2013 DRAFTING REQUEST

Bill

Received:	**1/29/2014**	Received By:	**chanaman**
Wanted:	**As time permits**	Same as LRB:	
For:	**Senate Chief Clerk**	By/Representing:	**Jeff Renk**
May Contact:		Drafter:	**jkreye**
Subject:	**Elections - miscellaneous**	Addl. Drafters:	**jkuesel** **tkuczens**
		Extra Copies:	

Submit via email: **YES**
Requester's email: **jeff.renk@legis.wisconsin.gov**
Carbon copy (CC) to: **joseph.kreye@legis.wisconsin.gov**
jeffery.kuesel@legis.wisconsin.gov
tracy.kuczenski@legis.wisconsin.gov

Pre Topic:

No specific pre topic given

Topic:

Engrossed Assembly Bill 54

Instructions:

See attached

Drafting History:

Vers.	Drafted	Reviewed	Typed	Proofed	Submitted	Jacketed	Required
/?	jkreye 1/29/2014			_____ _____			
/P1		kfollett 1/29/2014		_____ _____			

Vers.	Drafted	Reviewed	Typed	Proofed	Submitted	Jacketed	Required
/1				_____ _____	lparisi 1/29/2014	lparisi 1/29/2014	

FE Sent For:

<END>

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Vers.	Drafted	Reviewed	Typed	Proofed	Submitted	Jacketed	Required
/?	jkreye	1/15f 1/29	1/15f 1/29	[illegible]			

FE Sent For:

<END>

State of Wisconsin
2013 – 2014 LEGISLATURE

today

LRB–4141/P1
JK:kjf/eev/sac:...

PM and R

PRELIMINARY DRAFT – NOT READY FOR INTRODUCTION

ENGROSSED 2013 ASSEMBLY BILL 54

JANUARY 29, 2014 – PRINTED by direction of Senate Chief Clerk

AN ACT ***to amend*** 6.86 (1) (b) of the statutes; **relating to:** limiting the times for voting by absentee ballots in person.

Analysis by the Legislative Reference Bureau

Insert A

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

SECTION 1. 6.86 (1) (b) of the statutes is amended to read:

6.86 **(1)** (b) Except as provided in this section, if application is made by mail, the application shall be received no later than 5 p.m. on the 5th day immediately preceding the election. If application is made in person, the application shall be made no earlier than the opening of business on the 3rd Monday preceding the election and no later than ~~5~~ 6 p.m. ~~or the close of business, whichever is later,~~ on the Friday preceding the election. No application may be received on a legal holiday. An application made in person may only be received Monday to Friday between the hours of 7:30 a.m. and 6 p.m. each day. If a municipality has 30 or fewer hours

available for in–person absentee voting in a week, as provided in the notice under s. 10.01 (2) (e), the municipal clerk or an election official may receive an application made in person at any time Monday to Friday and shall witness the certificate for any such ballot cast. Except as provided in par. (c), if the elector is making written application for an absentee ballot at the partisan primary, the general election, the presidential preference primary, or a special election for national office, and the application indicates that the elector is a military elector, as defined in s. 6.34 (1), the application shall be received by the municipal clerk no later than 5 p.m. on election day. If the application indicates that the reason for requesting an absentee ballot is that the elector is a sequestered juror, the application shall be received no later than 5 p.m. on election day. If the application is received after 5 p.m. on the Friday immediately preceding the election, the municipal clerk or the clerk's agent shall immediately take the ballot to the court in which the elector is serving as a juror and deposit it with the judge. The judge shall recess court, as soon as convenient, and give the elector the ballot. The judge shall then witness the voting procedure as provided in s. 6.87 and shall deliver the ballot to the clerk or agent of the clerk who shall deliver it to the polling place or, in municipalities where absentee ballots are canvassed under s. 7.52, to the municipal clerk as required in s. 6.88. If application is made under sub. (2) or (2m), the application may be received no later than 5 p.m. on the Friday immediately preceding the election.

