qualified retirement home or, qualified community-based residential
24 facility, qualified residential care apartment complex, or qualified adult family home
25 located in a different municipality shall, as soon as possible, notify and transmit an

BILL**SECTION 58**

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

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

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

10 (b) Nominations for the special voting deputy positions described in par. (a)
 11 may be submitted by the 2 recognized political parties whose candidates for governor
 12 or president received the greatest numbers of votes in the municipality at the most
 13 recent general election. The deputies shall be specially appointed to carry out the
 14 duties under par. (a) for the period specified in s. 7.30 (6) (a). The clerk or board of
 15 election commissioners may revoke an appointment at any time. No individual who
 16 is employed or retained, or within the 2 years preceding appointment has been
 17 employed or retained, at a nursing home ~~or~~, qualified retirement home ~~or~~, qualified
 18 community-based residential facility, qualified residential care apartment complex,
 19 or qualified adult family home in the municipality, or any member of the individual's
 20 immediate family, as defined in s. 19.42 (7), may be appointed to serve as a deputy.

21 **SECTION 59.** 6.875 (6) (a) ^{and (b) are} of the statutes ^{are} amended to read:

22 6.875 (6) (a) Special voting deputies in each municipality shall, not later than
 23 5 p.m. on the Friday preceding an election, arrange one or more convenient times
 24 with the administrator of each nursing home, qualified retirement home ^{and}
 25 qualified community-based residential facility, qualified residential care apartment

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SECTION 59

1 complex, and qualified adult family home in the municipality from which one or more
 2 occupants have filed an application under s. 6.86 to conduct absentee voting for the
 3 election. The time may be no earlier than the 4th Monday preceding the election and
 4 no later than 5 p.m. on the Monday preceding the election. The municipal clerk shall
 5 post a notice at the home ~~or, facility, or complex~~ indicating the date and time that
 6 absentee voting will take place at that home ~~or, facility, or complex~~. The notice shall
 7 be posted as soon as practicable after arranging the visit but in no case less than 24
 8 hours before the visit. At the designated time, 2 deputies appointed under sub. (4)
 9 shall visit the home ~~or, facility, or complex~~.

SECTION 60. 6.875 (6) (c) 1. of the statutes is amended to read:

11 6.875 (6) (c) 1. Upon their visit to the home ~~or, facility, or complex~~ under par.
 12 (a), the deputies shall personally offer each elector who has filed a proper application
 13 for an absentee ballot the opportunity to cast his or her absentee ballot. In lieu of
 14 providing a copy of a license or identification card under s. 6.87 (4) (b) 1. with his or ✓
 15 her absentee ballot, the elector may submit with his or her ballot a statement signed
 16 by both deputies that contains the name and address of the elector and verifies that
 17 the name and address are correct. The deputies shall enclose the statement in the
 18 certificate envelope. If an elector presents a license or identification card under s.
 19 6.87 (4) (b) 1., the deputies shall make a copy of the document presented by the elector ✓
 20 and shall enclose the copy in the certificate envelope. If an elector is present who has
 21 not filed a proper application for an absentee ballot, the 2 deputies may accept an
 22 application from the elector and shall issue a ballot to the elector if the elector is
 23 qualified, the elector presents a license or identification card, whenever required, or
 24 submits a statement containing his or her name and address under this ~~subsection~~ ^{subdivision}.
 25 and the application is proper. The deputies shall each witness the certification and

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BILL

1 may, upon request of the elector, assist the elector in marking the elector's ballot. All
2 voting shall be conducted in the presence of the deputies. Upon request of the elector,
3 a relative of the elector who is present in the room may assist the elector in marking
4 the elector's ballot. No individual other than a deputy may witness the certification
5 and no individual other than a deputy or relative of an elector may render voting
6 assistance to the elector.

