

1 **SECTION 39.** 6.79 (4) of the statutes is amended to read:

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

15 **SECTION 40.** 6.79 (6) of the statutes is amended to read:

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

24 **SECTION 41.** 6.79 (7) of the statutes is created to read:

1 6.79 (7) LICENSE SURRENDER. If an elector receives a citation or notice of intent
 2 to revoke or suspend an operator's license from a law enforcement officer in any
 3 jurisdiction that is dated within 60 days of the date of an election and is required to
 4 surrender his or her operator's license or driving receipt issued to the elector under
 5 ch. 343 at the time the citation or notice is issued, the elector may present an original
 6 copy of the citation or notice in lieu of an operator's license or driving receipt ^{issued} under
 7 ch. 343. In such case, the elector shall cast his or her ballot under s. 6.965.

8 SECTION 42. 6.82 (1) (a) of the statutes is amended to read:

9 6.82 (1) (a) When any inspectors are informed that an eligible elector is at the
 10 entrance to the polling place who as a result of disability is unable to enter the polling
 11 place, they shall permit the elector to be assisted in marking a ballot by any
 12 individual selected by the elector, except the elector's employer or an agent of that
 13 employer or an officer or agent of a labor organization which represents the elector.

14 The Except as authorized in s. 6.79 (6) and (7), the individual selected by the elector
 15 shall present to the inspectors ^{Proof of identification} ~~an unexpired operator's license issued to the elector~~
 16 ~~under ch. 343, a valid, current identification card issued to the elector by a U.S.~~
 17 ~~uniformed service, an unexpired identification card issued to the elector under s.~~
 18 ~~343.50, an unexpired driving receipt issued to the person under s. 343.11, or an~~
 19 ~~unexpired identification card receipt issued to the person under s. 343.50 (1) (e)) and,~~

20 if the ^{Proof of identification} ~~license, identification card, or receipt~~ does not constitute proof of residence
 21 under s. 6.34, shall also provide proof of residence under s. 6.34 for the assisted
 22 elector, whenever required, and all other information necessary for the elector to
 23 obtain a ballot under s. 6.79 (2). The inspectors shall ^{Then} issue a ballot to the individual
 24 selected by the elector and shall accompany the individual to the polling place
 25 entrance where the assistance is to be given. If the ballot is a paper ballot, the

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The inspectors shall verify that the name on the proof of identification presented by the person assisting the elector conforms to the name on the poll list or separate list and shall verify that any photograph appearing on that document reasonably resembles the elector. all scores

1 assisting individual shall fold the ballot after the ballot is marked by the assisting
2 individual. The assisting individual shall then immediately take the ballot into the
3 polling place and give the ballot to an inspector. The inspector shall distinctly
4 announce that he or she has "a ballot offered by (stating person's name), an elector
5 who, as a result of disability, is unable to enter the polling place without assistance".
6 The inspector shall then ask, "Does anyone object to the reception of this ballot?" If
7 no objection is made, the inspectors shall record the elector's name under s. 6.79 and
8 deposit the ballot in the ballot box, and shall make a notation on the poll list: "Ballot
9 received at poll entrance".

10 **SECTION 43.** 6.85 of the statutes is amended to read:

11 **6.85 Absent elector; definition.** (1) An absent elector is any otherwise
12 qualified elector who for any reason is unable or unwilling to appear at the polling
13 place in his or her ward.

14 (2) Any otherwise qualified elector who changes residence within this state by
15 moving to a different ward or municipality later than ~~10~~ 28 days prior to an election
16 may vote an absentee ballot in the ward or municipality where he or she was
17 qualified to vote before moving.

18 (3) An elector qualifying under this section may vote by absentee ballot under
19 ss. 6.86 to 6.89.

20 **SECTION 44.** 6.86 (1) (ac) of the statutes is amended to read:

21 6.86 **(1)** (ac) Any elector qualifying under par. (a) may make written application
22 to the municipal clerk for an official ballot by means of facsimile transmission or
23 electronic mail. Any application under this paragraph shall contain a copy of the
24 applicant's original signature. An elector requesting a ballot under this paragraph

1 shall return with the voted ballot a copy of the request bearing an original signature
2 of the elector as provided in s. 6.87 (4) (b).

3 SECTION 45. 6.86 (1) (ar) of the statutes is amended to read:

4 6.86 (1) (ar) Except as authorized in s. 6.875 (6), the municipal clerk shall not
5 issue an absentee ballot unless the clerk receives a written application therefor from
6 a qualified elector of the municipality. The clerk shall retain each absentee ballot
7 application until destruction is authorized under s. 7.23 (1). Except as authorized

8 in s. 6.79 (6) and (7), if a qualified elector applies for an absentee ballot in person at
9 the clerk's office, the clerk shall not issue the elector an absentee ballot unless the
10 elector presents ^{proof of identification} an unexpired operator's license issued to the elector under ch. 343,

11 a valid, current identification card issued to the elector by a U.S. uniformed service,
12 an unexpired identification card issued to the elector under s. 343.50, an unexpired
13 driving receipt issued to the person under s. 343.11, or an unexpired identification
14 card receipt issued to the person under s. 343.50 (1) (c). The clerk shall make a copy
15 of the document presented by the elector and shall enclose the copy in the certificate
16 envelope.

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17 SECTION 46. 6.86 (3) (a) 1. of the statutes is amended to read:

18 6.86 (3) (a) 1. Any elector who is registered and who is hospitalized, may apply
19 for and obtain an official ballot by agent. The agent may apply for and obtain a ballot
20 for the hospitalized absent elector by presenting a form prescribed by the board and
21 containing the required information supplied by the hospitalized elector and signed
22 by that elector and any other elector residing in the same municipality as the

23 hospitalized elector, corroborating the information contained therein. The
24 The form shall include a space for the municipal clerk or deputy clerk to
25 corroborating elector shall state on the form his or her full name and address. Except

Handwritten notes: *to enter his or her initials indicating that the agent presented proof of identification to the clerk on behalf of the elector.*

1 authorized in s. 6.87 (4) (b) 4., the agent shall present the ~~license, identification card,~~ ^{proof of identification}
2 ~~or receipt~~ required under sub. (1) (ar) and s. 6.87 (4) (b) 1. ~~The clerk shall make a~~
3 ~~copy of the document presented by the agent and shall enclose the copy in the~~
4 ~~certificate envelope.~~

5 SECTION 47. 6.86 (3) (a) 2. of the statutes is amended to read:

6 6.86 (3) (a) 2. If a hospitalized elector is not registered, the elector may register
7 by agent under this subdivision at the same time that the elector applies for an
8 official ballot by agent under subd. 1. To register the elector under this subdivision,
9 the agent shall present a completed registration form that contains the required
10 information supplied by the elector and the elector's signature, unless the elector is
11 unable to sign due to physical disability. In this case, the elector may authorize
12 another elector to sign on his or her behalf. Any elector signing a form on another
13 elector's behalf shall attest to a statement that the application is made on request
14 and by authorization of the named elector, who is unable to sign the form due to
15 physical disability. The agent shall present this statement along with all other
16 information required under this subdivision. ~~Except as otherwise provided in this~~
17 ~~subdivision, the~~ The agent shall in every case provide proof of the elector's residence
18 under s. 6.34. If the elector is registering to vote in the general election and the agent
19 presents a valid an unexpired driver's license issued to the elector by another state,
20 the municipal clerk shall record on a separate list the name and address of the
21 elector, the name of the state, and the license number and expiration date of the
22 license. If the agent cannot present proof of residence, the registration form shall be
23 signed and substantiated by another elector residing in the elector's municipality of
24 residence, corroborating the information in the form. The form shall contain the full

1 name and address of the corroborating elector. The agent shall then present proof
2 of the corroborating elector's residence under s. 6.34.

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3 SECTION 48. 6.869 of the statutes is amended to read:

4 **6.869 Uniform instructions.** The board shall prescribe uniform instructions
5 for absentee voters. The instructions shall include information concerning whether
6 ~~a copy of a license, identification card, or receipt~~ ^{proof of identification} is required ^{to be presented or} under s. 6.86 (1) (ar) or ^{enclosed}
7 6.87 (4) (b) 1. and information concerning the procedure for correcting errors in
8 marking a ballot and obtaining a replacement for a spoiled ballot. The procedure
9 shall, to the extent possible, respect the privacy of each elector and preserve the
10 confidentiality of each elector's vote.

11 ~~SECTION 49. 6.87 (2) (form) of the statutes is amended to read:~~

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12 ~~6.87 (2) (form)~~

13 [STATE OF ...

14 County of ...]

15 or

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

17 I, ..., certify subject to the penalties of s. 12.60 (1) (b), Wis. Stats., for false
18 statements, that I am a resident of the [... ward of the] (town) (village) of ..., or of
19 the ... aldermanic district in the city of ..., residing at ...* in said city, the county
20 of ..., state of Wisconsin, and am entitled to vote in the (ward) (election district) at
21 the election to be held on ...; that I am not voting at any other location in this election;
22 that I am unable or unwilling to appear at the polling place in the (ward) (election
23 district) on election day or have changed my residence within the state from one ward
24 or election district to another ~~within 10~~ later than 28 days before the election. I certify
25 that I exhibited the enclosed ballot unmarked to the witness, that I then in (his) (her)

1 presence and in the presence of no other person marked the ballot and enclosed and
2 sealed the same in this envelope in such a manner that no one but myself and any
3 person rendering assistance under s. 6.87 (5), Wis. Stats., if I requested assistance,
4 could know how I voted.

5 Signed

6 Identification serial number, if any:

7 The witness shall execute the following:

8 I, the undersigned witness, subject to the penalties of s. 12.60 (1) (b), Wis.
9 Stats., for false statements, certify that I am an adult U.S. citizen and that the above
10 statements are true and the voting procedure was executed as there stated. I am not
11 a candidate for any office on the enclosed ballot (except in the case of an incumbent
12 municipal clerk). I did not solicit or advise the elector to vote for or against any
13 candidate or measure.

14(Name)

15(Address)**

16 * — An elector who provides an identification serial number issued under s.
17 6.47 (3), Wis. Stats., need not provide a street address.

18 ** — If this form is executed before 2 special voting deputies under s. 6.875 (6),
19 Wis. Stats., both deputies shall witness and sign.