SECTION 2. Initial applicability.

(1) This act first applies to elections held no earlier than 60 days after the effective date of this subsection.

(END)

2013–2014 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB–4141/P1ins
JK:...:...

Insert A

Engrossment information:

The text of Engrossed 2013 Assembly Bill 54 consists of the following documents adopted in the assembly on November 14, 2013: the bill as affected by Assembly Amendments 1, 2, and 3 and Assembly Amendment 1 to Assembly Amendment 2.

Content of Engrossed 2013 Assembly Bill 54:

Under current law, a person may apply to the municipal clerk in person to vote using an absentee ballot. In–person applications to vote using an absentee ballot may be made beginning on the third Monday preceding the election and ending on the later of 5 p.m. or the close of business on the Friday preceding the election. Under this bill, in–person applications to vote using an absentee ballot may only be received Monday to Friday between the hours of 7:30 a.m. and 6 p.m. each day, but no such applications may be received on a legal holiday. If, however, the municipality has 30 or fewer hours available for in–person absentee voting in a week, the municipal clerk may receive in–person applications for absentee voting any time Monday to Friday.

State of Wisconsin
2013 - 2014 LEGISLATURE

LRB-0522/2
JK:eev:jf

2013 ASSEMBLY BILL 54

AA-1 AA-2 AA1-AA2 AA-3

March 1, 2013 - Introduced by Representatives STROEBEL, BIES, STRACHOTA, CRAIG, RIPP, LEMAHIEU, SPIROS, KLEEFISCH, SANFELIPPO, T. LARSON, WEATHERSTON, NASS and A. OTT. Referred to Committee on Campaigns and Elections.

AN ACT ***to amend*** 6.86 (1) (b) of the statutes; **relating to:** limiting the times for voting by absentee ballots in person.

Analysis by the Legislative Reference Bureau

Under current law, a person may apply to the municipal clerk in person to vote using an absentee ballot. In-person applications to vote using an absentee ballot may be made beginning on the third Monday preceding the election and ending on the later of 5 p.m. or the close of business on the Friday preceding the election. Under this bill, in-person applications to vote using an absentee ballot may only be received Monday to Friday between the hours of 7:30 a.m. and 5 p.m. each day. In addition, the clerk's office may not be open more than 40 hours a week beginning on the third Monday preceding the election and ending on 5 p.m. on the Friday preceding the election in order to receive applications made in person. The bill does not require that the clerk's office be open 40 hours a week to receive applications made in person.

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

SECTION 1. 6.86 (1) (b) of the statutes is amended to read:

6.86 **(1)** (b) Except as provided in this section, if application is made by mail, the application shall be received no later than 5 p.m. on the 5th day immediately

No application may be received on a legal holiday.

preceding the election. If application is made in person, the application shall be made no earlier than the opening of business on the 3rd Monday preceding the election and no later than ~~5~~ 6 p.m. ~~or the close of business, whichever is later,~~ on the Friday preceding the election. An application made in person may only be received Monday to Friday between the hours of 7:30 a.m. and ~~5~~ 6 p.m. each day. The clerk's office, or an alternate site under s. 6.855, may not be open more than 40 hours a week beginning on the 3rd Monday preceding the election and ending on 5 p.m. on the Friday preceding the election in order to receive applications made in person. Except as provided in par. (c), if the elector is making written application for an absentee ballot at the partisan primary, the general election, the presidential preference primary, or a special election for national office, and the application indicates that the elector is a military elector, as defined in s. 6.34 (1), the application shall be received by the municipal clerk no later than 5 p.m. on election day. If the application indicates that the reason for requesting an absentee ballot is that the elector is a sequestered juror, the application shall be received no later than 5 p.m. on election day. If the application is received after 5 p.m. on the Friday immediately preceding the election, the municipal clerk or the clerk's agent shall immediately take the ballot to the court in which the elector is serving as a juror and deposit it with the judge. The judge shall recess court, as soon as convenient, and give the elector the ballot. The judge shall then witness the voting procedure as provided in s. 6.87 and shall deliver the ballot to the clerk or agent of the clerk who shall deliver it to the polling place or, in municipalities where absentee ballots are canvassed under s. 7.52, to the municipal clerk as required in s. 6.88. If application is made under sub. (2) or (2m), the application may be received no later than 5 p.m. on the Friday immediately preceding the election.