7 **SECTION 61.** 6.875 (6) (c) 1. of the statutes, as affected by ²⁰⁰⁹~~2007~~ Wisconsin Act
8 (this act), is amended to read:

9 6.875 (6) (c) 1. Upon their visit to the home, facility, or complex under par. (a),
10 the deputies shall personally offer each elector who has filed a proper application for
11 an absentee ballot the opportunity to cast his or her absentee ballot. In lieu of
12 providing a copy of a license ~~or~~ identification card, or identification certificate under
13 s. 6.87 (4) (b) 1. with his or her absentee ballot, the elector may submit with his or
14 her ballot a statement signed by both deputies that contains the name and address
15 of the elector and verifies that the name and address are correct. The deputies shall
16 enclose the statement in the certificate envelope. If an elector presents a license ~~or~~
17 identification card, or identification certificate under s. 6.87 (4) (b) 1., the deputies
18 shall make a copy of the document presented by the elector and shall enclose the copy
19 in the certificate envelope. If an elector is present who has not filed a proper
20 application for an absentee ballot, the 2 deputies may accept an application from the
21 elector and shall issue a ballot to the elector if the elector is qualified, the elector
22 presents a license ~~or~~ identification card, or identification certificate, whenever
23 required, or submits a statement containing his or her name and address under this
24 subsection, and the application is proper. The deputies shall each witness the
25 certification and may, upon request of the elector, assist the elector in marking the

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SECTION 61

1 elector’s ballot. All voting shall be conducted in the presence of the deputies. Upon
 2 request of the elector, a relative of the elector who is present in the room may assist
 3 the elector in marking the elector’s ballot. No individual other than a deputy may
 4 witness the certification and no individual other than a deputy or relative of an
 5 elector may render voting assistance to the elector.

6 **SECTION 62.** 6.875 (6) (c) 2. of the statutes is amended to read:

7 6.875 (6) (c) 2. Upon the request of a relative of an occupant of a nursing home
 8 ~~or, qualified retirement home or, qualified community-based residential facility,~~
 9 qualified residential care apartment complex, or qualified adult family home, the
 10 administrator of the home ~~or, facility, or complex~~ may notify the relative of the time
 11 or times at which special voting deputies will conduct absentee voting at the home
 12 ~~or, facility, or complex~~ and permit the relative to be present in the room where the
 13 voting is conducted. The municipal clerk shall post a notice at the home ~~or, facility,~~
 14 or complex indicating the date and time that absentee voting will take place at that
 15 home ~~or, facility, or complex.~~ The notice shall be posted as soon as practicable after
 16 arranging the visit but in no case less than 24 hours before the visit.

17 **SECTION 63.** 6.88 (3) (a) of the statutes is amended to read:

18 6.88 (3) (a) Any time between the opening and closing of the polls on election
 19 day, the inspectors shall open the carrier envelope only, and announce the name of
 20 the absent elector or the identification serial number of the absent elector if the
 21 elector has a confidential listing under s. 6.47 (2). When the inspectors find that the
 22 certification has been properly executed, the applicant is a qualified elector of the
 23 ward or election district, and the applicant has not voted in the election, they shall
 24 enter an indication on the poll list next to the applicant’s name indicating an
 25 absentee ballot is cast by the elector. They shall then open the envelope containing

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1 the ballot in a manner so as not to deface or destroy the certification thereon. The
 2 inspectors shall take out the ballot without unfolding it or permitting it to be
 3 unfolded or examined. Unless the ballot is cast under s. 6.95, the inspectors shall
 4 verify that the ballot has been endorsed by the issuing clerk. If the poll list indicates
 5 that identification is required and no identification is enclosed or the name or
 6 address on the document that is provided is not the same as the name and address
 7 shown on the poll list, or if the elector is not a military elector or an overseas elector,
 8 as defined in s. 6.34 (1), and the elector is required to provide a copy of a license or
 9 identification card ^{required} under s. 6.86 (1) (ar) and no copy of the license or identification
 10 card is enclosed or the name on the document cannot be verified by the inspectors,
 11 the inspectors shall proceed as provided under s. 6.97 (2). The inspectors shall then
 12 deposit the ballot into the proper ballot box and enter the absent elector's name or
 13 voting number after his or her name on the poll list in the same manner as if the
 14 elector had been present and voted in person.