20 **SECTION 50.** 6.87 (3) (a) of the statutes is amended to read:

21 6.87 (3) (a) Except as authorized under par. (d) and as otherwise provided in
22 s. 6.875, the municipal clerk shall mail the absentee ballot to the elector's residence
23 unless otherwise directed by the elector, or shall deliver it to the elector personally
24 at the clerk's office or at an alternate site under s. 6.855. Before delivering an
25 absentee ballot to an elector in person, the municipal clerk or deputy clerk shall

1 require the elector to enter his or her signature on a copy of the registration list or
2 a supplemental or separate list, unless the elector is exempt from the signature
3 requirement under s. 6.36 ⁽²⁾ ~~(1)~~ _e (a). If the elector previously signed his or her
4 registration form or is exempt from a registration requirement and is ^{currently} unable, due to
5 physical disability, to enter his or her signature when casting his or her absentee
6 ballot, the municipal clerk or deputy clerk shall waive the signature requirement if
7 the clerk determines that the elector is unable, due to physical disability, to enter his
8 or her signature. In this case, the municipal clerk or deputy clerk shall enter on the
9 registration list "exempt by order of municipal clerk". If the municipal clerk or
10 deputy clerk does not waive the signature requirement and the elector wishes to vote,
11 the clerk shall challenge the elector's ballot as provided for inspectors in s. 6.92 and
12 treat the ballot in the manner provided for challenged ballots in s. 6.95. The
13 challenged elector may then provide evidence of his or her physical disability to the
14 board of canvassers charged with initially canvassing the returns prior to completion
15 of the municipal canvass. If the ballot is mailed, and the ballot qualifies for mailing
16 free of postage under federal free postage laws, the clerk shall affix the appropriate
17 legend required by U.S. postal regulations. Otherwise, the clerk shall pay the
18 postage required for return when the ballot is mailed from within the United States.
19 If the ballot is not mailed by the absentee elector from within the United States, the
20 absentee elector shall provide return postage. If the ballot is delivered to the elector
21 at the clerk's office, or an alternate site under s. 6.855, the ballot shall be voted at the
22 office or alternate site and may not be removed by the elector therefrom.

23 **SECTION 51.** 6.87 (3) (d) of the statutes is amended to read:

24 6.87 (3) (d) A municipal clerk may, if the clerk is reliably informed by an absent
25 elector of a facsimile transmission number or electronic mail address where the

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

19 **SECTION 52.** 6.87 (4) of the statutes is renumbered 6.87 (4) (b) 1. and amended
20 to read:

21 6.87 (4) (b) 1. Except as otherwise provided in s. 6.875, the elector voting
22 absentee shall make and subscribe to the certification before one witness who is an
23 adult U.S. citizen. The absent elector, in the presence of the witness, shall mark the
24 ballot in a manner that will not disclose how the elector's vote is cast. The elector
25 shall then, still in the presence of the witness, fold the ballots so each is separate and

1 so that the elector conceals the markings thereon and deposit them in the proper
2 envelope. If a consolidated ballot under s. 5.655 is used, the elector shall fold the
3 ballot so that the elector conceals the markings thereon and deposit the ballot in the
4 proper envelope. If proof of residence is required Except as authorized in subds. 2.
5 to 5. and s. 6.875 (6) and notwithstanding s. 343.43 (1) (f), the elector shall enclose
6 a copy of the ~~license, identification card, or receipt as required under s. 6.86 (d) (i) or~~ ^{IF the elector has not enclosed a copy of his} ~~her~~ ^{or}
7 in the envelope, unless the elector is a military elector or an overseas elector or the ^{proof}
8 elector has a confidential listing under s. 6.47 (2). If proof of residence under s. 6.34 ^{of}
9 is required and the document enclosed by the elector under this subdivision does not ^{identificat}
10 constitute proof of residence under s. 6.34, the elector shall also enclose proof of ^{with}
11 residence under s. 6.34 in the envelope. Proof of residence is required if the elector ^{his}
12 is not a military elector or an overseas elector, as defined in s. 6.34 (1), and the elector ^{or}
13 registered by mail and has not voted in an election in this state. If the elector ^{her}
14 requested a ballot by means of facsimile transmission or electronic mail under s. 6.86
15 (1) (ac), the elector shall enclose in the envelope a copy of the request which bears an
16 original signature of the elector. The elector may receive assistance under sub. (5).
17 The return envelope shall then be sealed. The witness may not be a candidate. The
18 envelope shall be mailed by the elector, or delivered in person, to the municipal clerk
19 issuing the ballot or ballots. If the envelope is mailed from a location outside the
20 United States, the elector shall affix sufficient postage unless the ballot qualifies for
21 delivery free of postage under federal law. Failure to return an unused ballot in a
22 primary does not invalidate the ballot on which the elector's votes are cast. Return
23 of more than one marked ballot in a primary or return of a ballot prepared under s.
24 5.655 or a ballot used with an electronic voting system in a primary which is marked

IF the elector has not enclosed a copy of his or her proof of identification in the manner provided in sub. (5) her or her application

1 for candidates of more than one party invalidates all votes cast by the elector for
2 candidates in the primary.

3 SECTION 53. 6.87 (4) (a) of the statutes is created to read:

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

5 1. "Military elector" has the meaning given in s. 6.34 (1) (a).

6 2. "Overseas elector" has the meaning given in s. 6.34 (1) (b).

7 SECTION 54. 6.87 (4) (b) 2. of the statutes is created to read:

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

14 SECTION 55. 6.87 (4) (b) 3. of the statutes is created to read:

15 6.87 (4) (b) 3. If the absentee elector has received an absentee ballot from the
16 municipal clerk by mail for a previous election, has provided a copy of ~~license,~~
17 ~~identification card, or receipt~~ ^{proof of identification} as required under subd. 1. with that ballot, and has not
18 changed his or her name or address since providing that ^{proof of} identification, the elector
19 is not required to provide a copy of the ^{proof of} identification required under subd. 1.

20 SECTION 56. 6.87 (4) (b) 4. of the statutes is created to read:

21 6.87 (4) (b) 4. If the absentee elector has received a citation or notice of intent
22 to revoke or suspend an operator's license from a law enforcement officer in any
23 jurisdiction that is dated within 60 days of the date of the election and is required
24 to surrender his or her operator's license or driving receipt issued to the elector under
25 ch. 343 at the time the citation or notice is issued, the elector may enclose a copy of

issued

1 the citation or notice in lieu of a copy of an operator's license or driving receipt^{issued} under
2 ch. 343 if the elector is voting by mail, or may present an original copy of the citation
3 or notice in lieu of an operator's license or driving receipt under ch. 343 if the elector
4 is voting at the office of the municipal clerk.

5 SECTION 57. 6.87 (4) (b) 5. of the statutes is created to read:

6 6.87 (4) (b) 5. Unless subd. 3. or 4. applies, if the absentee elector resides in a
7 qualified retirement home, as defined in s. 6.875 (1) (at), a qualified
8 community-based residential facility, as defined in s. 6.875 (1) (as), a residential care
9 apartment complex that is certified or registered under s. 50.034 (1), or an adult
10 family home that is certified under s. 50.032 or licensed under s. 50.033 and the
11 municipal clerk or board of election commissioners of the municipality where the
12 complex, facility, or home is located does not send special voting deputies to visit the
13 complex, facility, or home at the election under s. 6.875, the elector may, in lieu of
14 providing ~~a copy of a license, identification card, or receipt~~ ^{Proof of identification} required under subd. 1.,
15 submit with his or her absentee ballot a statement signed by the same individual who
16 witnesses voting of the ballot that contains the certification of the manager of the
17 complex, facility, or home that the elector resides in the complex, facility, or home and
18 the complex, facility, or home is certified or registered as required by law, that
19 contains the name and address of the elector, and that verifies that the name and
20 address are correct.

21 SECTION 58. 6.875 (title) of the statutes is amended to read:

22 **6.875 (title) Absentee voting in nursing and retirement certain homes**
23 **~~and certain community-based residential, facilities, and complexes.~~**

24 SECTION 59. 6.875 (1) (ap) and (asm) of the statutes are created to read:

1 6.875 (1) (ap) “Qualified adult family home” means a facility that is certified
2 or licensed to operate as an adult family home under s. 50.032 or 50.033 that qualifies
3 under sub. (2) (d) to utilize the procedures under this section.

4 (asm) “Qualified residential care apartment complex” means a facility that is
5 certified or registered to operate as a residential care apartment complex under s.
6 50.034 (1) that qualifies under sub. (2) (d) to utilize the procedures under this section.

7 **SECTION 60.** 6.875 (2) (a) of the statutes is amended to read:

8 6.875 (2) (a) The procedures prescribed in this section are the exclusive means
9 of absentee voting for electors who are occupants of nursing homes, qualified
10 community-based residential facilities ~~or~~, qualified retirement homes, qualified
11 residential care apartment complexes, and qualified adult family homes.

12 **SECTION 61.** 6.875 (2) (d) of the statutes is created to read:

13 6.875 (2) (d) The municipal clerk or board of election commissioners of any
14 municipality where a residential care apartment complex certified or registered
15 under s. 50.034 (1) or an adult family home certified under s. 50.032 or licensed under
16 s. 50.033 is located may adopt the procedures under this section for absentee voting
17 in any such residential care apartment complex or adult family home located in the
18 municipality if the municipal clerk or board of election commissioners finds that
19 there are a significant number of the occupants of the complex or home who lack
20 adequate transportation to the appropriate polling place, a significant number of the
21 occupants of the complex or home may need assistance in voting, there are a
22 significant number of the occupants of the complex or home aged 60 or over, or there
23 are a significant number of indefinitely confined electors who are occupants of the
24 complex or home.

25 **SECTION 62.** 6.875 (3) and (4) of the statutes are amended to read:

1 6.875 (3) An occupant of a nursing home or qualified retirement home ~~or,~~
2 qualified community-based residential facility, qualified residential care apartment
3 complex, or qualified adult family home who qualifies as an absent elector and
4 desires to receive an absentee ballot shall make application under s. 6.86 (1), (2), or
5 (2m) with the municipal clerk or board of election commissioners of the municipality
6 in which the elector is a resident. The clerk or board of election commissioners of a
7 municipality receiving an application from an elector who is an occupant of a nursing
8 home or qualified retirement home ~~or,~~ qualified community-based residential
9 facility, qualified residential care apartment complex, or qualified adult family home
10 located in a different municipality shall, as soon as possible, notify and transmit an
11 absentee ballot for the elector to the clerk or board of election commissioners of the
12 municipality in which the home ~~or qualified community-based residential,~~ facility
13 or complex is located. The clerk or board of election commissioners of a municipality
14 receiving an application from an elector who is an occupant of a nursing home or
15 qualified retirement home ~~or,~~ qualified community-based residential facility,
16 qualified residential care apartment complex, or qualified adult family home located
17 in the municipality but who is a resident of a different municipality shall, as soon as
18 possible, notify and request transmission of an absentee ballot from the clerk or
19 board of election commissioners of the municipality in which the elector is a resident.
20 The clerk or board of election commissioners shall make a record of all absentee
21 ballots to be transmitted, delivered, and voted under this section.

