



State of Wisconsin  
2011 - 2012 LEGISLATURE



LRBs0137/1  
JTK:nwn:ph

NOW

SENATE SUBSTITUTE AMENDMENT,  
TO 2011 SENATE BILL 116

(regenerate)

1 AN ACT ~~to repeal~~ 6.22 (4) (g), 6.221 (1), 6.221 (3) (b), 6.25 (2), 6.25 (3), 6.865 (3),  
2 6.865 (3m) (a), 6.865 (3m) (c) and 7.15 (1) (cs); **to renumber** 6.221 (4); **to**  
3 **renumber and amend** 5.02 (18), 6.221 (title), 6.221 (2), 6.221 (3) (a), 6.221 (5),  
4 6.221 (6), 6.25 (1) and 6.865 (3m) (b); **to consolidate, renumber and amend**  
5 6.25 (4) (intro.), (a) and (b); **to amend** 5.05 (13) (title), 5.15 (6) (b), 5.25 (3), 5.37  
6 (4), 5.62 (title), 5.62 (1), 5.62 (2), 5.62 (3), 5.62 (5), 6.22 (4) (a), 6.22 (4) (e), 6.22  
7 (4) (f), 6.22 (5), 6.22 (6), 6.24 (2), 6.24 (4) (c), 6.36 (1) (a), 6.50 (8), 6.86 (1) (a)  
8 (intro.), 6.86 (1) (a) 3., 6.86 (1) (ac), 6.86 (1) (b), 6.865 (title), 6.869, 6.87 (6), 7.08  
9 (2) (b), 7.08 (2) (c), 7.10 (3) (a), 7.15 (1) (cm), 7.15 (1) (j), 7.51 (5) (b), 7.60 (5) (a),  
10 7.70 (3) (a), 7.70 (3) (e) 1., 8.10 (1), 8.15 (title), 8.15 (1), 8.16 (1), 8.16 (7), 8.17  
11 (1) (b), 8.17 (4), 8.17 (5) (b), 8.19 (3), 8.20 (8) (a), 8.20 (8) (am), 8.20 (9), 8.37, 8.50  
12 (intro.), 8.50 (1) (d), 8.50 (2), 8.50 (3) (a), 8.50 (3) (b), 8.50 (3) (c), 8.50 (4) (b), 8.50  
13 (4) (fm), 9.01 (1) (a) 1., 9.01 (1) (ag) 1., 9.01 (1) (ag) 1m., 9.01 (1) (ag) 2., 9.01 (1)

1 (b) (intro.), 10.01 (2) (d), ~~10.01 (2) (e), 10.02 (3) (b) 2m., 10.06 (1) (f), 10.06 (1) (h),~~  
 2 10.06 (1) (i), 10.06 (2) (gm), 10.06 (2) (h), 10.06 (2) (j), 10.06 (3) (cm), 11.06 (12)  
 3 (a) 1., 11.26 (17) (d), 11.31 (3m), 11.31 (7) (a), 11.50 (1) (a) 1., 11.50 (2) (b) 4., 11.50  
 4 (2) (b) 5., 11.50 (2) (c), 11.50 (2) (f), 11.50 (2) (i), 13.123 (3) (b) 1. a., 59.08 (7) (b),  
 5 59.10 (3) (cm) 2., 59.605 (3) (a) 1., 60.30 (1e) (b), 62.13 (6) (b), 66.0217 (7) (a) 3.,  
 6 66.0219 (4) (b), 66.0227 (3), 66.0305 (6) (b), 66.0307 (4) (e) 2., 66.0602 (4) (a),  
 7 66.0619 (2m) (b), 66.0921 (2), 66.1113 (2) (g), 66.1113 (2) (h), 67.05 (6m) (b),  
 8 67.12 (12) (e) 5., 86.21 (2) (a), 92.11 (4) (c), 117.22 (2) (e), 120.02 (1), 120.02 (2)  
 9 (a), 120.02 (4), 121.91 (3) (a), 125.05 (1) (b) 5., 197.04 (1) (b), 229.824 (15) and  
 10 995.20, and ~~to create~~ 5.05 (13) (c) and (d), 6.22 (2) (e), 6.24 (4) (e), 6.25 (1) (b)  
 11 and 6.25 (1) (c) of the statutes; **relating to:** the dates of the September primary  
 12 and certain other election occurrences and absentee voting.

### ***Analysis by the Legislative Reference Bureau***

This changes the date of the September primary from the 2nd Tuesday in September to the 2nd Tuesday in August and renames it to be the "Partisan Primary". The substitute amendment also changes the dates of related election events to accommodate the change in the date of the primary. In elections for national office or special elections that are held concurrently with the general election, the substitute amendment provides for absentee ballots to be available to electors for at least a 47-day period before the election. Currently, the length of this period varies but it is generally a shorter period.

The substitute amendment also makes various changes in the laws pertaining to absentee voting. Most of the changes relate to absentee voting by military and overseas electors of this state. State law contains different definitions of the terms "military elector" and "overseas elector." One set of definitions mirrors the definitions found in federal law. Under federal law, a "military elector" includes: 1) a member of a uniformed service on active duty who, by reason of that duty, is absent from the residence where the member is otherwise qualified to vote; 2) a member of the merchant marine who, by reason of service in the merchant marine, is absent from the residence where the member is otherwise qualified to vote; and 3) the spouse or dependent of any such member who, by reason of the duty or service of the member, is absent from the residence where the person is otherwise qualified to vote. The federal definition of "overseas elector" includes an elector who resides outside the

United States and who is qualified under federal law to vote in elections for national office in this state because the elector last resided in this state immediately prior to the elector's departure from the United States. The other set of definitions applies for certain state purposes and includes all the persons who are included in the federal definitions but also includes other persons. The state definition of the term "military elector" includes: 1) members of a uniformed service who are not on active duty or who are not absent from their residences by reason of their service or both; 2) members of the merchant marine who are not absent from their residences; 3) civilian employees of the United States and civilians officially attached to a uniformed service who are serving outside the United States; 4) Peace Corps volunteers; and 5) spouses and dependents of these persons who are residing with or accompanying them. The state definition of "overseas elector" includes children of persons who qualify as overseas electors under federal law who are U.S. citizens at least 18 years of age, who are not disqualified from voting in this state, and who are not residents of this state. Significant provisions of the substitute amendment include:

1. Current law permits a military or overseas elector, as defined in state law, to cast a vote in any general election in which a federal office is to be filled by writing in the name of a candidate on a blank absentee ballot form prescribed by the U.S. government and returning the ballot to the appropriate municipal clerk or board of election commissioners. This substitute amendment permits a military elector, as defined by state law, to cast such a ballot at any election, including any primary election, at which a federal, state, or local office is to be filled and permits an overseas elector, as defined by state law, to cast such a ballot at any election, including any primary election, at which a federal office is to be filled. The substitute amendment also provides that a completed and signed federal write-in absentee ballot serves as an application for an absentee ballot and need not be accompanied by a separate application, as required currently.

