

2013 DRAFTING REQUEST

Assembly Substitute Amendment (ASA-AB225)

Received:	6/6/2013	Received By:	jkreye
Wanted:	As time permits	Same as LRB:	
For:	Robin Vos (608) 266-9171	By/Representing:	andrew
May Contact:		Drafter:	jkreye
Subject:	Elections - campaign finance Elections - miscellaneous Ethics Lobbying	Addl. Drafters:	jkuesel tkuczens
		Extra Copies:	

Submit via email:	YES
Requester's email:	Rep.Vos@legis.wisconsin.gov
Carbon copy (CC) to:	joseph.kreye@legis.wisconsin.gov jeffery.kuesel@legis.wisconsin.gov tracy.kuczenski@legis.wisconsin.gov andrew.hanus@legis.wisconsin.gov vicky.selkove@legis.wisconsin.gov Rep.Mason@legis.wisconsin.gov Chad.Zuleger@legis.wisconsin.gov

Pre Topic:

No specific pre topic given

Topic:

Various changes to campaign finance and election law

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	jkreye 6/7/2013			_____			
/P1		wjackson 6/7/2013		_____			State S&L
/1			jmurphy 6/7/2013	_____	sbasford 6/7/2013	sbasford 6/7/2013	

FE Sent For:

<END>

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 Elections - miscellaneous tkuczens
 Ethics
 Lobbying

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 Carbon copy (CC) to: joseph.kreye@legis.wisconsin.gov
 jeffery.kuesel@legis.wisconsin.gov
 tracy.kuczenski@legis.wisconsin.gov
 andrew.hanus@legis.wisconsin.gov

Per Andrew Hanus
 add Chad Zuleger
 Vicky Selkove

Compile drafts
 → Appendix Needed
 Per CMH

Pre Topic: Rep. Mason (Done by SR 6/7/13)

No specific pre topic given

Topic:
 Various changes to campaign finance and election law

Instructions:
 See attached

Drafting History:

Vers.	Drafted	Reviewed	Typed	Proofed	Submitted	Jacketed	Required
/?	jkreye						

FE Sent For:

S0081 -
 -1771-2436
 -1771-1722
 -0055

2013 DRAFTING REQUEST

Assembly Substitute Amendment (ASA-AB225)

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 tracy.kuczenski@legis.wisconsin.gov
 andrew.hanus@legis.wisconsin.gov
 vicky.selkove@legis.wisconsin.gov
 Rep.Mason@legis.wisconsin.gov

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/?	jkreye	1 11/6/7		_____			

FE Sent For:

<END>

Maintain the following provisions from AB 225, with modifications noted:

- JKK 1. Referendum Efficiency
 - a. Restrict referenda so they can be held only with regularly scheduled elections (including special elections for vacant positions)
- JK 2. Increase the \$25 independent expenditure registration threshold to \$1,000
 - a. Current law states that any non-candidate spending over \$25 requires registration. The bill changes this to \$1,000
- JKK 3. Equal party representation at the polls
 - a. Under current law, polling places are staffed by election inspectors nominated by the two major political parties.
 - b. This bill requires, insofar as practical, each party have representation on each specific job within the polling place for each job requiring two or more people.
- TKK 4. Change the begin date for lobbyist contributions from June 1st to the date nomination papers may be taken out
 - a. This corrects what should have been changed last session when we moved back the date for nomination papers from June 1 to April 15 (2011 Act 75 – MOVE Act)
- JK 5. Allow boards of canvass to conduct recounts by hand unless a court orders otherwise [Currently in Thiesfeldt/Gudex 2013 AB 24]
 - a. **Possible Modification:** Include language in Assembly Amendment 1 to AB 24, permitting hand recounts in certain wards
- TKK 6. Allow poll workers to work anywhere within their home county, rather than municipality [Bernier/Lazich SB 20]
 - a. **Possible Modification:** Include GAB recommendation that this change also apply to high school election inspectors authorized by Section 7.30(2)(am).
- JK 7. Allow municipalities to combine the results from wards with 20 or fewer people [Bernier/Leibham AB 89 (as amended by AA1)]
- JK 8. Increase the cost for a recount paid by the requester (if the margin of defeat is greater than 0.5%) from \$5 to \$25 per ward
- TKK 9. Allow for cell phone bills and credit card statements to be used as proof of residence
 - a. **Possible Modification:** Per GAB recommendation, also change the reference to “bank” in 6.34(3)(a)9 to “financial institution” to make clear that a credit union statement may be used as proof of residence
- JK 10. Provide an exception to the 50 piece rule in the event of a declared emergency
 - a. Under the bill, the “50-piece” rule would be lifted for 45 days for all legislators who represent constituents in the counties covered by the Governor’s declaration of a State of Emergency and if the communication relates solely to the subject of the emergency.

Make the following modifications to LRB-2436/1:

- JTK
1. The bill sets the date for campaign finance reports as the 7th day of the month. This should be changed to provide a window instead. The bill should provide that the report must be filed by the 15th day of the month, unless the 15th day is a weekend or legal holiday, in which case it must be filed by the next business day.
 - JTK [2. Make sure the costs of professional video production aren't somehow exempt from reporting under the new volunteer internet activity provision. This will address concerns that if a professionally produced video is only put on the internet (and not run on TV), that this bill may unintentionally exempt that from reporting.
 - JTK [3. Modify the procurement lobbying threshold so that small scale vendors are not unintentionally tangled in this. Also, apply the new registration and reporting requirements to contacts with legislators. ~~\$50,000~~

Misc. Changes to Election Law

- JTK
4. Increase the threshold for political committees to register from \$25 to \$500

JTK

 5. Increase the threshold for campaign finance disclosure of referendum-related activity from \$750 to \$2,500 (per LRB 1722/1) [GAB recommendation]

JTK

 6. Remove the requirement that the GAB prescribe the poll book signature format via administrative rule (currently in 6.36(2)(a) and instead provide that GAB shall determine the prescribed form of the poll book signature.