22 (4) (a) For the purpose of absentee voting in nursing homes ~~and,~~ qualified
23 retirement homes ~~and,~~ qualified community-based residential facilities, qualified
24 residential care apartment complexes, and qualified adult family homes, the
25 municipal clerk or board of election commissioners of each municipality in which one

1 or more nursing homes ~~or~~, qualified retirement homes ~~or~~, qualified
2 community-based residential facilities, qualified residential care apartment
3 complexes, or qualified adult family homes are located shall appoint at least 2 special
4 voting deputies for the municipality. Upon application under s. 6.86 (1), (2), or (2m)
5 by one or more qualified electors who are occupants of a ~~nursing home or qualified~~
6 ~~retirement home or qualified community-based residential, facility, or complex~~, the
7 municipal clerk or board of election commissioners of the municipality in which the
8 home ~~or~~, facility, or complex is located shall dispatch 2 special voting deputies to visit
9 the home ~~or qualified community-based residential, facility, or complex~~ for the
10 purpose of supervising absentee voting procedure by occupants of the home ~~or~~
11 ~~qualified community-based residential, facility, or complex~~. The clerk shall
12 maintain a list, available to the public upon request, of each ~~nursing home or~~
13 ~~qualified retirement home or qualified community-based residential, facility, or~~
14 complex where an elector has requested an absentee ballot. The list shall include the
15 date and time the deputies intend to visit each home ~~or~~, facility, or complex. The 2
16 deputies designated to visit each nursing home ~~or~~, qualified retirement home ~~or~~,
17 qualified community-based residential facility, qualified residential care apartment
18 complex, and qualified adult family home shall be affiliated with different political
19 parties whenever deputies representing different parties are available.

20 (b) Nominations for the special voting deputy positions described in par. (a)
21 may be submitted by the 2 recognized political parties whose candidates for governor
22 or president received the greatest numbers of votes in the municipality at the most
23 recent general election. The deputies shall be specially appointed to carry out the
24 duties under par. (a) for the period specified in s. 7.30 (6) (a). The clerk or board of
25 election commissioners may revoke an appointment at any time. No individual who

1 is employed or retained, or within the 2 years preceding appointment has been
2 employed or retained, at a nursing home ~~or~~, qualified retirement home ~~or~~, qualified
3 community-based residential facility, qualified residential care apartment complex,
4 or qualified adult family home in the municipality, or any member of the individual's
5 immediate family, as defined in s. 19.42 (7), may be appointed to serve as a deputy.

6 **SECTION 63.** 6.875 (6) (a) and (b) of the statutes are amended to read:

7 6.875 (6) (a) Special voting deputies in each municipality shall, not later than
8 5 p.m. on the Friday preceding an election, arrange one or more convenient times
9 with the administrator of each nursing home, qualified retirement home, and
10 qualified community-based residential facility, qualified residential care apartment
11 complex, and qualified adult family home in the municipality from which one or more
12 occupants have filed an application under s. 6.86 to conduct absentee voting for the
13 election. The time may be no earlier than the 4th Monday preceding the election and
14 no later than 5 p.m. on the Monday preceding the election. The municipal clerk shall
15 post a notice at the home ~~or~~, facility, or complex indicating the date and time that
16 absentee voting will take place at that home ~~or~~, facility, or complex. The notice shall
17 be posted as soon as practicable after arranging the visit but in no case less than 24
18 hours before the visit. At the designated time, 2 deputies appointed under sub. (4)
19 shall visit the home ~~or~~, facility, or complex.

20 (b) The municipal clerk or executive director of the board of election
21 commissioners shall issue a supply of absentee ballots to the deputies sufficient to
22 provide for the number of valid applications for an absentee ballot received by the
23 clerk, and a reasonable additional number of ballots. The deputies may exercise the
24 authority granted to the chief inspector under s. 7.41 to regulate the conduct of
25 observers. For purposes of the application of s. 7.41, the home ~~or~~, facility, or complex

1 shall be treated as a polling place. The municipal clerk or executive director shall
2 keep a careful record of all ballots issued to the deputies and shall require the
3 deputies to return every ballot issued to them.

4 SECTION 64. 6.875 (6) (c) 1. of the statutes is amended to read:

5 6.875 (6) (c) 1. Upon their visit to the home ~~or~~, facility, or complex under par.
6 (a), the deputies shall personally offer each elector who has filed a proper application
7 for an absentee ballot the opportunity to cast his or her absentee ballot. In lieu of
8 providing a copy of ~~license, identification card, or receipt~~ ^{proof of identification} under s. 6.87 (4) (b) 1. with
9 his or her absentee ballot, the elector may submit with his or her ballot a statement
10 signed by both deputies that contains the name and address of the elector and
11 verifies that the name and address are correct. The deputies shall enclose the
12 statement in the certificate envelope. If an elector presents a ~~license, identification~~ ^{proof of identification}
13 ~~card, or receipt~~ under s. 6.87 (4) (b) 1., the deputies shall make a copy of the document
14 presented by the elector and shall enclose the copy in the certificate envelope. If an
15 elector is present who has not filed a proper application for an absentee ballot, the
16 2 deputies may accept an application from the elector and shall issue a ballot to the
17 elector if the elector is qualified, the elector presents ~~license, identification card~~ ^{proof of identification}
18 ~~or receipt~~, whenever required, or submits a statement containing his or her name
19 and address under this subdivision, and the application is proper. The deputies shall
20 each witness the certification and may, upon request of the elector, assist the elector
21 in marking the elector's ballot. All voting shall be conducted in the presence of the
22 deputies. Upon request of the elector, a relative of the elector who is present in the
23 room may assist the elector in marking the elector's ballot. No individual other than
24 a deputy may witness the certification and no individual other than a deputy or
25 relative of an elector may render voting assistance to the elector.

1 **SECTION 65.** 6.875 (6) (c) 2. of the statutes is amended to read:

2 6.875 (6) (c) 2. Upon the request of a relative of an occupant of a nursing home
3 ~~or, qualified retirement home or, qualified community-based residential facility,~~
4 qualified residential care apartment complex, or qualified adult family home, the
5 administrator of the home ~~or, facility, or complex~~ may notify the relative of the time
6 or times at which special voting deputies will conduct absentee voting at the home
7 ~~or, facility, or complex~~ and permit the relative to be present in the room where the
8 voting is conducted.

9 **SECTION 66.** 6.875 (6) (e) of the statutes is amended to read:

10 6.875 (6) (e) If a qualified elector is not able to cast his or her ballot on 2 separate
11 visits by the deputies to the home ~~or, facility, or complex,~~ the deputies shall so inform
12 the municipal clerk or executive director of the board of election commissioners, who
13 may then send the ballot to the elector no later than 5 p.m. on the Friday preceding
14 the election.

15 **SECTION 67.** 6.875 (7) of the statutes is amended to read:

16 6.875 (7) One observer from each of the 2 recognized political parties whose
17 candidate for governor or president received the greatest number of votes in the
18 municipality at the most recent general election may accompany the deputies to each
19 home ~~or, facility, or complex~~ where absentee voting will take place under this section.
20 The observers may observe the process of absentee ballot distribution in the common
21 areas of the home ~~or, facility, or complex.~~ Each party wishing to have an observer
22 present shall submit the name of the observer to the clerk or board of election
23 commissioners no later than the close of business on the last business day prior to
24 the visit.

25 **SECTION 68.** 6.88 (3) (a) of the statutes is amended to read:

1 6.88 (3) (a) Except in municipalities where absentee ballots are canvassed
2 under s. 7.52, at any time between the opening and closing of the polls on election day,
3 the inspectors shall, in the same room where votes are being cast, in such a manner
4 that members of the public can hear and see the procedures, open the carrier
5 envelope only, and announce the name of the absent elector or the identification
6 serial number of the absent elector if the elector has a confidential listing under s.
7 6.47 (2). When the inspectors find that the certification has been properly executed,
8 the applicant is a qualified elector of the ward or election district, and the applicant
9 has not voted in the election, they shall enter an indication on the poll list next to the
10 applicant's name indicating an absentee ballot is cast by the elector. They shall then
11 open the envelope containing the ballot in a manner so as not to deface or destroy the
12 certification thereon. The inspectors shall take out the ballot without unfolding it
13 or permitting it to be unfolded or examined. Unless the ballot is cast under s. 6.95,
14 the inspectors shall verify that the ballot has been endorsed by the issuing clerk. If
15 the poll list indicates that proof of residence under s. 6.34 is required and no proof
16 of residence is enclosed or the name or address on the document that is provided is
17 not the same as the name and address shown on the poll list, or if the elector is not
18 a military elector, as defined in s. 6.34 (1) (a), or an overseas elector, as defined in s.
19 6.34 (1) (b), and the elector is required to provide ~~to provide~~ a copy of ~~license,~~
20 ~~proof of identification~~ ~~identification card, or receipt~~ under s. ~~6.87 (4) (b) 1.~~ ~~and no copy of the~~
21 ~~license, identification card, or receipt~~ ~~is enclosed or the name on the document cannot~~
22 be verified by the inspectors, the inspectors shall proceed as provided under s. 6.97
23 (2). The inspectors shall then deposit the ballot into the proper ballot box and enter
24 the absent elector's name or voting number after his or her name on the poll list in
25 the same manner as if the elector had been present and voted in person.

1 **SECTION 69.** 6.92 (1) of the statutes is amended to read:

2 **6.92 (1)** Except as provided in sub. (2), each inspector shall challenge for cause
3 any person offering to vote whom the inspector knows or suspects is not a qualified
4 elector or who does not adhere to any voting requirement under this chapter. If a
5 person is challenged as unqualified by an inspector, one of the inspectors shall
6 administer the following oath or affirmation to the person: "You do solemnly swear
7 (or affirm) that you will fully and truly answer all questions put to you regarding your
8 place of residence and qualifications as an elector of this election"; and shall then ask
9 questions which are appropriate as determined by the board, by rule, to test the
10 person's qualifications.