2. This substitute amendment directs the Government Accountability Board (GAB), with the assistance of county and municipal clerks and boards of election commissioners, to designate at least one freely accessible means of electronic communication which shall be used to: 1) permit a military or overseas elector, as defined by federal law, to request a voter registration or absentee ballot application and to indicate whether he or she wishes to receive the application electronically or by mail; and 2) permit a municipal clerk or board of election commissioners to transmit an application to a military or overseas elector, as defined by federal law, electronically or by mail, as requested by the elector, together with related voting, balloting and election information. The substitute amendment also directs GAB, with the assistance of county and municipal clerks and boards of elections commissioners, to maintain a freely accessible system whereby a military or overseas elector, as defined by federal law, who casts an absentee ballot may ascertain whether the ballot has been received by the appropriate municipal clerk or board. No similar provisions exist currently.

3. Currently, an absentee ballot cast by an elector is void unless it is received at the polling place for the elector's residence by 8 p.m. on election night. However,

state law provides that if an elector is a military elector, as defined by federal law, the elector has an additional ten days after the general election and seven days after the September primary for the elector's ballot to be received by his or her municipality if the ballot is postmarked by election day. This substitute amendment provides instead that all absentee electors except those voting in person have until 4 p.m. on the Friday after an election for their ballots to be received if the ballots are postmarked by election day.

4. Currently, an elector who is a military elector, as defined by state law, or an overseas elector, as defined by state law, and who applies for an absentee ballot no later than 30 days before an election may cast a blank write-in ballot at that election in lieu of the official printed ballot, for any candidates for federal office whose offices are contested at that election. The ballot is valid only if it is submitted from a location outside the United States. This substitute amendment permits such an elector to cast a blank write-in absentee ballot after official printed ballots become available if he or she applies for an absentee ballot no later than the latest time permitted for application for an absentee ballot under state law. The substitute amendment also permits a military elector to cast such a ballot even if the ballot is submitted from a location inside the United States, including the elector's permanent residence.

5. Currently, a military or overseas elector, as defined in state law, may cast a blank write-in absentee ballot under state law. In the case of military electors, the ballot may be used to vote for any candidate for state or local office. In the case of overseas electors, the ballot may only be used to vote for candidates for national office. This substitute amendment discontinues the state write-in absentee ballot for both groups of electors.

6. Currently, with certain exceptions, a military elector who requests an absentee ballot receives absentee ballots automatically for all elections unless the elector fails to return any absentee ballot during the entire period encompassed by two successive general elections. Under this substitute amendment, with certain exceptions, a military elector who requests an absentee ballot receives absentee ballots automatically for all elections held in the same calendar year in which the request is made.

7. Currently, GAB must prescribe uniform instructions for absentee voters. This substitute amendment provides that the instructions must include the specific means of electronic communication that absentee voters may use to file an application for an absentee ballot, to request a voter registration form, or to change their registrations.

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

SECTION 1. 5.02 (18) of the statutes is renumbered 5.02 (12s) and amended to

read:

4. Currently, the municipal clerk or board of election commissioners of each municipality must, upon request of any absentee elector, transmit an absentee ballot to the elector by electronic mail or facsimile transmission. This bill authorizes and requires a municipal clerk or board to transmit an absentee ballot electronically only to a military or overseas elector, as defined in

*Federal law upon request of such an elector.*

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1           5.02 (12s) “~~September~~ Partisan primary” means the primary held on the 2nd  
2 Tuesday in ~~September~~ August to nominate candidates to be voted for at the general  
3 election, and to determine which candidates for state offices other than district  
4 attorney may participate in the Wisconsin election campaign fund.

5           **SECTION 2.** 5.05 (13) (title) of the statutes is amended to read:

6           5.05 (13) (title) TOLL-FREE ELECTION INFORMATION ~~EXCHANGE~~ AND REQUESTS.

7           **SECTION 3.** 5.05 (13) (c) and (d) of the statutes are created to read:

8           5.05 (13) (c) The board shall maintain a freely accessible system under which  
9 a military elector, as defined in s. 6.34 (1) (a), or an overseas elector, as defined in s.  
10 6.34 (1) (b), who casts an absentee ballot may ascertain whether the ballot has been  
11 received by the appropriate municipal clerk.

12           (d) The board shall designate and maintain at least one freely accessible means  
13 of electronic communication which shall be used for the following purposes:

14           1. To permit a military elector, as defined in s. 6.34 (1) (a), or an overseas elector,  
15 as defined in s. 6.34 (1) (b), to request a voter registration application or an  
16 application for an absentee ballot at any election at which the elector is qualified to  
17 vote in this state.

18           2. To permit a military elector or an overseas elector under subd. 1. to designate  
19 whether the elector wishes to receive the applications under subd. 1. electronically  
20 or by mail.

21           3. To permit a municipal clerk to transmit to a military elector or an overseas  
22 elector under subd. 1. a registration application or absentee ballot application  
23 electronically or by mail, as directed by the elector under subd. 2., together with  
24 related voting, balloting, and election information.

25           **SECTION 4.** 5.15 (6) (b) of the statutes is amended to read:

1           5.15 (6) (b) No later than ~~60 days before each September primary and general~~  
2 ~~election, and no later than~~ 30 days before each other election, the governing body of  
3 any municipality may by resolution combine 2 or more wards for voting purposes to  
4 facilitate using a common polling place. Whenever wards are so combined, the  
5 original ward numbers shall continue to be utilized for all official purposes. Except  
6 as otherwise authorized under this paragraph, every municipality having a  
7 population of 35,000 or more shall maintain separate returns for each ward so  
8 combined. In municipalities having a population of less than 35,000, the governing  
9 body may provide in the resolution that returns shall be maintained only for each  
10 group of combined wards at any election. Whenever a governing body provides for  
11 common ballot boxes and ballots or voting machines, separate returns shall be  
12 maintained for each separate ballot required under ss. 5.62 and 5.64 at the  
13 ~~September~~ partisan primary and general election. The municipal clerk shall  
14 transmit a copy of the resolution to the county clerk of each county in which the  
15 municipality is contained. In municipalities having a population of less than 35,000,  
16 the resolution shall remain in effect for each election until modified or rescinded, or  
17 until a new division is made under this section.

18           **SECTION 5.** 5.25 (3) of the statutes is amended to read:

19           5.25 (3) Polling places shall be established for each ~~September primary and~~  
20 ~~general election at least 60 days before the election, and for each other~~ election at  
21 least 30 days before the election.

22           **SECTION 6.** 5.37 (4) of the statutes is amended to read:

23           5.37 (4) Voting machines may be used at primary elections when they comply  
24 with subs. (1) and (2) and the following provisions: All candidates' names entitled to  
25 appear on the ballots at the primary shall appear on the machine; the elector cannot

1 vote for candidates of more than one party, whenever the restriction applies, and an  
2 elector who votes for candidates of any party may not vote for independent  
3 candidates at the ~~September~~ partisan primary; the elector may secretly select the  
4 party for which he or she wishes to vote, or the independent candidates in the case  
5 of the ~~September~~ partisan primary; the elector may vote for as many candidates for  
6 each office as he or she is lawfully entitled to vote for, but no more.