15 **SECTION 64.** 6.88 (3) (a) of the statutes, as affected by ~~2007~~²⁰⁰⁹ Wisconsin Act
 16 (this act), is amended to read:

17 6.88 (3) (a) Any time between the opening and closing of the polls on election
 18 day, the inspectors shall open the carrier envelope only, and announce the name of
 19 the absent elector or the identification serial number of the absent elector if the
 20 elector has a confidential listing under s. 6.47 (2). When the inspectors find that the
 21 certification has been properly executed, the applicant is a qualified elector of the
 22 ward or election district, and the applicant has not voted in the election, they shall
 23 enter an indication on the poll list next to the applicant's name indicating an
 24 absentee ballot is cast by the elector. They shall then open the envelope containing
 25 the ballot in a manner so as not to deface or destroy the certification thereon. The

BILL**SECTION 64**

1 inspectors shall take out the ballot without unfolding it or permitting it to be
2 unfolded or examined. Unless the ballot is cast under s. 6.95, the inspectors shall
3 verify that the ballot has been endorsed by the issuing clerk. If the poll list indicates
4 that identification is required and no identification is enclosed or the name or
5 address on the document that is provided is not the same as the name and address
6 shown on the poll list, or if the elector is not a military elector or an overseas elector,
7 as defined in s. 6.34 (1), and the elector is required to provide a copy of a license or
8 identification card, or identification certificate ^{required} under s. 6.86 (1) (ar) and no copy of
9 the license or identification card, or identification certificate is enclosed or the name
10 on the document cannot be verified by the inspectors, the inspectors shall proceed as
11 provided under s. 6.97 (2). The inspectors shall then deposit the ballot into the proper
12 ballot box and enter the absent elector's name or voting number after his or her name
13 on the poll list in the same manner as if the elector had been present and voted in
14 person.

15 **SECTION 65.** 6.965 of the statutes is created to read:

16 **6.965 Voting procedure for electors presenting citation or notice in**
17 **lieu of license.** Whenever any elector is allowed to vote at a polling place under s.
18 6.79 (7) by presenting a citation or notice of intent to revoke or suspend an operator's
19 license in lieu of an operator's license issued to the elector under ch. 343, the
20 inspectors shall, before giving the elector a ballot, write on the back of the ballot the
21 serial number of the elector corresponding to the number kept at the election on the
22 poll list or other list maintained under s. 6.79 and the notation "s. 6.965." If voting
23 machines are used in the municipality where the elector is voting, the elector's vote
24 may be received only upon an absentee ballot furnished by the municipal clerk which
25 shall have the notation "s. 6.965" written on the back of the ballot by the inspectors

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1 before the ballot is given to the elector. If the municipal clerk receives an absentee
2 ballot from an elector who presents a citation or notice, or copy thereof, under s. 6.87
3 (4) (b) 4., the clerk shall enter a notation on the certificate envelope “Ballot under s.
4 6.965, stats.” Upon receiving the envelope, the inspectors shall open and write on
5 the back of the ballot the serial number of the elector corresponding to the number
6 kept at the election on the poll list or other list maintained under s. 6.79 and the
7 notation “s. 6.965.” The inspectors shall indicate on the poll list or other list
8 maintained under s. 6.79 the fact that the elector is voting by using a citation or
9 notice in lieu of a license. The inspectors shall then deposit the ballot. The ballot
shall then be counted under s. 5.85, or under s. 7.51 or 7.52.

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12 **SECTION 66.** 6.97 (1) of the statutes is amended to read:

13 6.97 (1) Whenever any individual who is required to provide proof of residence
14 under s. 6.34 in order to be permitted to vote appears to vote at a polling place and
15 cannot provide the required proof of residence, the inspectors shall offer the
16 opportunity for the individual to vote under this section. Whenever any individual,
17 other than a military elector or an overseas elector, as defined in s. 6.34 (1), or an
18 elector who has a confidential listing under s. 6.47 (2), appears to vote at a polling
19 place and does not present a license or identification card under s. 6.79 (2), whenever
20 required, the inspectors or the municipal clerk shall similarly offer the opportunity
21 for the individual to vote under this section. If the individual wishes to vote, the
22 inspectors shall provide the elector with an envelope marked “Ballot under s. 6.97,
23 stats.” on which the serial number of the elector is entered and shall require the
24 individual to execute on the envelope a written affirmation stating that the
25 individual is a qualified elector of the ward or election district where he or she offers
to vote and is eligible to vote in the election. The inspectors shall, before giving the