11 **SECTION 70.** 6.94 of the statutes is amended to read:

12 **6.94 Challenged elector oath.** If the person challenged refuses to answer
13 fully any relevant questions put to him or her by the inspector under s. 6.92, the
14 inspectors shall reject the elector's vote. If the challenge is not withdrawn after the
15 person offering to vote has answered the questions, one of the inspectors shall
16 administer to the person the following oath or affirmation: "You do solemnly swear
17 (or affirm) that: you are 18 years of age; you are a citizen of the United States; you
18 are now and for ~~10~~ 28 days have been a resident of this ward except under s. 6.02 (2);
19 you have not voted at this election; you have not made any bet or wager or become
20 directly or indirectly interested in any bet or wager depending upon the result of this
21 election; you are not on any other ground disqualified to vote at this election". If the
22 person challenged refuses to take the oath or affirmation, the person's vote shall be
23 rejected. If the person challenged answers fully all relevant questions put to the
24 elector by the inspector under s. 6.92, takes the oath or affirmation, and fulfills the
25 applicable registration requirements, and if the answers to the questions given by

1 the person indicate that the person meets the voting qualification requirements, the
2 person's vote shall be received.

3 SECTION 71. 6.965 of the statutes is created to read:

4 **6.965 Voting procedure for electors presenting citation or notice in**
5 **lieu of license.** ^{or receipt} Whenever any elector is allowed to vote at a polling place under s.
6 6.79 (7) by presenting a citation or notice of intent to revoke or suspend an operator's
7 license in lieu of an operator's license or driving receipt issued to the elector under
8 ch. 343, the inspectors shall, before giving the elector a ballot, write on the back of
9 the ballot the serial number of the elector corresponding to the number kept at the
10 election on the poll list or other list maintained under s. 6.79 and the notation "s.
11 6.965." If voting machines are used in the municipality where the elector is voting,
12 the elector's vote may be received only upon an absentee ballot furnished by the
13 municipal clerk which shall have the notation "s. 6.965" written on the back of the
14 ballot by the inspectors before the ballot is given to the elector. If the municipal clerk
15 receives an absentee ballot from an elector who presents a citation or notice, or copy
16 thereof, under s. 6.87 (4) (b) 4., the clerk shall enter a notation on the certificate
17 envelope "Ballot under s. 6.965, stats." Upon receiving the envelope, the inspectors
18 shall open and write on the back of the ballot the serial number of the elector
19 corresponding to the number kept at the election on the poll list or other list
20 maintained under s. 6.79 and the notation "s. 6.965." The inspectors shall indicate
21 on the poll list or other list maintained under s. 6.79 the fact that the elector is voting
22 by using a citation or notice in lieu of a license or driving receipt. The inspectors shall
23 then deposit the ballot. The ballot shall then be counted under s. 5.85, or under s.
24 7.51 or 7.52.

25 SECTION 72. 6.97 (title) of the statutes is amended to read:

1 **6.97 (title) Voting procedure for individuals not providing required**
2 **proof of residence or identification.**

3 **SECTION 73.** 6.97 (1) of the statutes is amended to read:

4 6.97 (1) Whenever any individual who is required to provide proof of residence
5 under s. 6.34 in order to be permitted to vote appears to vote at a polling place and
6 cannot provide the required proof of residence, the inspectors shall offer the
7 opportunity for the individual to vote under this section. Whenever any individual,
8 other than a military elector, as defined in s. 6.34 (1) (a), or an overseas elector, as
9 defined in s. 6.34 (1) (b), or an elector who has a confidential listing under s. 6.47 (2),

10 appears to vote at a polling place and does not present ^{proof of identification} ~~license, identification card~~

11 ~~or receipt~~ under s. 6.79 (2), whenever required, the inspectors or the municipal clerk

12 shall similarly offer the opportunity for the individual to vote under this section. If

13 the individual wishes to vote, the inspectors shall provide the elector with an

14 envelope marked "Ballot under s. 6.97, stats." on which the serial number of the

15 elector is entered and shall require the individual to execute on the envelope a

16 written affirmation stating that the individual is a qualified elector of the ward or

17 election district where he or she offers to vote and is eligible to vote in the election.

18 The inspectors shall, before giving the elector a ballot, write on the back of the ballot

19 the serial number of the individual corresponding to the number kept at the election

20 on the poll list or other list maintained under s. 6.79 and the notation "s. 6.97". If

21 voting machines are used in the municipality where the individual is voting, the

22 individual's vote may be received only upon an absentee ballot furnished by the

23 municipal clerk which shall have the corresponding number from the poll list or

24 other list maintained under s. 6.79 and the notation "s. 6.97" written on the back of

25 the ballot by the inspectors before the ballot is given to the elector. When receiving

1 the individual's ballot, the inspectors shall provide the individual with written
 2 voting information prescribed by the board under s. 7.08 (8). The inspectors shall
 3 indicate on the list the fact that the individual is required to provide proof of
 4 residence or ~~license, identification card, or receipt~~ ^{proof of identification} under s. 6.79 (2) but did not do
 5 so. The inspectors shall notify the individual that he or she may provide proof of
 6 residence or ~~a license, identification card, or receipt~~ ^{proof of identification} to the municipal clerk or
 7 executive director of the municipal board of election commissioners. The inspectors
 8 shall also promptly notify the municipal clerk or executive director of the name,
 9 address, and serial number of the individual. The inspectors shall then place the
 10 ballot inside the envelope and place the envelope in a separate carrier envelope.

11 SECTION 74. 6.97 (2) of the statutes is amended to read:

12 6.97 (2) Whenever any individual who votes by absentee ballot is required to
 13 provide proof of residence in order to be permitted to vote and does not provide the
 14 required proof of residence under s. 6.34, the inspectors shall treat the ballot as a
 15 provisional ballot under this section. Whenever any individual, other than a military
 16 elector, as defined in s. 6.34 (1) (a), or an overseas elector, as defined in s. 6.34 (1) (b),
 17 an individual who has a confidential listing under s. 6.47 (2), or an individual who
 18 is exempted under s. 6.87 (4) or s. 6.875 (6), votes by absentee ballot and does not
 19 enclose a copy of the ~~license, identification card, or receipt as required~~ ^{proof of identification} under s. 6.86
 20 ~~(1) (a) or~~ s. 6.87 (4) (b) 1., the inspectors shall similarly treat the ballot as a
 21 provisional ballot under this section. Upon removing the ballot from the envelope,
 22 the inspectors shall write on the back of the absentee ballot the serial number of the
 23 individual corresponding to the number kept at the election on the poll list or other
 24 list maintained under s. 6.79 and the notation "s. 6.97". The inspectors shall indicate
 25 on the list the fact that the individual is required to provide proof of residence or to

1 provide, or provide a copy of, ~~a license, identification card, or receipt~~ ^{proof of identification} as required
 2 under s. ~~6.86 (ar)~~ ^{6.87 (4) (b) 1.} but did not do so. The inspectors shall promptly
 3 notify the municipal clerk or executive director of the municipal board of election
 4 commissioners of the name, address, and serial number of the individual. The
 5 inspectors shall then place the ballot inside an envelope on which the name and
 6 serial number of the elector is entered and shall place the envelope in a separate
 7 carrier envelope.

8 SECTION 75. 6.97 (3) of the statutes is renumbered 6.97 (3) (b) and amended to
 9 read:

10 6.97 (3) (b) Whenever the municipal clerk or executive director of the municipal
 11 board of election commissioners is informed by the inspectors that a ballot has been
 12 cast under this section, the clerk or executive director shall promptly provide written
 13 notice to the board of canvassers of each municipality, special purpose district, and
 14 county that is responsible for canvassing the election of the number of ballots cast
 15 under this section in each ward or election district. The municipal clerk or executive
 16 director then shall determine whether each individual voting under this section is
 17 qualified to vote in the ward or election district where the individual's ballot is cast.

18 If the elector is required to provide ~~a license, identification card, or receipt~~ ^{proof of identification} ~~or copy~~ ^a
 19 thereof under s. 6.79 (2), 6.86 (1) (ar) or 6.87 (4) (b) 1. and fails to do so, the elector

20 bears the burden of correcting the omission by providing the ~~license, identification~~
 21 ~~card, or receipt~~ ^{proof of identification} or copy thereof at the polling place before the closing hour or at the
 22 office of the municipal clerk or board of election commissioners no later than 4 p.m.

23 on the ~~day~~ ^{Friday} after the election. The municipal clerk or executive director shall make
 24 a record of the procedure used to determine the validity of each ballot cast under this
 25 section. If, prior to 4 p.m. on the day after the election, the municipal clerk or

1 executive director determines that the individual is qualified to vote in the ward or
2 election district where the individual's ballot is cast, the municipal clerk or executive
3 director shall notify the board of canvassers for each municipality, special purpose
4 district and county that is responsible for canvassing the election of that fact.

5 SECTION 76. 6.97 (3) (a) of the statutes is created to read:

6 6.97 (3) (a) Whenever an elector who votes by provisional ballot under sub. (1)
7 or (2) because the elector does not provide ^{proof of identification} ~~license, identification card, or receipt~~ or
8 copy thereof under s. 6.79 (2), 6.86 (1) (ar) or 6.87 (4) (b) 1. later appears at the polling
9 place where the ballot is cast before the closing hour and provides the ~~license,~~
10 ^{proof of identification} ~~identification card, or receipt~~ or ^a copy thereof, the inspectors shall remove the
11 elector's ballot from the separate carrier envelope, shall note on the poll list that the
12 elector's provisional ballot is withdrawn, and shall deposit the elector's ballot in the
13 ballot box. If the inspectors have notified the municipal clerk or executive director
14 of the board of election commissioners that the elector's ballot was cast under this
15 section, the inspectors shall notify the clerk or executive director that the elector's
16 provisional ballot is withdrawn.

17 SECTION 77. 6.97 (3) (c) of the statutes is created to read:

18 6.97 (3) (c) A ballot cast under this section by an elector for whom ~~license,~~
19 ^{proof of identification} ~~identification card, or receipt~~ or ^a copy thereof is required under s. 6.79 (2), 6.86 (1) (ar),
20 or 6.87 (4) (b) 1. shall not be counted unless the municipal clerk or executive director
21 of the board of election commissioners provides timely notification that the elector
22 has provided ^{proof of identification} ~~a license, identification card, or receipt~~ or copy thereof under this
23 section.

24 SECTION 78. 7.08 (8) (title) of the statutes is amended to read:

1 7.08 (8) (title) ELECTORS VOTING WITHOUT PROOF OF RESIDENCE OR IDENTIFICATION
 2 OR PURSUANT TO COURT ORDER.