7 **SECTION 7.** 5.62 (title) of the statutes is amended to read:

8 **5.62 (title) ~~September~~ Partisan primary ballots.**

9 **SECTION 8.** 5.62 (1) of the statutes is amended to read:

10 5.62 (1) (a) At ~~September primaries~~ the partisan primary, the following ballot  
11 shall be provided for the nomination of candidates of recognized political parties for  
12 national, state and county offices and independent candidates for state office in each  
13 ward, in the same form as prescribed by the board under s. 7.08 (1) (a), except as  
14 authorized in s. 5.655. The ballots shall be made up of the several party tickets with  
15 each party entitled to participate in the primary under par. (b) or sub. (2) having its  
16 own ballot, except as authorized in s. 5.655. The independent candidates for state  
17 office other than district attorney shall have a separate ballot for all such candidates  
18 as under s. 5.64 (1) (e), except as authorized in s. 5.655. The ballots shall be secured  
19 together at the bottom. The party ballot of the party receiving the most votes for  
20 president or governor at the last general election shall be on top with the other  
21 parties arranged in descending order based on their vote for president or governor  
22 at the last general election. The ballots of parties qualifying under sub. (2) shall be  
23 placed after the parties qualifying under par. (b), in the same order in which the  
24 parties filed petitions with the board. Any ballot required under par. (b) 2. shall be  
25 placed next in order. The ballot listing the independent candidates shall be placed

1 at the bottom. At polling places where voting machines are used, each party and the  
2 independent candidates shall be represented in one or more separate columns or  
3 rows on the ballot. At polling places where an electronic voting system is used other  
4 than an electronic voting machine, each party and the independent candidates may  
5 be represented in separate columns or rows on the ballot.

6 (b) 1. Except as provided in subd. 2. and s. 5.64 (1) (e) 2., every recognized  
7 political party listed on the official ballot at the last gubernatorial election whose  
8 candidate for any statewide office received at least 1% of the total votes cast for that  
9 office and, if the last general election was also a presidential election, every  
10 recognized political party listed on the ballot at that election whose candidate for  
11 president received at least 1% of the total vote cast for that office shall have a  
12 separate primary ballot or one or more separate columns or rows on the primary  
13 ballot as prescribed in par. (a) and a separate column on the general election ballot  
14 in every ward and election district. An organization which was listed as  
15 "independent" at the last general election and whose candidate meets the same  
16 qualification shall receive the same ballot status upon petition of the chairperson  
17 and secretary of the organization to the board requesting such status and specifying  
18 their party name, which may not duplicate the name of an existing party. A petition  
19 under this subdivision may be filed no later than 5 p.m. on ~~June~~ May 1 in the year  
20 of each general election.

21 2. Subdivision 1. applies to a party within any assembly district or county at  
22 any ~~September~~ partisan primary election only if at least one candidate of the party  
23 for any national, state or county office qualifies to have his or her name appear on  
24 the ballot under the name of that party within that assembly district or county. The  
25 county clerk or county board of election commissioners shall provide a combined



1 separate ballot or one or more separate columns or rows on the ballot that will permit  
2 an elector to cast a vote for a write-in candidate for the nomination of any such party  
3 for each national, state and county office whenever that party qualifies to be  
4 represented on a separate primary ballot or in one or more separate columns or rows  
5 under subd. 1. but does not qualify under this subdivision. The ballot shall include  
6 the name of each party qualifying for a separate ballot or one or more separate  
7 columns or rows on the ballot under each office, with the names of the candidates for  
8 each such party appearing in the same order in which the ballots of the parties would  
9 appear under par. (a).

10 **SECTION 9.** 5.62 (2) of the statutes is amended to read:

11 5.62 (2) (a) Except as provided in par. (b) and s. 5.64 (1) (e) 2., any political  
12 organization may be represented on a separate primary ballot or in one or more  
13 separate columns or rows on the primary ballot as prescribed in sub. (1) (a) and in  
14 a separate column on the general election ballot in every ward and election district.  
15 To qualify for a separate ballot under this paragraph, the political organization shall,  
16 not later than 5 p.m. on ~~June~~ May 1 in the year of the ~~September~~ partisan primary,  
17 file with the board a petition requesting separate ballot status. The petition shall  
18 be signed by at least 10,000 electors, including at least 1,000 electors residing in each  
19 of at least 3 separate congressional districts. The petition shall conform to the  
20 requirements of s. 8.40. No signature obtained before January 1 in the year of filing  
21 is valid. When the candidates of a political organization filing a valid petition fulfill  
22 the requirements prescribed by law, they shall appear on a separate ballot or one or  
23 more separate columns or rows on the ballot for the period ending with the following  
24 general election.

1 (b) Paragraph (a) applies to a party within any assembly district or county at  
2 any ~~September~~ partisan primary election only if at least one candidate of the party  
3 for any national, state or county office qualifies to have his or her name appear on  
4 the ballot under the name of that party within that assembly district or county. The  
5 county clerk or county board of election commissioners shall provide a combined  
6 separate ballot or one or more separate columns or rows on the ballot that will permit  
7 an elector to cast a vote for a write-in candidate for the nomination of any such party  
8 for each national, state and county office whenever that party qualifies to be  
9 represented on a separate primary ballot or in one or more separate columns or rows  
10 under par. (a) but does not qualify under this paragraph. The ballot shall include the  
11 name of each party qualifying for a separate ballot or one or more separate columns  
12 or rows on the ballot under each office, with the names of the candidates for each such  
13 party appearing in the same order in which the ballots of the parties would appear  
14 under sub. (1) (a).

15 **SECTION 10.** 5.62 (3) of the statutes is amended to read:

16 5.62 (3) The board shall designate the official primary ballot arrangement for  
17 statewide offices and district attorney within each prosecutorial district by using the  
18 same procedure as provided in s. 5.60 (1) (b). On each ballot and on each separate  
19 column or row on the ballot, the candidates for office shall be listed together with the  
20 offices which they seek in the following order whenever these offices appear on the  
21 ~~September~~ partisan primary ballot: governor, lieutenant governor, attorney general,  
22 secretary of state, state treasurer, U.S. senator, U.S. representative in congress,  
23 state senator, representative to the assembly, district attorney and the county offices.  
24 Below the names of the independent candidates shall appear the party or principle  
25 of the candidates, if any, in 5 words or less, as shown on their nomination papers.

1 SECTION 11. 5.62 (5) of the statutes is amended to read:

2 5.62 (5) At the ~~September~~ partisan primary, an elector may vote for the  
3 candidates of only one party, or the elector may vote for any of the independent  
4 candidates for state office listed; but the elector may not vote for more than one  
5 candidate for a single office. A space shall be provided on the ballot for an elector to  
6 write in the name of his or her choice as a party candidate for any office, including  
7 a party candidate of a party whose name appears on the ballot, column or row  
8 designated for independent candidates, as provided in sub. (1) (b) or (2) (b), but no  
9 space shall be provided to write in the names of independent candidates.