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1 elector a ballot, write on the back of the ballot the serial number of the individual
2 corresponding to the number kept at the election on the poll list or other list
3 maintained under s. 6.79 and the notation “s. 6.97”. If voting machines are used in
4 the municipality where the individual is voting, the individual’s vote may be received
5 only upon an absentee ballot furnished by the municipal clerk which shall have the
6 corresponding number from the poll list or other list maintained under s. 6.79 and
7 the notation “s. 6.97” written on the back of the ballot by the inspectors before the
8 ballot is given to the elector. When receiving the individual’s ballot, the inspectors
9 shall provide the individual with written voting information prescribed by the board
10 under s. 7.08 (8). The inspectors shall indicate on the list the fact that the individual
11 is required to provide proof of residence or a license or identification card under s.
12 6.79 (2) but did not do so. The inspectors shall notify the individual that he or she
13 may provide proof of residence or a license or identification card to the municipal
14 clerk or executive director of the municipal board of election commissioners. The
15 inspectors shall also promptly notify the municipal clerk or executive director of the
16 name, address, and serial number of the individual. The inspectors shall then place
17 the ballot inside the envelope and place the envelope in a separate carrier envelope.

18 **SECTION 67.** 6.97 (1) of the statutes, as affected by ²⁰⁰⁹~~2007~~ Wisconsin Act (this
19 act), is amended to read:

20 6.97 (1) Whenever any individual who is required to provide proof of residence
21 under s. 6.34 in order to be permitted to vote appears to vote at a polling place and
22 cannot provide the required proof of residence, the inspectors shall offer the
23 opportunity for the individual to vote under this section. Whenever any individual,
24 other than a military elector or an overseas elector, as defined in s. 6.34 (1), or an
25 elector who has a confidential listing under s. 6.47 (2), appears to vote at a polling

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1 place and does not present a license or, identification card, or identification
2 certificate under s. 6.79 (2), whenever required, the inspectors or the municipal clerk
3 shall similarly offer the opportunity for the individual to vote under this section. If
4 the individual wishes to vote, the inspectors shall provide the elector with an
5 envelope marked "Ballot under s. 6.97, stats." on which the serial number of the
6 elector is entered and shall require the individual to execute on the envelope a
7 written affirmation stating that the individual is a qualified elector of the ward or
8 election district where he or she offers to vote and is eligible to vote in the election.
9 The inspectors shall, before giving the elector a ballot, write on the back of the ballot
10 the serial number of the individual corresponding to the number kept at the election
11 on the poll list or other list maintained under s. 6.79 and the notation "s. 6.97". If
12 voting machines are used in the municipality where the individual is voting, the
13 individual's vote may be received only upon an absentee ballot furnished by the
14 municipal clerk which shall have the corresponding number from the poll list or
15 other list maintained under s. 6.79 and the notation "s. 6.97" written on the back of
16 the ballot by the inspectors before the ballot is given to the elector. When receiving
17 the individual's ballot, the inspectors shall provide the individual with written
18 voting information prescribed by the board under s. 7.08 (8). The inspectors shall
19 indicate on the list the fact that the individual is required to provide proof of
20 residence or a license or, identification card, or identification certificate under s. 6.79
21 (2) but did not do so. The inspectors shall notify the individual that he or she may
22 provide proof of residence or a license or, identification card, or identification
23 certificate to the municipal clerk or executive director of the municipal board of
24 election commissioners. The inspectors shall also promptly notify the municipal
25 clerk or executive director of the name, address, and serial number of the individual.

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SECTION 67

1 The inspectors shall then place the ballot inside the envelope and place the envelope
2 in a separate carrier envelope.