3 SECTION 79. 7.08 (12) of the statutes is created to read:

4 7.08 (12) ASSISTANCE IN OBTAINING ~~LICENSES OR IDENTIFICATION CARDS~~ ^{PROOF OF IDENTIFICATION} Engage
 5 in outreach to identify and contact groups of electors who may need assistance in
 6 obtaining or renewing a ~~license or identification card~~ ^{document that constitutes proof of identification} for voting under s. 6.79 (2) (a),
 7 6.86 (1) (ar), or 6.87 (4) (b) 1., and provide assistance to the electors in obtaining or
 8 renewing ~~a license or identification card~~ ^{that document}.

9 SECTION 80. 7.52 (3) (a) of the statutes is amended to read:

10 7.52 (3) (a) The board of absentee ballot canvassers shall first open the carrier
 11 envelope only, and, in such a manner that a member of the public, if he or she desired,
 12 could hear, announce the name of the absent elector or the identification serial
 13 number of the absent elector if the elector has a confidential listing under s. 6.47 (2).
 14 When the board of absentee ballot canvassers finds that the certification has been
 15 properly executed and the applicant is a qualified elector of the ward or election
 16 district, the board of absentee ballot canvassers shall enter an indication on the poll
 17 list next to the applicant's name indicating an absentee ballot is cast by the elector.
 18 The board of absentee ballot canvassers shall then open the envelope containing the
 19 ballot in a manner so as not to deface or destroy the certification thereon. The board
 20 of absentee ballot canvassers shall take out the ballot without unfolding it or
 21 permitting it to be unfolded or examined. Unless the ballot is cast under s. 6.95, the
 22 board of absentee ballot canvassers shall verify that the ballot has been endorsed by
 23 the issuing clerk. If the poll list indicates that proof of residence is required and no
 24 proof of residence is enclosed or the name or address on the document that is provided
 25 is not the same as the name and address shown on the poll list, or if the elector is not

1 a military elector, as defined in s. 6.34 (1) (a), or an overseas elector, as defined in s.
 2 6.34 (1) (b), and the elector is required to provide, or to provide a copy of, ~~a license,~~
 3 ~~identification card, or receipt~~ under s. ~~6.86 (1) (a) or~~ 6.87 (4) (b) 1, and no copy of the
 4 ~~license, identification card, or receipt~~ ^{proof of identification} is enclosed or the name on the document cannot
 5 be verified by the canvassers, the board of absentee ballot canvassers shall proceed
 6 as provided under s. 6.97 (2). The board of absentee ballot canvassers shall mark the
 7 poll list number of each elector who casts an absentee ballot on the back of the
 8 elector's ballot. The board of absentee ballot canvassers shall then deposit the ballot
 9 into the proper ballot box and enter the absent elector's name or poll list number after
 10 his or her name on the poll list.

11 **SECTION 81.** 7.52 (6) (b) of the statutes is amended to read:

12 7.52 (6) (b) Any elector may challenge for cause any absentee ballot. For the
 13 purpose of deciding upon ballots that are challenged for any reason, the board of
 14 absentee ballot canvassers may call before it any person whose absentee ballot is
 15 challenged if the person is available to be called. If the person challenged refuses to
 16 answer fully any relevant questions put to him or her by the board of absentee ballot
 17 canvassers under s. 6.92, the board of absentee ballot canvassers shall reject the
 18 person's vote. If the challenge is not withdrawn after the person offering to vote has
 19 answered the questions, one of the members of the board of absentee ballot
 20 canvassers shall administer to the person the following oath or affirmation: "You do
 21 solemnly swear (or affirm) that: you are 18 years of age; you are a citizen of the United
 22 States; you are now and for ~~10~~ 28 days have been a resident of this ward except under
 23 s. 6.02 (2), stats.; you have not voted at this election; you have not made any bet or
 24 wager or become directly or indirectly interested in any bet or wager depending upon
 25 the result of this election; you are not on any other ground disqualified to vote at this

1 election.” If the person challenged refuses to take the oath or affirmation, the
2 person’s vote shall be rejected. If the person challenged answers fully all relevant
3 questions put to the elector by the board of absentee ballot canvassers under s. 6.92,
4 takes the oath or affirmation, and fulfills the applicable registration requirements,
5 and if the answers to the questions given by the person indicate that the person meets
6 the voting qualification requirements, the person’s vote shall be received.

7 **SECTION 82.** 10.02 (3) (form) (a) of the statutes is amended to read:

8 10.02 (3) (form) (a) Upon entering the polling place and before being permitted
9 to vote, an elector shall state his or her name and address. If an elector is not
10 registered to vote, an elector may register to vote at the polling place serving his or
11 her residence if the elector ~~provides proof of residence or the elector’s registration is~~
12 ~~verified by another elector of the same municipality where the elector resides~~
13 ~~presents an unexpired operator’s license issued to the elector under ch. 343, a valid,~~
14 ~~current identification card issued to the elector by a U.S. uniformed service, or an~~
15 ~~unexpired identification card issued to the elector under s. 343.50, an unexpired~~
16 ~~driving receipt issued to the elector under s. 343.11, or an unexpired identification~~
17 ~~card receipt issued to the elector under s. 343.50(1)(c) unless the elector is exempted~~
18 from this requirement, and, if the document presented does not constitute proof of
19 residence, if the elector provides proof of residence. Where ballots are distributed to
20 electors, the initials of 2 inspectors must appear on the ballot. Upon being permitted
21 to vote, the elector shall retire alone to a voting booth or machine and cast his or her
22 ballot, except that an elector who is a parent or guardian may be accompanied by the
23 elector’s minor child or minor ward. An election official may inform the elector of the
24 proper manner for casting a vote, but the official may not in any manner advise or
25 indicate a particular voting choice.

1 **SECTION 83.** 12.03 (2) (b) 3. of the statutes is amended to read:

2 12.03 (2) (b) 3. No person may engage in electioneering within 100 feet of an
3 entrance to or within a nursing home ~~or~~, qualified retirement home ~~or~~, qualified
4 community-based residential facility, qualified residential care apartment complex,
5 or qualified adult family home while special voting deputies are present at the home
6 or facility.

7 **SECTION 84.** 12.13 (2) (b) 6m. of the statutes is amended to read:

8 12.13 (2) (b) 6m. Obtain an absentee ballot for voting in a nursing home or
9 qualified retirement home ~~or~~, qualified community-based residential facility,
10 qualified residential care apartment complex, or qualified adult family home under
11 s. 6.875 (6) and fail to return the ballot to the issuing officer.

12 **SECTION 85.** 12.13 (3) (v) of the statutes is repealed.

13 **SECTION 86.** 343.03 (3r) of the statutes is created to read:

14 343.03 (3r) REAL ID NONCOMPLIANT LICENSE. If any license described under sub.
15 (3) is issued based upon the exception specified in s. 343.165 (7), the license shall, in
16 addition to any legend or label described in sub. (3), be marked in a manner
17 consistent with requirements under applicable federal law and regulations to
18 indicate that the license is issued in accordance with P.L. 109-13, section 202 (d) (11),
19 and is not intended to be accepted by any federal agency for federal identification or
20 any other official purpose.

21 **SECTION 87.** 343.06 (1) (L) of the statutes, as affected by 2007 Wisconsin Act
22 20, is amended to read:

23 343.06 (1) (L) To any person who does not satisfy the requirements under s.
24 343.165 (1).



1 **SECTION 88.** 343.10 (7) (d) of the statutes, as affected by 2007 Wisconsin Act 20,
2 is amended to read:

3 343.10 (7) (d) An occupational license issued by the department under this
4 subsection shall be in the form of a license that includes a photograph described in
5 s. 343.14 (3), unless the exception under s. 343.14 (3m) applies, and any special
6 restrictions cards under s. 343.17 (4). The license shall clearly indicate that
7 restrictions on a special restrictions card apply and that the special restrictions card
8 is part of the person's license.

9 **SECTION 89.** 343.11 (1) of the statutes is amended to read:

10 343.11 (1) The department shall not issue a license to a person previously
11 licensed in another jurisdiction unless such person surrenders to the department all
12 valid operator's licenses possessed by the person issued by any other jurisdiction,
13 which surrender operates as a cancellation of the surrendered licenses insofar as the
14 person's privilege to operate a motor vehicle in this state is concerned. When such
15 applicant surrenders the license to the department, the department shall issue a
16 receipt therefor, which receipt shall constitute a temporary license to operate a motor
17 vehicle for a period not to exceed 60 days if the applicant meets the standard required
18 for eyesight and, in the opinion of the examiner, is not a dangerous hazard to the
19 applicant and other users of the highways. ~~Except as provided in s. 343.055, the~~
20 ~~temporary license shall not be valid authorization for the operation of commercial~~
21 ~~motor vehicles.~~ The temporary license shall be surrendered to the examiner for
22 cancellation by the department if the 3rd attempt at the driving test is failed and the
23 applicant shall be required to secure a temporary instruction permit for further
24 practice driving.

25 **SECTION 90.** 343.11 (3) of the statutes is amended to read:

create a.r.
A

1 343.11 (3) Except as provided in sub. (1), the department may issue a receipt
2 to any applicant for a license, which receipt shall constitute a temporary license to
3 operate a motor vehicle while the application for license is being processed. Such
4 temporary license shall be valid for a period not to exceed ~~30~~ 60 days.

5 **SECTION 91.** 343.11 (3) of the statutes, as affected by 2011 Wisconsin Act ...
6 (this act), is amended to read:

7 343.11 (3) Except as provided in sub. (1), the department may issue a receipt
8 to any applicant for a license, which receipt shall constitute a temporary license to
9 operate a motor vehicle while the application for license is being processed. Such
10 temporary license shall be valid for a period not to exceed 60 days. If the application
11 for a license is processed under the exception specified in s. 343.165 (7), the receipt
12 shall include the marking specified in s. 343.03 (3r).

13 **SECTION 92.** 343.14 (3) of the statutes, as affected by 2007 Wisconsin Act 20,
14 is amended to read:

15 343.14 (3) The Except as provided in sub. (3m), the department shall, as part
16 of the application process, take a digital photograph including facial image capture
17 of the applicant to comply with s. 343.17 (3) (a) 2. No Except as provided in sub. (3m),
18 no application may be processed without the photograph being taken. Except as
19 provided in sub. (3m) and s. 343.165 (4) (d), in the case of renewal licenses, the
20 photograph shall be taken once every 8 years, and shall coincide with the appearance
21 for examination which is required under s. 343.16 (3).