10 SECTION 12. 6.22 (2) (e) of the statutes is created to read:

11 6.22 (2) (e) A military elector may file an application for an absentee ballot by  
12 means of electronic mail or facsimile transmission in the manner prescribed in s. 6.86  
13 (1) (ac). Upon receipt of a valid application, the municipal clerk shall send the elector  
14 an absentee ballot or, if the elector <sup>is a military elector as defined in s.</sup> so requests, shall transmit an absentee ballot to  
15 the elector by means of electronic mail or facsimile transmission in the manner <sup>6.34</sup> (1) (a)  
16 prescribed in s. 6.87 (3) (d). <sup>and the elector</sup>

17 SECTION 13. 6.22 (4) (a) of the statutes is amended to read:

18 6.22 (4) (a) ~~A request for an absentee ballot by an individual who qualifies as~~  
19 ~~a military elector shall be treated as a request for an absentee ballot for all elections.~~  
20 Upon receiving a timely request for an absentee ballot under par. (b) by an individual  
21 who qualifies as a military elector, <sup>IF the individual is a military elector as</sup> the municipal clerk shall send or transmit to the  
22 elector <sup>upon the elector's request</sup> an absentee ballot for all elections that occur in the municipality or portion  
23 thereof where the elector resides ~~beginning on the date that the clerk receives the~~ <sup>6.34</sup>  
24 request in the same calendar year in which the request is received, unless the <sup>(1)(a)</sup>  
25 individual otherwise requests. <sup>shall</sup>

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1           **SECTION 14.** 6.22 (4) (e) of the statutes is amended to read:

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

13           **SECTION 15.** 6.22 (4) (f) of the statutes is amended to read:

14           6.22 (4) (f) ~~If there occur 2 successive general elections at which a military~~  
15 ~~elector fails to return an absentee ballot sent or transmitted to the elector under par.~~  
16 ~~(a) and the elector has not cast an absentee ballot at any intervening election, if the~~  
17 municipal clerk is reliably informed that the elector an individual who requests an  
18 absentee ballot under this section is no longer a military elector or no longer resides  
19 in the municipality, or if the elector so requests, the clerk shall discontinue sending  
20 or transmitting absentee ballots to the elector under this subsection. If a military  
21 elector who has requested an absentee ballot changes his or her residence from the  
22 municipality where a request is filed to another municipality in this state, the  
23 municipal clerk of the municipality who received the request shall notify the clerk  
24 of the municipality to which the elector's residence is changed of the date of the  
25 request ~~or the latest renewal under par. (g) and the date of the most recent absentee~~

1 ~~ballot received by the clerk.~~ The municipal clerk who is so notified shall treat the  
2 request as having been made to him or her.

3 **SECTION 16.** 6.22 (4) (g) of the statutes is repealed.

4 **SECTION 17.** 6.22 (5) of the statutes is amended to read:

5 6.22 (5) VOTING PROCEDURE. Except as provided in s. ~~6.221~~ 7.515 and as  
6 authorized in s. 6.25, the ballot shall be marked and returned, deposited and  
7 recorded in the same manner as other absentee ballots. In addition, the certification  
8 under s. 6.87 (2) shall have a statement of the elector's birth date. Failure to return  
9 any unused ballots in a primary election does not invalidate the ballot on which the  
10 elector casts his or her votes.

11 **SECTION 18.** 6.22 (6) of the statutes is amended to read:

12 6.22 (6) MILITARY ELECTOR LIST. Each municipal clerk shall keep an up-to-date  
13 list of all eligible military electors who reside in the municipality; ~~city clerks shall~~  
14 ~~keep the lists by wards~~ in the format prescribed by the board. The list shall contain  
15 the name, latest-known military residence and military mailing address of each  
16 military elector. The list shall indicate whether each elector whose name appears on  
17 the list is a military elector, as defined in s. ~~6.36 (2) (e)~~ 6.34 (1), and has so certified  
18 under s. 6.865 (3m). All persons over 18 years of age or who will be 18 years old prior  
19 to an election shall be listed and remain on the list for the duration of their tour of  
20 duty. The list shall be kept current through all possible means. Each clerk shall  
21 exercise reasonable care to avoid duplication of names or listing anyone who is not  
22 eligible to vote. Each clerk shall distribute ~~2 copies of~~ one copy of the list to the  
23 ~~appropriate ward~~ each polling place in the municipality for use on election day.

24 **SECTION 19.** 6.221 (title) of the statutes is renumbered 7.515 (title) and  
25 amended to read:

1           **7.515** (title) **Counting of certain absentee ballots for ~~certain military~~**  
2 **~~electors; September primary and general election received after election~~**  
3 **~~day.~~**

4           **SECTION 20.** 6.221 (1) of the statutes is repealed.

5           **SECTION 21.** 6.221 (2) of the statutes is renumbered 7.515 (2) and amended to  
6 read:

7           7.515 (2) Each certificate envelope that is mailed ~~or transmitted~~ to a military  
8 ~~an absentee~~ elector *and each certificate envelope that is transmitted* under this section shall be clearly labeled as "Cast by a military ~~to~~  
9 ~~an absentee~~ elector under s. ~~6.221~~ 7.515, Wis. Stats., and may be eligible to be *to a military*  
10 counted after election day." *or overseas elector under*

11           **SECTION 22.** 6.221 (3) (a) of the statutes is renumbered 7.515 (3) and amended  
12 to read:

13           7.515 (3) ~~At the September primary, a~~ A ballot that is cast under s. ~~6.22~~ by an *6, 8, 7*  
14 ~~absentee~~ elector who is a military elector, that is received by mail from the U. S. *(3)(d)✓*  
15 postal service, and that is postmarked no later than election day shall be counted as  
16 provided in this section if it is received by a municipal clerk no later than 5 4 p.m.  
17 on the ~~7th day~~ Friday after the election.

18           **SECTION 23.** 6.221 (3) (b) of the statutes is repealed.

19           **SECTION 24.** 6.221 (4) of the statutes is renumbered 7.515 (4).

20           **SECTION 25.** 6.221 (5) of the statutes is renumbered 7.515 (5) and amended to  
21 read:

22           7.515 (5) No later than the closing hour of the polls on the day of ~~the September~~  
23 ~~primary and the day of the general~~ each election, the municipal clerk of each  
24 municipality shall post at his or her office and on the Internet at a site announced  
25 by the clerk before the polls open, and shall make available to any person upon

1 request, a statement of the number of absentee ballots that the clerk has mailed or  
2 transmitted to ~~military~~ absentee electors under this section and that have not been  
3 returned to the polling places where the electors reside by the closing hour on election  
4 day. The posting shall not include the names or addresses of any ~~military~~ absentee  
5 electors.

6 **SECTION 26.** 6.221 (6) of the statutes is renumbered 7.515 (6) and amended to  
7 read:

8 7.515 (6) (a) Whenever the municipal clerk of any municipality receives an  
9 absentee ballot cast by an absentee elector ~~who is a military elector~~ under this section  
10 and the ballot is not received in sufficient time for delivery to the polling place serving  
11 the residence of the elector on election day but is received within the time specified  
12 in sub. (3), the clerk shall promptly provide written notice to the board of canvassers  
13 of each municipality, special purpose district, and county that is responsible for  
14 canvassing the election of the number of such ballots that have been ~~east~~ received  
15 by the clerk in each ward or election district.