3 **SECTION 68.** 6.97 (2) of the statutes is amended to read:

4 6.97 (2) Whenever any individual who votes by absentee ballot is required to
5 provide proof of residence in order to be permitted to vote and does not provide the
6 required proof of residence under s. 6.34, the inspectors shall treat the ballot as a
7 provisional ballot under this section. Whenever any individual, other than a military
8 elector or an overseas elector, as defined in s. 6.34 (1), an individual who has a
9 confidential listing under s. 6.47 (2), or an individual who is exempted under s. 6.87
10 (4) or s. 6.875 (6), votes by absentee ballot and does not enclose a copy of the license
11 or identification card required under s. 6.86 (1) (ar), the inspectors shall similarly
12 treat the ballot as a provisional ballot under this section. Upon removing the ballot
13 from the envelope, the inspectors shall write on the back of the absentee ballot the
14 serial number of the individual corresponding to the number kept at the election on
15 the poll list or other list maintained under s. 6.79 and the notation "s. 6.97". The
16 inspectors shall indicate on the list the fact that the individual is required to provide
17 proof of residence ^{to provide or provide} ~~or a copy of a license or identification card~~ under s. 6.86 (1) (ar) but
18 did not do so. The inspectors shall promptly notify the municipal clerk or executive
19 director of the municipal board of election commissioners of the name, address, and
20 serial number of the individual. The inspectors shall then place the ballot inside an
21 envelope on which the name and serial number of the elector is entered and shall
22 place the envelope in a separate carrier envelope.

23 **SECTION 69.** 6.97 (2) of the statutes, as affected by ²⁰⁰⁹~~2007~~ Wisconsin Act (this
24 act), is amended to read:

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1 6.97 (2) Whenever any individual who votes by absentee ballot is required to
2 provide proof of residence in order to be permitted to vote and does not provide the
3 required proof of residence under s. 6.34, the inspectors shall treat the ballot as a
4 provisional ballot under this section. Whenever any individual, other than a military
5 elector or an overseas elector, as defined in s. 6.34 (1), an individual who has a
6 confidential listing under s. 6.47 (2), or an individual who is exempted under s. 6.87
7 (4) or s. 6.875 (6), votes by absentee ballot and does not enclose a copy of the license
8 ~~or~~ identification card, or identification certificate required under s. 6.86 (1) (ar), the
9 inspectors shall similarly treat the ballot as a provisional ballot under this section.
10 Upon removing the ballot from the envelope, the inspectors shall write on the back
11 of the ballot the serial number of the individual corresponding to the number kept
12 at the election on the poll list or other list maintained under s. 6.79 and the notation
13 “s. 6.97”. The inspectors shall indicate on the list the fact that the individual is
14 required to provide proof of residence ^{to provide or provide} or a copy of a license ~~or~~ identification card, or
15 identification certificate ~~required~~ under s. 6.86 (1) (ar) ^{but did not do so.} The inspectors shall
16 promptly notify the municipal clerk or executive director of the municipal board of
17 election commissioners of the name, address, and serial number of the individual.
18 The inspectors shall then place the ballot inside an envelope on which the name and
19 serial number of the elector is entered and shall place the envelope in a separate
20 carrier envelope.

21 **SECTION 70.** 6.97 (3) of the statutes is renumbered 6.97 (3) (b) and amended to
22 read:

23 6.97 (3) (b) Whenever the municipal clerk or executive director of the municipal
24 board of election commissioners is informed by the inspectors that a ballot has been
25 cast under this section, the clerk or executive director shall promptly provide written

BILL**SECTION 70**

1 notice to the board of canvassers of each municipality, special purpose district, and
2 county that is responsible for canvassing the election of the number of ballots cast
3 under this section in each ward or election district. The municipal clerk or executive
4 director then shall determine whether each individual voting under this section is
5 qualified to vote in the ward or election district where the individual's ballot is cast.

6 If the elector is required to provide a license or identification card or copy thereof
7 under s. 6.79 (2) or 6.86 (1) (ar) and fails to do so, the elector bears the burden of
8 correcting the omission by providing the license or identification card or copy thereof
9 at the polling place before the closing hour or at the office of the municipal clerk or
10 board of election commissioners no later than 4 p.m. on the day after the election.