22 **SECTION 93.** 343.14 (3m) of the statutes is created to read:

23 343.14 (3m) If the application for a license is processed under the exception
24 specified in s. 343.165 (7), the application may be processed and the license issued
25 or renewed without a photograph being taken of the applicant if the applicant

1 provides to the department an affidavit stating that the applicant has a sincerely
2 held religious belief against being photographed; identifying the religion to which he
3 or she belongs or the tenets of which he or she adheres to; and stating that the tenets
4 of the religion prohibit him or her from being photographed.

5 **SECTION 94.** 343.165 (1) (intro.) of the statutes, as created by 2007 Wisconsin
6 Act 20, is amended to read:

7 343.165 (1) (intro.) The Subject to ss. 343.14 (3m) and 343.50 (4g), the
8 department may not complete the processing of an application for initial issuance or
9 renewal of an operator's license or identification card received by the department
10 after ~~May 10, 2008~~ the effective date of this subsection [LRB inserts date], and no
11 such license or identification card may be issued or renewed, unless the applicant
12 presents or provides, and, subject to sub. (7), the department verifies under sub. (3),
13 all of the following information:

14 **SECTION 95.** 343.165 (2) of the statutes, as created by 2007 Wisconsin Act 20,
15 is amended to read:

16 343.165 (2) (a) The Subject to sub. (7), the department shall, in processing any
17 application for an operator's license or identification card under sub. (1), capture a
18 digital image of each document presented or provided to the department by an
19 applicant. Images captured under this paragraph shall be maintained, in electronic
20 storage and in a transferable format, in the applicant's file or record as provided
21 under ss. 343.23 (2) (a) and 343.50 (8) (a).

22 (b) The Subject to sub. (7), the department shall record in the applicant's file
23 under s. 343.23 (2) (a) or record under s. 343.50 (8) (a) the date on which verification
24 under subs. (1) and (3) is completed.

1 **SECTION 96.** 343.165 (3) (a) of the statutes, as created by 2007 Wisconsin Act
2 20, is amended to read:

3 343.165 (3) (a) Except as provided in pars. (b) and (c) and subject to sub. (7),
4 the department shall verify, in the manner and to the extent required under federal
5 law, each document presented or provided to the department that is required to be
6 presented or provided to the department by an applicant under sub. (1).

7 **SECTION 97.** 343.165 (4) (a) of the statutes, as created by 2007 Wisconsin Act
8 20, is amended to read:

9 343.165 (4) (a) Subsection (1) does not apply to an application for renewal of
10 an operator's license or identification card received by the department after ~~May 10,~~
11 ~~2008~~ the effective date of this paragraph [LRB inserts date], if in connection with
12 a prior application after ~~May 10, 2008~~ the effective date of this paragraph [LRB
13 inserts date], the applicant previously presented or provided, and the department
14 verified under sub. (3) or (7), the information specified in sub. (1) and, if verified
15 under sub. (3), the department recorded the date on which the verification
16 procedures were completed as described in sub. (2) (b).

17 **SECTION 98.** 343.165 (4) (c) of the statutes, as created by 2007 Wisconsin Act
18 20, is amended to read:

19 343.165 (4) (c) Notwithstanding pars. (a) and (b), no operator's license
20 displaying the legend required under s. 343.03 (3m) or identification card displaying
21 the legend required under s. 343.50 (3) (a) may be renewed unless the applicant
22 presents or provides valid documentary proof under sub. (1) (e) and this proof shows
23 that the status by which the applicant qualified for the license or identification card
24 has been extended by the secretary of the federal department of homeland security.

1 **SECTION 99.** 343.165 (4) (d) of the statutes, as created by 2007 Wisconsin Act
2 20, is amended to read:

3 343.165 (4) (d) With any license or identification card renewal following a
4 license or identification card expiration established under s. 343.20 (1m) or 343.50
5 (5) (c) at other than an 8-year interval, the department may determine whether the
6 applicant's photograph is to be taken, or if the renewal is for a license the applicant
7 is to be examined, or both, at the time of such renewal, so long as the applicant's
8 photograph is taken, and if the renewal is for a license the applicant is examined,
9 with a license or card renewal at least once every 8 years and the applicant's license
10 or identification card at all times includes a photograph unless an exception under
11 s. 343.14 (3m) or 343.50 (4g) applies.

12 **SECTION 100.** 343.165 (5) of the statutes, as created by 2007 Wisconsin Act 20,
13 is amended to read:

14 343.165 (5) The department may, by rule, require that applications for
15 reinstatement of operator's licenses or identification cards, issuance of occupational
16 licenses, reissuance of operator's licenses, or issuance of duplicate operator's licenses
17 or identification cards, received by the department after ~~May 10, 2008~~ the effective
18 date of this subsection ... [LRB inserts date], be processed in a manner consistent
19 with the requirements established under this section for applications for initial
20 issuance or renewal of operator's licenses and identification cards.

21 **SECTION 101.** 343.165 (7) of the statutes is created to read:

22 343.165 (7) (a) The department may process an application for, and issue or
23 renew, an operator's license or identification card without meeting the requirements
24 under subs. (2) and (3) if all of the following apply:

1 1. The operator's license contains the marking specified in s. 343.03 (3r) or the
2 identification card contains the marking specified in s. 343.50 (3) (b).

3 2. The operator's license or identification card is processed and issued or
4 renewed in compliance with applicable department practices and procedures that
5 were in effect immediately prior to the effective date of this subdivision [LRB
6 inserts date].

7 (b) In addition to other instances of original issuance or renewal, this
8 subsection specifically applies to renewals occurring after the effective date of this
9 paragraph [LRB inserts date], of operator's licenses or identification cards
10 originally issued prior to the effective date of this paragraph [LRB inserts date].

11 **SECTION 102.** 343.17 (3) (a) 2. of the statutes is amended to read:

12 343.17 (3) (a) 2. A color photograph of the person, unless the exception under
13 s. 343.14 (3m) applies.

14 **SECTION 103.** 343.17 (3) (a) 14. of the statutes is created to read:

15 343.17 (3) (a) 14. If the license contains the marking specified in s. 343.03 (3r),
16 a distinctive appearance specified by the department that clearly distinguishes the
17 license from other operator's licenses or identification cards issued by the
18 department and that alerts federal agency and other law enforcement personnel that
19 the license may not be accepted for federal identification or any other official
20 purpose.

21 **SECTION 104.** 343.17 (5) of the statutes is amended to read:

22 343.17 (5) NO PHOTOS ON TEMPORARY LICENSES. The temporary licenses issued
23 under ss. 343.10, 343.11 (1) and (3), 343.16 (6) (b), and 343.305 (8) (a) shall be on
24 forms provided by the department and shall contain the information required by sub.

1 (3), except ~~the license is that temporary licenses under ss. 343.16 (6) (b) and 343.305~~
2 (8) (a) are not required to include a photograph of the licensee.

3 **SECTION 105.** 343.17 (5) of the statutes, as affected by 2007 Wisconsin Act 20
4 and 2011 Wisconsin Act (this act), is repealed and recreated to read:

5 343.17 (5) NO PHOTOS ON TEMPORARY LICENSES. The temporary licenses issued
6 under ss. 343.10, 343.11 (1) and (3), 343.16 (6) (b), and 343.305 (8) (a) shall be on
7 forms provided by the department and shall contain the information required by sub.
8 (3), except that temporary licenses under ss. 343.16 (6) (b) and 343.305 (8) (a) are not
9 required to include a photograph of the licensee. This subsection does not apply to
10 a noncitizen temporary license, as described in s. 343.03 (3m).

11 **SECTION 106.** 343.50 (1) of the statutes is renumbered 343.50 (1) (a).

12 **SECTION 107.** 343.50 (1) of the statutes, as affected by 2007 Wisconsin Act 20
13 and 2011 Wisconsin Act (this act), is repealed and recreated to read:

14 343.50 (1) (a) Subject to par. (b) and s. 343.165, the department shall issue to
15 every qualified applicant, who has paid all required fees, an identification card as
16 provided in this section.

17 (b) The department may not issue an identification card to a person previously
18 issued an operator's license in another jurisdiction unless the person surrenders to
19 the department any valid operator's license possessed by the person issued by
20 another jurisdiction, which surrender operates as a cancellation of the license insofar
21 as the person's privilege to operate a motor vehicle in this state is concerned. Within
22 30 days following issuance of the identification card under this section, the
23 department shall destroy any operator's license surrendered under this paragraph
24 and report to the jurisdiction that issued the surrendered operator's license that the

1 license has been destroyed and the person has been issued an identification card in
2 this state.

3 (c) The department may issue a receipt to any applicant for an identification
4 card, which receipt shall constitute a temporary identification card while the
5 application is being processed and shall be valid for a period not to exceed 60 days.
6 If the application for an identification card is processed under the exception specified
7 in s. 343.165 (7), the receipt shall include the marking specified in sub. (3) (b).

8 **SECTION 108.** 343.50 (1) (c) of the statutes is created to read:

9 343.50 (1) (c) The department may issue a receipt to any applicant for an
10 identification card, which receipt shall constitute a temporary identification card
11 while the application is being processed and shall be valid for a period not to exceed
12 60 days.

13 **SECTION 109.** 343.50 (3) of the statutes is amended to read:

14 343.50 (3) DESIGN AND CONTENTS OF CARD. The card shall be the same size as
15 an operator's license but shall be of a design which is readily distinguishable from
16 the design of an operator's license and bear upon it the words "IDENTIFICATION
17 CARD ONLY". The information on the card shall be the same as specified under s.
18 343.17 (3). The card may serve as a record of gift under s. 157.06 (2) (t) and the holder
19 may affix a sticker thereto as provided in s. 343.175 (3). The card may also serve as
20 a record of refusal under s. 157.06 (2) (u). The Except as provided in sub. (4g), the
21 card shall contain the holder's photograph and, if applicable, shall be of the design
22 specified under s. 343.17 (3) (a) 12.