16 (b) Whenever a board of canvassers receives notification from a municipal clerk  
17 under par. (a), the board of canvassers shall reconvene no later than 9 a.m. on the  
18 day after the last day permitted for acceptance of absentee ballots under sub. (3) and  
19 shall proceed to open and record the names of the ~~military~~ absentee electors whose  
20 ballots have been received. If the ballot cast by ~~a military~~ an absentee elector is  
21 otherwise valid, the board of canvassers shall count the ballot and adjust the  
22 statements, certifications, and determinations accordingly. If the municipal clerk  
23 transmits returns of the election to the county clerk, the municipal clerk shall  
24 transmit to the county clerk a copy of the amended returns together with all

1 additional ballots and envelopes reviewed by the board of canvassers and with  
2 amended tally sheets.

3 **SECTION 27.** 6.24 (2) of the statutes is amended to read:

4 6.24 (2) ELIGIBILITY. An overseas elector under sub. (1) may vote in any election  
5 for national office, including the ~~September~~ partisan primary and presidential  
6 preference primary and any special primary or election. Such elector may not vote  
7 in an election for state or local office. An overseas elector shall vote in the ward or  
8 election district in which the elector was last domiciled or in which the elector's  
9 parent was last domiciled prior to departure from the United States.

10 **SECTION 28.** 6.24 (4) (c) of the statutes, as affected by 2011 Wisconsin Act 23,  
11 is amended to read:

12 6.24 (4) (c) Upon receipt of a timely application from an individual who  
13 qualifies as an overseas elector and who has registered to vote in a municipality  
14 § 6.24 (4) (c) Upon receipt of a timely application from an individual who  
qualifies as an overseas elector and who has registered to vote in a municipality  
under sub. (3), the municipal clerk of the municipality shall send or transmit an  
absentee ballot to the individual for all subsequent elections for national office to be  
held during the year in which the ballot is requested, except as otherwise provided  
in this paragraph, unless the individual otherwise requests or until the individual  
no longer qualifies as an overseas elector of the municipality. The clerk shall not  
send an absentee ballot for an election if the overseas elector's name appeared on the  
registration list in eligible status for a previous election following the date of the  
application but no longer appears on the list in eligible status. The municipal clerk  
shall ensure that the envelope containing the absentee ballot is clearly marked as  
not forwardable. If an overseas elector who files an application under this subsection  
no longer resides at the same address that is indicated on the application form, the  
elector shall so notify the municipal clerk.  
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§ 6.24 (4) (c) Upon receipt of a timely application from an individual who qualifies as an overseas elector, as defined in s. 6.34, under sub. (3), the municipal clerk of the municipality shall send or transmit an absentee ballot to the individual upon the individual's request for all subsequent elections for national office to be held during the year in which the ballot is requested, except as otherwise provided in this paragraph, unless the individual otherwise requests or until the individual no longer qualifies as an overseas elector of the municipality. The clerk shall not send an absentee ballot for an election if the overseas elector's name appeared on the registration list in eligible status for a previous election following the date of the application but no longer appears on the list in eligible status. The municipal clerk shall ensure that the envelope containing the absentee ballot is clearly marked as not forwardable. If an overseas elector who files an application under this subsection no longer resides at the same address that is indicated on the application form, the elector shall so notify the municipal clerk.



1           **SECTION 29.** 6.24 (4) (e) of the statutes is created to read:

2           6.24 (4) (e) An overseas elector may file an application for an absentee ballot  
3 by means of electronic mail or facsimile transmission in the manner prescribed in s.  
4 6.86 (1) (ac). Upon receipt of a valid application, the municipal clerk shall send the  
5 elector an absentee ballot or, if the elector so requests, shall transmit an absentee  
6 ballot to the elector by means of electronic mail or facsimile transmission in the  
7 manner prescribed in s. 6.87 (3) (d). *elector is an overseas*

8           **SECTION 30.** 6.25 (1) of the statutes is renumbered 6.25 (1) (a) and amended to  
9 read: *as defined in s. 6.24(1) (b) and the*

10           6.25 (1) (a) Any individual who qualifies as a military elector under s. 6.22 (1)  
11 (b) ~~or an overseas elector under s. 6.24 (1)~~ and who transmits an application for an  
12 official absentee ballot for ~~a general election~~ any election, including a primary  
13 election, no later than ~~30 days before election day~~ the latest time specified for the  
14 elector in s. 6.86 (1) (b) may, in lieu of the official ballot, cast a federal write-in  
15 absentee ballot prescribed under 42 USC 1973ff-2 for any candidate for an office  
16 listed on the official ballot or for all of the candidates of any recognized political party  
17 for ~~national office~~ the offices listed on the official ballot at the general that election  
18 if the federal write-in absentee ballot is received by the appropriate municipal clerk  
19 no later than the applicable time prescribed in s. 6.221 (3) or 6.87 (6).

20           **SECTION 31.** 6.25 (1) (b) of the statutes is created to read:

21           6.25 (1) (b) Any individual who qualifies as an overseas elector under s. 6.24  
22 (1) and who transmits an application for an official absentee ballot for an election for  
23 national office, including a primary election, no later than the latest time specified  
24 for an elector in s. 6.86 (1) (b) may, in lieu of the official ballot, cast a federal write-in  
25 absentee ballot prescribed under 42 USC 1973ff-2 for any candidate or for all

1 candidates of any recognized political party for national office listed on the official  
2 ballot at that election, if the federal write-in absentee ballot is received by the  
3 appropriate municipal clerk no later than the applicable time prescribed in s. 6.221  
4 (3) or 6.87 (6).

5 **SECTION 32.** 6.25 (1) (c) of the statutes is created to read:

6 6.25 (1) (c) A completed and signed federal write-in absentee ballot submitted  
7 by a qualified elector under par. (a) serves as an application for an absentee ballot  
8 and need not be accompanied by a separate application.

9 **SECTION 33.** 6.25 (2) of the statutes is repealed.

10 **SECTION 34.** 6.25 (3) of the statutes is repealed.

11 **SECTION 35.** 6.25 (4) (intro.), (a) and (b) of the statutes are consolidated,  
12 renumbered 6.25 (4) and amended to read:

13 6.25 (4) A write-in absentee ballot issued under sub. (1), ~~(2) or (3)~~ is valid only  
14 if all of the following apply: ~~(a) The ballot is submitted from a location outside the~~  
15 ~~United States. (b) The~~ the elector submitting the ballot does not submit an official  
16 ballot within the time prescribed in s. 6.87 (6) and, if the elector is an overseas elector,  
17 the elector resides outside the United States.