1 **SECTION 2. Initial applicability.**

2 (1) This act first applies to elections held no earlier than 60 days after the
3 effective date of this subsection.

4 **(END)**

State of Wisconsin
2013 – 2014 LEGISLATURE

LRBa1214/1
JK:jld:rs

ASSEMBLY AMENDMENT 2,

TO ASSEMBLY BILL 54

November 12, 2013 – Offered by COMMITTEE ON CAMPAIGNS AND ELECTIONS.

a) as provided in the notice under s. 10.01 (2) (e)

or an election board

At the locations indicated, amend the bill as follows:

1. Page 2, line 5: after "day." insert "If a municipality has 30 or fewer office hours available for in–person absentee voting in a week, the municipal clerk may process an application made in person after 6 p.m. Monday to Friday or anytime on Saturday or Sunday, not including the Saturday and Sunday after the Friday preceding the election, and shall witness the certificate for any ballot cast under this paragraph.".

receive

and

At any time Monday to Friday

(END)

State of Wisconsin
2013 – 2014 LEGISLATURE

LRBa1267/1
JK:sac:jf

ASSEMBLY AMENDMENT 3,

TO ASSEMBLY BILL 54

November 14, 2013 – Offered by Representative STROEBEL.

At the locations indicated, amend the bill as follows:

1. Page 2, line 4: after "election." insert "No application made in person may be received on a legal holiday.".

(END)

State of Wisconsin
2013 – 2014 LEGISLATURE

LRBa1152/2
JK:eev:jf

ASSEMBLY AMENDMENT 1,

TO ASSEMBLY BILL 54

November 8, 2013 – Offered by Representative STROEBEL.

At the locations indicated, amend the bill as follows:

1. Page 2, line 3: delete "5" and substitute "~~5~~ 6".

2. Page 2, line 5: delete "5" and substitute "6".

3. Page 2, line 5: delete the material beginning with "The clerk's" and ending with "person." on line 8.

(END)

State of Wisconsin
2013 – 2014 LEGISLATURE

LRBa1225/2
JK:sac:rs

ASSEMBLY AMENDMENT 1,
TO ASSEMBLY AMENDMENT 2,
TO ASSEMBLY BILL 54

November 13, 2013 – Offered by Representatives STROEBEL, BERNIER and BROOKS.

At the locations indicated, amend the amendment as follows:

1. Page 1, line 2: delete "office".

2. Page 1, line 3: after "week," insert "as provided in the notice under s. 10.01 (2) (e),".

3. Page 1, line 3: after "clerk" insert "or an election official".

4. Page 1, line 4: delete "process" and substitute "receive".

5. Page 1, line 4: delete the material beginning with "after" and ending with "election," on line 6 and substitute: "at any time Monday to Friday".

6. Page 1, line 6: after "any" insert "such".

7. Page 1, line 6: delete "under this".

1 **8.** Page 1, line 7: delete "paragraph".

2 **(END)**

Kreye, Joseph

From: VerVelde, Rachel
Sent: Wednesday, January 29, 2014 1:50 PM
To: Kreye, Joseph
Subject: Amendment Needed

Joe,

Senator Grothman would like an amendment drafted for AB 54. He would like to say that clerks may only allow absentee in-person voting Monday through Friday between the hours of 7am to 7pm. He would also like to only allow up to 45 hours per week and require that these 45 hours be posted on the notice under s. 10.01 (2) (e). Let me know if you have any questions.

Thanks,

Rachel A. VerVelde
Chief of Staff - Office of Senator Glenn Grothman
20th Senate District
Rachel.VerVelde@legis.wi.gov
608-266-7513