23 **SECTION 110.** 343.50 (3) of the statutes, as affected by 2007 Wisconsin Act 20
24 and 2011 Wisconsin Act (this act), is repealed and recreated to read:

1 343.50 (3) DESIGN AND CONTENTS OF CARD. (a) The card shall be the same size as
2 an operator's license but shall be of a design which is readily distinguishable from
3 the design of an operator's license and bear upon it the words "IDENTIFICATION
4 CARD ONLY." The information on the card shall be the same as specified under s.
5 343.17 (3). If the issuance of the card requires the applicant to present any
6 documentary proof specified in s. 343.14 (2) (es) 4. to 7., the card shall display, on the
7 front side of the card, a legend identifying the card as temporary. The card shall
8 contain physical security features consistent with any requirement under federal
9 law. The card may serve as a record of gift under s. 157.06 (2) (t) and the holder may
10 affix a sticker thereto as provided in s. 343.175 (3). The card may also serve as a
11 record of refusal under s. 157.06 (2) (u). Except as provided in sub. (4g), the card shall
12 contain the holder's photograph and, if applicable, shall be of the design specified
13 under s. 343.17 (3) (a) 12.

14 (b) If an identification card is issued based upon the exception specified in s.
15 343.165 (7), the card shall, in addition to any other required legend or design, be of
16 the design specified under s. 343.17 (3) (a) 14. and include a marking similar or
17 identical to the marking described in s. 343.03 (3r).

18 **SECTION 111.** 343.50 (4) of the statutes is amended to read:

19 343.50 (4) APPLICATION. The application for an identification card shall include
20 any information required under ss. 85.103 (2) and 343.14 (2) (a), (b), (bm), (br), (em),
21 and (er), and such further information as the department may reasonably require to
22 enable it to determine whether the applicant is entitled by law to an identification
23 card. The Except as provided in sub. (4g), the department shall, as part of the
24 application process, take a photograph of the applicant to comply with sub. (3). No
25 Except as provided in sub. (4g), no application may be processed without the

1 photograph being taken. Misrepresentations in violation of s. 343.14 (5) are
2 punishable as provided in s. 343.14 (9).

3 **SECTION 112.** 343.50 (4) of the statutes, as affected by 2007 Wisconsin Act 20
4 and 2011 Wisconsin Act (this act), is repealed and recreated to read:

5 343.50 (4) APPLICATION. The application for an identification card shall include
6 any information required under ss. 85.103 (2) and 343.14 (2) (a), (b), (bm), (br), (em),
7 and (es), and such further information as the department may reasonably require to
8 enable it to determine whether the applicant is entitled by law to an identification
9 card. Except with respect to renewals described in s. 343.165 (4) (d) and except as
10 provided in sub. (4g), the department shall, as part of the application process, take
11 a digital photograph including facial image capture of the applicant to comply with
12 sub. (3) (a). Except with respect to renewals described in s. 343.165 (4) (d) and except
13 as provided in sub. (4g), no application may be processed without the photograph
14 being taken. Misrepresentations in violation of s. 343.14 (5) are punishable as
15 provided in s. 343.14 (9).

16 **SECTION 113.** 343.50 (4g) of the statutes is created to read:

17 343.50 (4g) PHOTOGRAPH REQUIREMENT; EXCEPTION. If the application for an
18 identification card is processed under the exception specified in s. 343.165 (7), the
19 application may be processed and the identification card issued or renewed without
20 a photograph being taken of the applicant if the applicant provides to the department
21 an affidavit stating that the applicant has a sincerely held religious belief against
22 being photographed; identifying the religion to which he or she belongs or the tenets
23 of which he or she adheres to; and stating that the tenets of the religion prohibit him
24 or her from being photographed.

1 **SECTION 114.** 343.50 (5) (a) of the statutes, as affected by 2009 Wisconsin Act
2 28, sections 2958 and 2959, and 2011 Wisconsin Act ... (this act), is repealed and
3 recreated to read:

4 343.50 (5) (a) 1. Except as provided in subds. 2. and 3., the fee for an original
5 card, for renewal of a card, and for the reinstatement of an identification card after
6 cancellation under sub. (10) shall be \$18.

7 2. The department may not charge a fee to an applicant for the initial issuance
8 of an identification card if any of the following apply:

9 a. The department has canceled the applicant's valid operator's license after
10 a special examination under s. 343.16 (5) and, at the time of cancellation, the
11 expiration date for the canceled license was not less than 6 months after the date of
12 cancellation.

13 b. The department has accepted the applicant's voluntary surrender of a valid
14 operator's license under s. 343.265 (1) and, at the time the department accepted
15 surrender, the expiration date for the surrendered license was not less than 6 months
16 after the date that the department accepted surrender.

17 3. The department may not charge a fee to an applicant for the initial issuance,
18 renewal, or reinstatement of an identification card if the applicant is a U.S. citizen

19 and declares during the application process, in a manner prescribed by the
20 department, that he or she needs the identification card to vote and is unable to pay
21 the fee under subd. 1.

22 **SECTION 115.** 343.50 (5) (a) 1. of the statutes is amended to read:

23 343.50 (5) (a) 1. Except as provided in ~~subd.~~ subds. 2. and 3., the fee for an
24 original card and for the reinstatement of an identification card after cancellation
25 under sub. (10) shall be \$18.

MSH
65-19

1 **SECTION 116.** 343.50 (5) (a) 3. of the statutes is created to read:

2 343.50 (5) (a) 3. The department may not charge a fee to an applicant for the
3 initial issuance or reinstatement of an identification card if the applicant is a U.S.
4 citizen and declares during the application process, in a manner prescribed by the
5 department, that he or she needs the identification card to vote and is unable to pay
6 the fee under subd. 1.

7 **SECTION 117.** 343.50 (5m) of the statutes is amended to read:

8 343.50 (5m) **CARD ISSUANCE FEE.** In addition to any other fee under this section,
9 for the issuance of an original identification card or duplicate identification card or
10 for the renewal or reinstatement of an identification card after cancellation under
11 sub. (10), a card issuance fee of \$10 shall be paid to the department. The fee under
12 this subsection does not apply to an applicant if the department may not charge the
13 applicant a fee under sub. (5) (a) 2. or 3.

14 **SECTION 118.** 343.50 (6) of the statutes is amended to read:

15 343.50 (6) **RENEWAL.** At least 30 days prior to the expiration of the card, the
16 department shall mail a renewal application to the last-known address of each
17 identification card holder. The department shall include with the application
18 information, as developed by all organ procurement organizations in cooperation
19 with the department, that promotes anatomical donations and which relates to the
20 anatomical donation opportunity available under s. 343.175. The fee for a renewal
21 identification card shall be \$18, which except that, if the identification card holder
22 satisfies the requirements for an applicant specified in sub. (5) (a) 3., there shall be
23 no fee for renewal of the identification card. The renewal identification card shall
24 be valid for 8 years, except that a card that is issued to a person who is not a United
25 States citizen and who provides documentary proof of legal status as provided under

1 s. 343.14 (2) (er) shall expire on the date that the person's legal presence in the United
2 States is no longer authorized. If the documentary proof as provided under s. 343.14
3 (2) (er) does not state the date that the person's legal presence in the United States
4 is no longer authorized, then the card shall be valid for 8 years.

5 **SECTION 119.** 343.50 (6) of the statutes, as affected by 2007 Wisconsin Act 20,
6 section 3383, and 2011 Wisconsin Act (this act), is repealed and recreated to read:

7 343.50 (6) RENEWAL NOTICE. At least 30 days prior to the expiration of an
8 identification card, the department shall mail a renewal application to the
9 last-known address of the card holder. If the card was issued or last renewed based
10 upon the person's presenting of any documentary proof specified in s. 343.14 (2) (es)
11 4. to 7., the notice shall inform the card holder of the requirement under s. 343.165
12 (4) (c). The department shall include with the application information, as developed
13 by all organ procurement organizations in cooperation with the department, that
14 promotes anatomical donations and which relates to the anatomical donation
15 opportunity available under s. 343.175.

16 **SECTION 120. Nonstatutory provisions.**

17 CS PUBLIC INFORMATIONAL CAMPAIGN
(1) In conjunction with the first regularly scheduled primary and election at
18 which the voter identification requirements of this act initially apply, the
19 government accountability board shall conduct a public informational campaign for
20 the purpose of informing prospective voters of the voter identification requirements
21 of this act.

22 **SECTION 121. Initial applicability.**

23 (1) This act first applies with respect to voting at the 2012 partisan primary and
24 general election.

25 (2) This act first applies with respect to the ~~2013~~ ²⁰¹¹ spring ~~primary~~ ^{primary} election.

1 **SECTION 122. Initial applicability.**

2 (1) This act first applies with respect to voting at the first spring or September
3 primary election that follows the effective date of this subsection by at least 60 days.

4 **SECTION 123. Effective dates.** This act takes effect on the day after
5 publication, except as follows:

6 (1) The treatment of sections 343.03 (3r), 343.06 (1) (L), 343.10 (7) (d), 343.11
7 (3) (by SECTION 124) 343.14 (3) and (3m), 343.165 (1) (intro.), (2), (3) (a), (4) (a), (c),
8 and (d), (5), and (7), 343.17 (3) (a) 2. and 14., and 343.50 (4g) of the statutes and the
9 repeal and recreation of sections 343.17 (5) and 343.50 (1), (3), (4), (5) (a), and (6) of
10 the statutes take effect on the day after publication or on the date on which the
11 creation of section 343.165 of the statutes by 2007 Wisconsin Act 20 takes effect,
12 whichever is later.

13 **SECTION 125. Effective date.**

14 (1) This act takes effect on January 1, 2013.

15 (END)

d-note

use a.r. A from p. 56

also ~~XXXXXX~~ please check that
autoreb comes in right (there is
something screwy about the autoreb
in the underlying draft.)

2011-2012 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBs0072/P2ins
JTK.....

INS 3A:

not "proof of identification"? Under the substitute amendment, "proof of identification" means an identification document that contains the name of the individual to whom the document was issued, which name conforms to the individual's voter registration, if the individual is required to register to vote, and that contains a photograph of the individual, except as otherwise permitted by the substitute amendment (see below). "Identification" means a) one of the following documents issued to the individual that is unexpired or if expired has expired after the date of the most recent general election: an operator's license issued by the Wisconsin Department of Transportation (DOT), an identification card issued by DOT, an identification card issued by a U.S. uniformed service, or a U.S. passport; b) a certificate of U.S. naturalization; c) an unexpired driving receipt issued by DOT (see below); d) an unexpired identification card receipt issued by DOT; or e) an identification card issued by a federally recognized Indian tribe in this state.

INS 4A:

The substitute amendment initially applies to voting at the 2011 spring election. However, the substitute amendment provides that no elector who votes by absentee ballot at that election is required to comply with the identification requirement for voting at that election and an elector who votes at a polling place at that election shall have his or her ballot counted, notwithstanding failure to comply with the identification requirement, if the elector is otherwise qualified. The substitute amendment directs election officials to provide information to electors who do not comply with the identification requirement at the 2011 spring election so that the electors will be prepared to comply at future elections.