18 **SECTION 36.** 6.36 (1) (a) of the statutes is amended to read:

19 6.36 (1) (a) The board shall compile and maintain electronically an official  
20 registration list. The list shall contain the name and address of each registered  
21 elector in the state, the date of birth of the elector, the ward and aldermanic district  
22 of the elector, if any, and, for each elector, a unique registration identification number  
23 assigned by the board, the number of a valid operator's license issued to the elector  
24 under ch. 343, if any, or the last 4 digits of the elector's social security account  
25 number, if any, any identification serial number issued to the elector under s. 6.47

1 (3), the date of any election in which the elector votes, ~~an indication of whether the~~  
2 ~~elector is a military elector, as defined in sub. (2) (c) who has so certified under s.~~  
3 ~~6.865 (3m)~~, an indication of whether the elector is an overseas elector, as defined in  
4 s. 6.24 (1), any information relating to the elector that appears on the current list  
5 transmitted to the board by the department of corrections under s. 301.03 (20m), an  
6 indication of any accommodation required under s. 5.25 (4) (a) to permit voting by  
7 the elector, an indication of the method by which the elector's registration form was  
8 received, and such other information as may be determined by the board to facilitate  
9 administration of elector registration requirements.

10 **SECTION 37.** 6.50 (8) of the statutes is amended to read:

11 6.50 (8) Any municipal governing body may direct the municipal clerk or board  
12 of election commissioners to arrange with the U.S. postal service pursuant to  
13 applicable federal regulations, to receive change of address information with respect  
14 to individuals residing within the municipality for revision of the elector registration  
15 list. If required by the U.S. postal service, the governing body may create a  
16 registration commission consisting of the municipal clerk or executive director of the  
17 board of election commissioners and 2 other electors of the municipality appointed  
18 by the clerk or executive director for the purpose of making application for address  
19 changes and processing the information received. The municipal clerk or executive  
20 director shall act as chairperson of the commission. Any authorization under this  
21 subsection shall be for a definite period or until the municipal governing body  
22 otherwise determines. The procedure shall apply uniformly to the entire  
23 municipality whenever used. The procedure shall provide for receipt of complete  
24 change of address information on an automatic basis, or not less often than once  
25 every 2 years during the 60 days preceding the close of registration for the September

1 partisan primary. If a municipality adopts the procedure for obtaining address  
2 corrections under this subsection, it need not comply with the procedure for mailing  
3 address verification cards under subs. (1) and (2).

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

5 6.86 (1) (a) (intro.) Any elector of a municipality who is registered to vote  
6 whenever required and who qualifies under ss. 6.20 and 6.85 as an absent elector  
7 may make written application to the municipal clerk of that municipality for an  
8 official ballot by one of the following methods:

9 **SECTION 39.** 6.86 (1) (a) 3. of the statutes is amended to read:

10 6.86 (1) (a) 3. By signing a statement and filing a request to receive absentee  
11 ballots under sub. (2) or (2m) (a) or s. 6.22 (4), ~~or~~ 6.24 (4). or 6.25 (1) (c)

12 **SECTION 40.** 6.86 (1) (ac) of the statutes is amended to read:

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

19 **SECTION 41.** 6.86 (1) (b) of the statutes, as affected by 2011 Wisconsin Act 23,  
20 is amended to read:

21 6.86 (1) (b) Except as provided in this section, if application is made by mail,  
22 the application shall be received no later than 5 p.m. on the 5th day immediately  
23 preceding the election. If application is made in person, the application shall be  
24 made no earlier than the opening of business on the 3rd Monday preceding the  
25 election and no later than 5 p.m. or the close of business, whichever is later, on the

1 Friday preceding the election. Except as provided in par. (c), if the elector is making  
2 written application for an absentee ballot at the ~~September partisan primary or, the~~  
3 general election, the presidential preference primary, or a special election for  
4 national office, and the application indicates that the elector is a military elector, as  
5 defined in s. 6.34 (1), the application shall be received by the municipal clerk no later  
6 than 5 p.m. on election day. If the application indicates that the reason for requesting  
7 an absentee ballot is that the elector is a sequestered juror, the application shall be  
8 received no later than 5 p.m. on election day. If the application is received after 5 p.m.  
9 on the Friday immediately preceding the election, the municipal clerk or the clerk's  
10 agent shall immediately take the ballot to the court in which the elector is serving  
11 as a juror and deposit it with the judge. The judge shall recess court, as soon as  
12 convenient, and give the elector the ballot. The judge shall then witness the voting  
13 procedure as provided in s. 6.87 and shall deliver the ballot to the clerk or agent of  
14 the clerk who shall deliver it to the polling place or, in municipalities where absentee  
15 ballots are canvassed under s. 7.52, to the municipal clerk as required in s. 6.88. If  
16 application is made under sub. (2) or (2m), the application may be received no later  
17 than 5 p.m. on the Friday immediately preceding the election.

18 **SECTION 42.** 6.865 (title) of the statutes is amended to read:

19 **6.865** (title) **Federal absentee ballot requests ballots.**

20 **SECTION 43.** 6.865 (3) of the statutes is repealed.

21 **SECTION 44.** 6.865 (3m) (a) of the statutes is repealed.

22 **SECTION 45.** 6.865 (3m) (b) of the statutes is renumbered 6.865 (3m) and  
23 amended to read:

24 **6.865 (3m)** A military elector may indicate an alternate address on his or her  
25 absentee ballot application. If the elector's ballot is returned as undeliverable prior

1 to the deadline for receipt and return of absentee ballots under ~~sub. (3)~~ s. 6.87 (6) and  
2 the elector remains eligible to receive absentee ballots under this subsection, the  
3 municipal clerk shall immediately send or transmit an absentee ballot to the elector  
4 at the alternate address.

5 **SECTION 46.** 6.865 (3m) (c) of the statutes is repealed.

6 **SECTION 47.** 6.869 of the statutes, as affected by 2011 Wisconsin Act 23, is  
7 amended to read:

8 **6.869 Uniform instructions.** The board shall prescribe uniform instructions  
9 for municipalities to provide to absentee electors. The instructions shall include the  
10 specific means of electronic communication that an absentee elector may use to file  
11 an application for an absentee ballot and, if the absentee elector is required to  
12 register, to request a registration form or change his or her registration. The  
13 instructions shall include information concerning whether proof of identification is  
14 required to be presented or enclosed under s. 6.86 (1) (ar) or 6.87 (4) (b) 1. The  
15 instructions shall also include information concerning the procedure for correcting  
16 errors in marking a ballot and obtaining a replacement for a spoiled ballot. The  
17 procedure shall, to the extent possible, respect the privacy of each elector and  
18 preserve the confidentiality of each elector's vote.

19 **SECTION 48.** 6.87 (6) of the statutes, as affected by 2011 Wisconsin Act 23, is  
20 amended to read:

21 **6.87 (6)** Except as provided in s. ~~6.221~~ 7.515 (3), the ballot shall be returned  
22 so it is received by the municipal clerk no later than 8 p.m. on election day. Except  
23 in municipalities where absentee ballots are canvassed under s. 7.52, if the  
24 municipal clerk receives an absentee ballot on election day, the clerk shall secure the  
25 ballot and cause the ballot to be delivered to the polling place serving the elector's

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1 residence before the closing hour. Except as provided in s. ~~6.224~~ 7.515 (3), any ballot  
2 not mailed or delivered as provided in this subsection may not be counted.