11 The municipal clerk or executive director shall make a record of the procedure used
12 to determine the validity of each ballot cast under this section. If, prior to 4 p.m. on
13 the day after the election, the municipal clerk or executive director determines that
14 the individual is qualified to vote in the ward or election district where the
15 individual's ballot is cast, the municipal clerk or executive director shall notify the
16 board of canvassers for each municipality, special purpose district and county that
17 is responsible for canvassing the election of that fact.

18 **SECTION 71.** 6.97 (3) (a) of the statutes is created to read:

19 6.97 (3) (a) Whenever an elector who votes by provisional ballot under sub. (1)
20 or (2) because the elector does not provide a license or identification card or copy
21 thereof under s. 6.79 (2) or 6.86 (1) (ar) later appears at the polling place where the
22 ballot is cast before the closing hour and provides the license or identification card
23 or copy thereof, the inspectors shall remove the elector's ballot from the separate
24 carrier envelope, shall note on the poll list that the elector's provisional ballot is
25 withdrawn, and shall deposit the elector's ballot in the ballot box. If the inspectors

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1 have notified the municipal clerk or executive director of the board of election
2 commissioners that the elector's ballot was cast under this section, the inspectors
3 shall notify the clerk or executive director that the elector's provisional ballot is
4 withdrawn.

5 **SECTION 72.** 6.97 (3) (a) of the statutes, as created by ²⁰⁰⁹~~2007~~ Wisconsin Act
6 (this act), is amended to read:

7 6.97 (3) (a) Whenever an elector who votes by provisional ballot under sub. (1)
8 or (2) because the elector does not provide a license or identification card, or
9 identification certificate or copy thereof under s. 6.79 (2) or 6.86 (1) (ar) later appears
10 at the polling place where the ballot is cast before the closing hour and provides the
11 license or identification card, or identification certificate or copy thereof, the
12 inspectors shall remove the elector's ballot from the separate carrier envelope, shall
13 note on the poll list that the elector's provisional ballot is withdrawn, and shall
14 deposit the elector's ballot in the ballot box. If the inspectors have notified the
15 municipal clerk or executive director of the board of election commissioners that the
16 elector's ballot was cast under this section, the inspectors shall notify the clerk or
17 executive director that the elector's provisional ballot is withdrawn.

18 **SECTION 73.** 6.97 (3) (b) of the statutes, as affected by ²⁰⁰⁹~~2007~~ Wisconsin Act
19 (this act), is amended to read:

20 6.97 (3) (b) Whenever the municipal clerk or executive director of the municipal
21 board of election commissioners is informed by the inspectors that a ballot has been
22 cast under this section, the clerk or executive director shall promptly provide written
23 notice to the board of canvassers of each municipality, special purpose district, and
24 county that is responsible for canvassing the election of the number of ballots cast
25 under this section in each ward or election district. The municipal clerk or executive

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1 director then shall determine whether each individual voting under this section is
2 qualified to vote in the ward or election district where the individual's ballot is cast.
3 If the elector is required to provide a license ~~or~~, identification card, or identification
4 certificate or copy thereof under s. 6.79 (2) or 6.86 (1) (ar) and fails to do so, the elector
5 bears the burden of correcting the omission by providing the license ~~or~~, identification
6 card, or identification certificate or copy thereof at the polling place before the closing
7 hour or at the office of the municipal clerk or board of election commissioners no later
8 than 4 p.m. on the day after the election. The municipal clerk or executive director
9 shall make a record of the procedure used to determine the validity of each ballot cast
10 under this section. If, prior to 4 p.m. on the day after the election, the municipal clerk
11 or executive director determines that the individual is qualified to vote in the ward
12 or election district where the individual's ballot is cast, the municipal clerk or
13 executive director shall notify the board of canvassers for each municipality, special
14 purpose district and county that is responsible for canvassing the election of that
15 fact.

16 **SECTION 74.** 6.97 (3) (c) of the statutes is created to read:

17 6.97 (3) (c) A ballot cast under this section by an elector for whom a valid license
18 or identification card or copy thereof is required under s. 6.79 (2) or 6.86 (1) (ar) shall
19 not be counted unless the municipal clerk or executive director of the board of
20 election commissioners provides timely notification that the elector has provided a
21 valid license or identification card or copy thereof under this section.