INS 6-1:

✓
SECTION 1. 5.02 (6m) of the statutes is created to read:

5.02 (6m) "Identification" means any of the following documents issued to an individual:

(a) One of the following documents that is unexpired or if expired has expired after the date of the most recent general election:

1. An operator's license issued under ch. 343.

- 2. An identification card issued under s. 343.50.
- 3. An identification card issued by a U.S. uniformed service.
- 4. A U.S. passport.

(b) A certificate of U.S. naturalization. /

c (b) An unexpired driving receipt under s. 343.11. /

d (c) An unexpired identification card receipt issued under s. 343.50.

(e) An identification card issued by a federally recognized Indian tribe in this state.

SECTION 2. 5.02 (16c) of the statutes is created to read:

5.02 (16c) "Proof of identification" means identification that contains the name of the individual to whom the document was issued, which name conforms to the individual's voter registration form, if the individual is required to register to vote, and that contains a photograph of the individual, except as authorized in s. 343.14 (3m) or 343.50 (4g).

INS 29-10:

WH The clerk shall verify that the name on the proof of identification presented by the elector conforms to the name on the elector's application and shall verify that any photograph appearing on that document reasonably resembles the elector. The clerk shall then enter his or her initials on the certificate envelope indicating that the absentee elector presented proof of identification to the clerk.

INS 11-16: /

SECTION 3. 6.18 of the statutes is amended to read:

s. 6.87

6.18 Former residents. If ineligible to qualify as an elector in the state to which the elector has moved, any former qualified Wisconsin elector may vote an absentee ballot in the ward of the elector's prior residence in any presidential election occurring within 24 months after leaving Wisconsin by requesting an application form and returning it, properly executed, to the municipal clerk of the elector's prior Wisconsin residence. When requesting an application form for an absentee ballot, the applicant shall specify the applicant's eligibility for only the presidential ballot. Unless application is made under s. 6.86 (1) (ac), or the applicant is exempted from providing proof of identification under sub. (4) (b) 2. or 3., or the applicant is a military or overseas elector, the elector shall enclose a copy of his or her proof of identification or any authorized substitute document with his or her application. The municipal clerk shall verify that the name on the proof of identification conforms to the name on the application. The clerk shall not issue a ballot to an elector who is required to enclose a copy of proof of identification or an authorized substitute document with his or her application unless the copy is enclosed and the proof is verified by the clerk. The application form shall require the following information and be in substantially the following form:

History: 1971 c. 304 s. 29 (1), (2); 1975 c. 85 ss. 9, 66 (3); 1991 a. 316; 1997 a. 250; 2001 a. 107, 109; 2003 a. 321, 327.

INS 19-6:

SECTION 4. 6.36 (2) (a) of the statutes is amended to read:

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

list number used by the municipal board of absentee ballot canvassers in canvassing absentee ballots; an indication next to the name of each elector for whom proof of residence under s. 6.34 is required; a space for entry of the elector's signature, or if another person signed the elector's registration form for the elector by reason of the elector's physical disability, the word "exempt"; and a form of certificate bearing the certification of the administrator of the elections division of the board stating that the list is a true and complete registration list of the municipality or the ward or wards for which the list is prepared.

History: 1971 c. 304 s. 29 (2); 1975 c. 85; 1977 c. 394 ss. 21, 22, 53; 1999 a. 49; 2003 a. 265, 327; 2005 a. 451; 2007 a. 1, 52, 96.

INS 31-2:

SECTION 5. 6.86 (3) (c) of the statutes is amended to read:

6.86 (3) (c) An application under par. (a) 1. may be made and a registration form under par. (a) 2. may be filed in person at the office of the municipal clerk not earlier than 7 days before an election and not later than 5 p.m. on the day of the election. A list of hospitalized electors applying for ballots under par. (a) 1. shall be made by the municipal clerk and used to check that the electors vote only once, and by absentee ballot. If the elector is registering for the election after the close of registration or if the elector registered by mail and has not voted in an election in this state, the municipal clerk shall inform the agent that proof of residence under s. 6.34 is required and the elector shall enclose proof of residence under s. 6.34 in the envelope with the ballot. The clerk shall verify that the name on the proof of identification presented by the agent conforms to the name on the elector's application. The clerk shall then enter his or her initials on the carrier envelope indicating that the agent presented proof of identification to the clerk. The agent is

not required to enter a signature on the registration list. The ballot shall be sealed by the elector and returned to the municipal clerk either by mail or by personal delivery of the agent; but if the ballot is returned on the day of the election, the agent shall make personal delivery to the polling place serving the hospitalized elector's residence before the closing hour or, in municipalities where absentee ballots are canvassed under s. 7.52, to the municipal clerk no later than 8 p.m. on election day.

History: 1975 c. 85 ss. 37, 38, 65; 1975 c. 90, 199, 200, 275, 422; 1977 c. 394 ss. 14, 40, 41; 1979 c. 232, 311; 1981 c. 391; 1983 a. 183, 484; 1985 a. 304 ss. 69, 156; 1987 a. 391; 1995 a. 313; 1999 a. 182; 2001 a. 51; 2003 a. 265; 2005 a. 451.

INS 31 12:

SECTION 6. 6.87 (1) of the statutes is amended to read:

6.87 (1) Upon proper request made within the period prescribed in s. 6.86, the municipal clerk or a deputy clerk authorized by the municipal clerk shall write on the official ballot, in the space for official endorsement, the clerk's initials and official title. Unless application is made under s. 6.86 (1) (ac), or the absent elector is exempted from providing proof of identification under sub. (4) (b) 2. or 3., or the applicant is a military or overseas elector, the absent elector shall enclose a copy of his or her proof of identification or any authorized substitute document with his or her application. The municipal clerk shall verify that the name on the proof of identification conforms to the name on the application. The clerk shall not issue an absentee ballot to an elector who is required to enclose a copy of proof of identification or an authorized substitute document with his or her application unless the copy is enclosed and the proof is verified by the clerk.

History: 1971 c. 242; 1971 c. 304 s. 29 (1), (2); 1975 c. 85; 1975 c. 93 s. 119 (2); 1975 c. 199; 1977 c. 394; 1979 c. 232, 260, 311, 355; 1983 a. 36, 484, 538; 1985 a. 304; 1991 a. 316; 1999 a. 49, 182; 2001 a. 16, 38, 109; 2003 a. 265; 2005 a. 451.

SECTION 7. 6.87 (2) of the statutes is amended to read:

6.87 (2) Except as authorized under sub. (3) (d), the municipal clerk shall place the ballot in an unsealed envelope furnished by the clerk. The envelope shall have the name, official title and post-office address of the clerk upon its face. The other side of the envelope shall have a printed certificate which shall include a space for the municipal clerk or deputy clerk to enter his or her initials indicating that if the absentee elector voted in person under s. 6.86 (1) (ar), the elector presented proof of identification to the clerk and the clerk verified the proof presented. The certificate shall also include a space for the municipal clerk or deputy clerk to enter his or her initials indicating that the elector is exempt from providing proof of identification because the individual is a military or overseas elector or is exempted from providing proof of identification under sub. (4) (b) 2. or 3. The certificate shall be in substantially the following form:

INS 67-21:

*use autonumber
not hard number*

(X) 2011 SPRING ELECTION PROCEDURE.

Notwithstanding sections 6.15 (3), 6.18, 6.55 (2) (b) and (c) 1., 6.79 (2) (a), 6.82 (1) (a), 6.86 (1) (ar) and (3) (a) 1., and 6.87 (1) of the statutes, as affected by this act, and section 6.15 (2) (bm) of the statutes, as created by this act, no elector who votes at the 2011 spring election by absentee ballot is required to provide proof of identification at that election, and if any elector who votes at a polling place on election day does not present proof of identification, and the elector is otherwise qualified, the elector's ballot shall be counted without the necessity of providing proof of identification and without the necessity of casting a provisional ballot. If any elector who votes at a polling place at that election does not provide proof of identification and would be required to provide proof of identification

(4)(b) 1.

but for the exemption under this subsection, the election official who provides that elector with a ballot shall also provide to the elector information prescribed by the ~~Government Accountability Board~~ briefly describing the voter identification requirement created by this act and informing the elector that he or she will be required to comply with that requirement when voting at future elections unless an exemption applies.

2011-2012 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBs0072/P2insAG
ARG:.....

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INSERT ANAL ARG:

(no P) who will be at least 18 years of age on the date of the next election and the elector requests that the card be provided without charge for purposes of voting



INSERT 65-19 and 66-4:

(no P) who will be at least 18 years of age on the date of the next election and the applicant requests that the identification card be provided without charge for purposes of voting.



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

LRBs0072/P1dn
JTK:cjs:md

February 14, 2011

Senators Lazich and Leibham:

The language in s. 6.33 (1), stats., as affected by this draft, relating to entry of the number of a "current and valid" operator's license on the voter registration list is not a voter ID requirement but rather a federal requirement under HAVA [42 USC 15483 (a) (5) (A) (i) (I)]. This draft, therefore, conforms to the federal language.

Jeffery T. Kuesel
Managing Attorney
Phone: (608) 266-6778

Kuesel, Jeffery

From: Hanus, Andrew
Sent: Monday, February 21, 2011 2:30 PM
To: Kuesel, Jeffery
Subject: RE: LRBs0072 (SSA to SB-6) (Voter ID)

Hi Jeff,

Those changes are OK with the Senator. However, we never received a jacketed copy of the original sub, because it was just a preliminary draft, right? Therefore, we would have nothing to return...? I might be missing something, please get back to me as soon as possible.

Thanks,

Andrew

-----Original Message-----

From: Kuesel, Jeffery
Sent: Mon 2/21/2011 2:22 PM
To: Hanus, Andrew
Subject: LRBs0072 (SSA to SB-6) (Voter ID)

Andrew:

Jeff Weigand called with redraft instructions to 1) delay implementation until the 2012 spring primary but request ID's at elections held before that date and give voters who do not have them information concerning the ID requirement; 2) delay the effective date of the public information and free ID card provisions until the day the bill becomes law or the effective date of the 2011-13 budget act, whichever is later; and 3) require that certificates of naturalization be issued within 2 years of an election in order to be used for identification at that election.

If these changes are OK with the senator, please return the jacketed copies this afternoon as soon as possible. Thanks.

Jeffery T. Kuesel
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