3 **SECTION 49.** 7.08 (2) (b) of the statutes is amended to read:

4 7.08 (2) (b) The certified list of candidates for president and vice president  
5 nominated at a national convention by a party entitled to a ~~September~~ partisan  
6 primary ballot or for whom electors have been nominated under s. 8.20 shall be sent  
7 as soon as possible after the closing date for filing nomination papers, but no later  
8 than the deadlines established in s. 10.06.

9 **SECTION 50.** 7.08 (2) (c) of the statutes is amended to read:

10 7.08 (2) (c) As soon as possible after the canvass of the spring and ~~September~~  
11 partisan primary votes, but no later than the first Tuesday in March and the 4th  
12 Tuesday in ~~September~~ August, transmit to the state treasurer a certified list of all  
13 eligible candidates for state office who have filed applications under s. 11.50 (2) and  
14 whom the board determines to be eligible to receive payments from the Wisconsin  
15 election campaign fund. The list shall contain each candidate's name, the mailing  
16 address indicated upon the candidate's registration form, the office for which the  
17 individual is a candidate and the party or principle which he or she represents, if any.

18 **SECTION 51.** 7.10 (3) (a) of the statutes is amended to read:

19 7.10 (3) (a) The county clerk shall distribute the ballots to the municipal clerks  
20 no later than ~~31~~ 48 days before each ~~September~~ partisan primary and general  
21 election and no later than 22 days before each other primary and election. Election  
22 forms prepared by the board shall be distributed at the same time. If the board  
23 transmits an amended certification under s. 7.08 (2) (a) or if the board or a court  
24 orders a ballot error to be corrected under s. 5.06 (6) or 5.72 (3) after ballots have been

1 distributed, the county clerk shall distribute corrected ballots to the municipal clerks  
2 as soon as possible.

3 SECTION 52. 7.15 (1) (cm) of the statutes, as affected by 2011 Wisconsin Act 23,  
4 is amended to read:

5 7.15 (1) (cm) Prepare official absentee ballots for delivery to electors requesting  
6 them, and send ~~or transmit~~ an official absentee ballot to each elector who has  
7 requested a ballot by mail, ~~electronic mail, or facsimile transmission no later than~~  
8 the 30th ~~47th~~ day before each September partisan primary and general election and  
9 no later than the 21st day before each other primary and election if the request is  
10 made before that day; otherwise, the municipal clerk shall send or transmit an  
11 official absentee ballot within one day of the time the elector's request for such a  
12 ballot is received.

13 SECTION 53. 7.15 (1) (cs) of the statutes is repealed.

14 SECTION 54. 7.15 (1) (j) of the statutes, as affected by 2011 Wisconsin Act 23,  
15 is amended to read:

16 7.15 (1) (j) Send ~~or transmit~~ an absentee ballot automatically to each person  
17 making an authorized request therefor in accordance with s. 6.22 (4), 6.24 (4) (c), or  
18 6.86 (2) or (2m).

19 SECTION 55. 7.51 (5) (b) of the statutes is amended to read:

20 7.51 (5) (b) The municipal clerk shall deliver all ballots, statements, tally  
21 sheets, lists, and envelopes relating to a school district election to the school district  
22 clerk by 4 p.m. on the day following each such election. The municipal clerk shall  
23 deliver the ballots, statements, tally sheets, lists, and envelopes for his or her  
24 municipality relating to any county, technical college district, state, or national  
25 election to the county clerk no later than 4 p.m. on the day following each such

*and reach military electors as defined s. 6.34(1) (a) and overseas electors as defined in s. 6.34(1)(b) who has requested a ballot by mail.*

*elector and send or transmit an absentee ballot to each military elector as defined in s. 6.34(1)(a) and each overseas elector as defined in s. 6.34(1)(b).*



1 election or, in municipalities where absentee ballots are canvassed under s. 7.52, by  
2 4 p.m. on the 2nd day following each such election, and no later than 4 p.m. on the  
3 day after receiving any corrected returns under s. ~~6.221~~ 7.515 (6) (b). The person  
4 delivering the returns shall be paid out of the municipal treasury. Each clerk shall  
5 retain ballots, statements, tally sheets, or envelopes received by the clerk until  
6 destruction is authorized under s. 7.23 (1).

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7 **SECTION 56.** 7.60 (5) (a) of the statutes is amended to read:

8 7.60 (5) (a) Immediately following the canvass, the county clerk shall deliver  
9 or send to the government accountability board, by 1st class mail, a certified copy of  
10 each statement of the county board of canvassers for president and vice president,  
11 state officials, senators and representatives in congress, state legislators, justice,  
12 court of appeals judge, circuit judge, district attorney, and metropolitan sewerage  
13 commissioners, if the commissioners are elected under s. 200.09 (11) (am). The  
14 statement shall record the returns for each office or referendum by ward, unless  
15 combined returns are authorized under s. 5.15 (6) (b) in which case the statement  
16 shall record the returns for each group of combined wards. Following primaries the  
17 county clerk shall enclose on forms prescribed by the government accountability  
18 board the names, party or principle designation, if any, and number of votes received  
19 by each candidate recorded in the same manner. The county clerk shall deliver or  
20 transmit the certified statement to the government accountability board no later  
21 than 7 days after each primary except the ~~September~~ partisan primary, no later than  
22 10 days after the ~~September~~ partisan primary and any other election except the  
23 general election, and no later than 14 days after the general election. The board of  
24 canvassers shall deliver or transmit a certified copy of each statement for any

1 technical college district referendum to the secretary of the technical college district  
2 board.

3 **SECTION 57.** 7.70 (3) (a) of the statutes is amended to read:

4 7.70 (3) (a) The chairperson of the board or a designee of the chairperson  
5 appointed by the chairperson to canvass a specific election shall publicly canvass the  
6 returns and make his or her certifications and determinations on or before the 2nd  
7 Tuesday following a spring primary, the 15th day of May following a spring election,  
8 the 3rd Wednesday following a ~~September~~ partisan primary, the first day of  
9 December following a general election, the 2nd Thursday following a special primary,  
10 or within 18 days after any special election.

11 **SECTION 58.** 7.70 (3) (e) 1. of the statutes is amended to read:

12 7.70 (3) (e) 1. After each ~~September~~ partisan primary, the name of each  
13 candidate not defeated in the primary who receives at least 6% of the total vote cast  
14 for all candidates on all ballots at the primary for each separate state office except  
15 district attorney, and the percentage of the total vote received by that candidate.  
16 Such percentage shall be calculated within each district in the case of legislative  
17 candidates.

18 **SECTION 59.** 8.10 (1) of the statutes is amended to read:

19 8.10 (1) Candidates for office to be filled at the spring election shall be  
20 nominated by nomination papers, or by nomination papers and selection at the  
21 primary if a primary is held, except as provided for towns and villages under s. 8.05.  
22 Unless designated in this section or s. 8.05, the general provisions pertaining to  
23 nomination at the ~~September~~ partisan primary apply.