22 **SECTION 75.** 6.97 (3) (c) of the statutes, as created by ²⁰⁰⁹~~2007~~ Wisconsin Act
23 (this act), is amended to read:

24 6.97 (3) (c) A ballot cast under this section by an elector for whom a valid license
25 ~~or~~, identification card, or identification certificate or copy thereof is required under

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1 s. 6.79 (2) or 6.86 (1) (ar) shall not be counted unless the municipal clerk or executive
2 director of the board of election commissioners provides timely notification that the
3 elector has provided a valid license ~~or~~, identification card, or identification certificate
4 or copy thereof under this section.

5 **SECTION 76.** 7.08 (8) (title) of the statutes is amended to read:

6 7.08 (8) (title) ELECTORS VOTING WITHOUT PROOF OF RESIDENCE OR IDENTIFICATION
7 OR PURSUANT TO COURT ORDER.

8 **SECTION 77.** 7.08 (12) of the statutes is created to read: A

9 7.08 (12) ASSISTANCE IN OBTAINING LICENSES OR IDENTIFICATION CARDS. Engage in
10 outreach to identify and contact groups of electors who may need assistance in
11 obtaining or renewing a license or identification card for voting under s. 6.79 (2) (a),
12 6.86 (1) (ar), or 6.87 (4) (b), and provide assistance to the electors in obtaining or
13 renewing a license or identification card.

14 **SECTION 78.** 7.08 (12) of the statutes, as created by ~~2007~~ ²⁰⁰⁹ Wisconsin Act (this
15 act), is amended to read: X

16 7.08 (12) ASSISTANCE IN OBTAINING LICENSES OR IDENTIFICATION CARDS OR
17 CERTIFICATES. Engage in outreach to identify and contact groups of electors who may
18 need assistance in obtaining or renewing a license ~~or~~, identification card, or
19 identification certificate for voting under s. 6.79 (2) (a), 6.86 (1) (ar), or 6.87 (4) (b),
20 and provide assistance to the electors in obtaining or renewing a license ~~or~~,
21 identification card, or identification certificate.

22 **SECTION 79.** 7.52 (3) (a) of the statutes is amended to read:

23 7.52 (3) (a) The board of absentee ballot canvassers shall first open the carrier
24 envelope only, and, in such a manner that a member of the public, if he or she desired,
25 could hear, announce the name of the absent elector or the identification serial

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SECTION 79

1 number of the absent elector if the elector has a confidential listing under s. 6.47 (2).
 2 When the board of absentee ballot canvassers finds that the certification has been
 3 properly executed and the applicant is a qualified elector of the ward or election
 4 district, the board of absentee ballot canvassers shall enter an indication on the poll
 5 list next to the applicant's name indicating an absentee ballot is cast by the elector.
 6 The board of absentee ballot canvassers shall then open the envelope containing the
 7 ballot in a manner so as not to deface or destroy the certification thereon. The board
 8 of absentee ballot canvassers shall take out the ballot without unfolding it or
 9 permitting it to be unfolded or examined. Unless the ballot is cast under s. 6.95, the
 10 board of absentee ballot canvassers shall verify that the ballot has been endorsed by
 11 the issuing clerk. If the poll list indicates that proof of residence is required and no
 12 proof of residence is enclosed or the name or address on the document that is provided
 13 is not the same as the name and address shown on the poll list, or if the elector is not
 14 a military elector or an overseas elector, as defined in s. 6.34 (1), and the elector is
 15 required to provide a copy of a license or identification card under s. 6.86 (1) (a) and
 16 no copy of the license or identification card is enclosed or the name on the document
 17 cannot be verified by the canvassers, the board of absentee ballot canvassers shall
 18 proceed as provided under s. 6.97 (2). The board of absentee ballot canvassers shall
 19 mark the poll list number of each elector who casts an absentee ballot on the back
 20 of the elector's ballot. The board of absentee ballot canvassers shall then deposit the
 21 ballot into the proper ballot box and enter the absent elector's name or poll list
 22 number after his or her name on the poll list.

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SECTION 80. 7.52 (3) (a) of the statutes, as affected by ²⁰⁰⁹~~2007~~ Wisconsin Act
 (this act), is amended to read:

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