24 **SECTION 60.** 8.15 (title) of the statutes is amended to read:

25 **8.15 (title) Nominations for ~~September~~ partisan primary.**

1           **SECTION 61.** 8.15 (1) of the statutes is amended to read:

2           8.15 (1) Nomination papers may be circulated no sooner than ~~June 1~~ April 15  
3 preceding the general election and may be filed no later than 5 p.m. on ~~the 2nd~~  
4 ~~Tuesday of July~~ June 1 preceding the ~~September~~ partisan primary, except as  
5 authorized in this subsection. If an incumbent fails to file nomination papers and  
6 a declaration of candidacy by 5 p.m. on ~~the 2nd Tuesday of July~~ June preceding the  
7 ~~September~~ partisan primary, all candidates for the office held by the incumbent,  
8 other than the incumbent, may file nomination papers no later than 72 hours after  
9 the latest time prescribed in this subsection. No extension of the time for filing  
10 nomination papers applies if the incumbent files written notification with the filing  
11 officer or agency with whom nomination papers are filed for the office which the  
12 incumbent holds, no later than 5 p.m. on the 2nd Friday preceding the latest time  
13 prescribed in this subsection for filing nomination papers, that the incumbent is not  
14 a candidate for reelection to his or her office, and the incumbent does not file  
15 nomination papers for that office within the time prescribed in this subsection. Only  
16 those candidates for whom nomination papers containing the necessary signatures  
17 acquired within the allotted time and filed before the deadline may have their names  
18 appear on the official ~~September~~ partisan primary ballot.

19           **SECTION 62.** 8.16 (1) of the statutes is amended to read:

20           8.16 (1) Except as provided in sub. (2), the person who receives the greatest  
21 number of votes for an office on a party ballot at any partisan primary, regardless of  
22 whether the person's name appears on the ballot, shall be the party's candidate for  
23 the office, and the person's name shall so appear on the official ballot at the next  
24 election. All independent candidates shall appear on the general election ballot

1 regardless of the number of votes received by such candidates at the September  
2 partisan primary.

3 **SECTION 63.** 8.16 (7) of the statutes is amended to read:

4 8.16 (7) Nominees chosen at a national convention and under s. 8.18 (2) by each  
5 party entitled to a September partisan primary ballot shall be the party's candidates  
6 for president, vice president and presidential electors. The state or national  
7 chairperson of each such party shall certify the names of the party's nominees for  
8 president and vice president to the board no later than 5 p.m. on the first Tuesday  
9 in September preceding a presidential election. Each name shall be in one of the  
10 formats authorized in s. 7.08 (2) (a).

11 **SECTION 64.** 8.17 (1) (b) of the statutes is amended to read:

12 8.17 (1) (b) Each political party shall elect one committeeman or  
13 committeewoman from each election district. In this section, each village, each town  
14 and each city is an "election district"; except that in cities having a population of more  
15 than 7,500 which are divided into aldermanic districts, each aldermanic district is  
16 an "election district"; and in cities having a population of more than 7,500 which are  
17 not divided into aldermanic districts and villages or towns having a population of  
18 more than 7,500, each ward or group of combined wards under s. 5.15 (6) (b)  
19 constituting a polling place on ~~June~~ May 1 of the year in which committeemen or  
20 committeewomen are elected is an "election district". To be eligible to serve as its  
21 committeeman or committeewoman, an individual shall be, at the time of filing  
22 nomination papers or at the time of appointment under this section, a resident of the  
23 election district which he or she is chosen to represent and shall be at least 18 years  
24 of age.

25 **SECTION 65.** 8.17 (4) of the statutes is amended to read:

1           8.17 (4) The term of office of each committeeman or committeewoman shall end  
2 on the date of the meeting held under sub. (5) (b) following each September partisan  
3 primary.

4           **SECTION 66.** 8.17 (5) (b) of the statutes is amended to read:

5           8.17 (5) (b) A combined meeting of the county committee and members in good  
6 standing of the party in the county shall be held no sooner than 15 days after the  
7 September partisan primary and no later than April 1 of the following year. At this  
8 meeting, the party committeemen or committeewomen and the county committee  
9 offices of chairperson, vice chairperson, secretary and treasurer shall be filled by  
10 election by the incumbent committeemen, committeewomen and other party  
11 members present and voting, each of whom is entitled to one vote. At this meeting,  
12 the county committee shall elect the members of the congressional district committee  
13 as provided in sub. (6) (b), (c) and (d). The secretary of the county committee shall  
14 give at least 7 days' written notice of the meeting to party and committee members.  
15 Individuals elected as county committee officers or as congressional district  
16 committee members may be, but are not required to be, committeemen or  
17 committeewomen. They are required to be party members in good standing. The  
18 terms of committeemen and committeewomen, county committee officers and  
19 congressional district committee members begin during the meeting immediately  
20 upon completion and verification of the voting for each office.

21           **SECTION 67.** 8.19 (3) of the statutes is amended to read:

22           8.19 (3) Every political party entitled, under s. 5.62, to have its candidates on  
23 the September partisan primary and general election ballots has exclusive right to  
24 the use of the name designating it at any election involving political parties. The  
25 board shall not certify nor the county clerk print the name of any person whose

1 nomination papers indicate a party name comprising a combination of existing party  
2 names, qualifying words, phrases, prefixes or suffixes in connection with any  
3 existing party name.

4 **SECTION 68.** 8.20 (8) (a) of the statutes is amended to read:

5 8.20 (8) (a) Nomination papers for independent candidates for any office to be  
6 voted upon at a general election or ~~September~~ partisan primary and general election,  
7 except president, vice president and presidential elector, may be circulated no sooner  
8 than ~~June 1~~ April 15 preceding the election and may be filed no later than 5 p.m. on  
9 ~~the 2nd Tuesday of July~~ June 1 preceding the ~~September~~ partisan primary, except  
10 as authorized in this paragraph. If an incumbent fails to file nomination papers and  
11 a declaration of candidacy by 5 p.m. on ~~the 2nd Tuesday of July~~ June preceding the  
12 ~~September~~ partisan primary, all candidates for the office held by the incumbent,  
13 other than the incumbent, may file nomination papers no later than 72 hours after  
14 the latest time prescribed in this paragraph. No extension of the time for filing  
15 nomination papers applies if the incumbent files written notification with the filing  
16 officer or agency with whom nomination papers are filed for the office which the  
17 incumbent holds, no later than 5 p.m. on the 2nd Friday preceding the latest time  
18 prescribed in this paragraph for filing nomination papers, that the incumbent is not  
19 a candidate for reelection to his or her office, and the incumbent does not file  
20 nomination papers for that office within the time prescribed in this paragraph.

21 **SECTION 69.** 8.20 (8) (am) of the statutes is amended to read:

22 8.20 (8) (am) Nomination papers for independent candidates for president and  
23 vice president, and the presidential electors designated to represent them, may be  
24 circulated no sooner than ~~August~~ July 1 and may be filed not later than 5 p.m. on the  
25 first Tuesday in ~~September~~ August preceding a presidential election.