JTK [

 7. Upon request, GAB shall verify loans from an individual to a political party greater than \$10,000 that occurred in the prior two years

- Who is making the draft request?

1. Allow indefinitely confined electors to fail to return an absentee ballot for one regular election without being cut from the list of electors who automatically receive absentee ballots.
2. Provide for a supplemental poll list, in the form prescribed by GAB, for use by inspectors receiving the ballots of electors at the polling place entrance.
3. If any registrant reports that the registrant received a loan of more than \$10,000, GAB shall, upon request of any individual, require the registrant to substantiate the source and amount of the loan.
4. Insert item relating to securing the ballot container from AB-225.
5. Insert electronic voter registration, effective on 1/1/15. By 7/1/14, GAB and DOT must jointly submit an implementation plan to Joint Committee on Finance.



JTK/JK/TKK

Y...: (WJ)
M...
MS

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION
ASSEMBLY SUBSTITUTE AMENDMENT ,
TO ASSEMBLY BILL 225

gen cat

ethics

1 AN ACT ...; relating to: various changes in the campaign finance, election, and
2 lobbying regulation laws; scheduling of referendums; the threshold for
3 campaign finance disclosure of referendum-related activity; electronic voter
4 registration, verification of certain registrations, and proof of residence for
5 voting in an election and granting rule-making authority.
6
7

Analysis by the Legislative Reference Bureau

*** ANALYSIS FROM -2436/1 ***

ethics[^]

This bill makes the following changes to the campaign finance, election, and lobbying regulation laws:

substitute amendment

CAMPAIGN FINANCE

Expenditures made to solicit contributions to a segregated fund

Current law permits any corporation, including a foreign corporation and a limited liability company, cooperative, or association, to establish, administer, and solicit contributions to a separate segregated fund set up by the corporation, cooperative, or association for the purpose of supporting or opposing a candidate for

Substitute amendment

substitute amendment

state or local office. Although current law prohibits the corporation, association, or cooperative from making a contribution to the segregated fund, the corporation, cooperative, or association may expend up to \$500 annually for the purpose of soliciting contributions. Under this bill, the amount that a corporation, association, or cooperative may annually expend to solicit contributions to the segregated fund is the greater of \$20,000 or 20 percent of the amount of contributions in the previous year to a segregated fund.

Contributions by corporations or cooperatives for certain purposes

Currently, corporations and cooperatives are prohibited from making contributions or disbursements (expenditures) generally in connection with campaigns for state or local office. This prohibition specifically includes contributions or disbursements to political parties. This bill creates an exception to the prohibition that permits a corporation or cooperative to make a contribution to a committee that is operated exclusively for the purpose of financing the purchase, lease, or maintenance of space for exclusive use by a political party or legislative campaign committee.

Contribution limits

Under current law, the limits for contributions by an individual or committee, other than a political party or legislative campaign committee, to a candidate's campaign are as follows:

1. For candidates for governor, lieutenant governor, secretary of state, state treasurer, attorney general, state superintendent, or justice, \$10,000, except that a committee may contribute up to 4 percent of the disbursement level established under current law.
2. For candidates for state senator, \$1,000.
3. For candidates for state assembly representative, \$500.
4. For candidates for circuit judge in circuits having a population of more than 300,000, or candidates for district attorney in prosecutorial units having a population of more than 300,000, \$3,000.
5. For candidates for circuit judge in other circuits or candidates for district attorney in other prosecutorial units, \$1,000.

This bill doubles the limits for contributions by an individual or committee to candidates for governor, lieutenant governor, secretary of state, state treasurer, attorney general, state superintendent, justice, state senator, state assembly representative, circuit judge, and district attorney.

Under current law, the total amount that an individual may contribute annually to all candidates for state and local offices, and to persons who are required to register for campaign financing purposes, is \$10,000. The bill eliminates this limitation.

Under current law, a political party may not receive more than \$150,000 in value of its contributions in any biennium from committees, other than political party or legislative campaign committees. The bill increases that amount to \$300,000.

substitute amendment

substitute amendment increases that amount to \$20,000

substitute amendment

Under current law, a political party may not receive more than \$6,000 in value of its contributions annually from any specific committee, excluding a political party or legislative campaign committee. The bill increases that amount to \$12,000.

The bill also increases the total value of contributions that a committee, other than a political party or legislative campaign committee, may make to a political party from \$6,000 each year to \$12,000 each year.

Under current law, no individual who is a candidate for state or local office may receive in contributions more than 65 percent of the value of the total disbursement level for the office for which he or she is a candidate during any primary and election campaign combined from all committees, including political party and legislative campaign committees. In addition, no individual who is a candidate for state or local office may receive in contributions more than 45 percent of the value of the total disbursement level for the office for which he or she is a candidate during any primary and election campaign combined from all committees other than political party and legislative campaign committees. Consequently, the amount of the contributions that a candidate may receive from political party or legislative campaign committees is determined by subtracting the amount that represents 45 percent of the value of the total disbursement level from the amount that represents 65 percent of the disbursement level. The disbursement levels under current law do not restrict the total amount of disbursements that may be made by any candidate in any election, but are used only to calculate certain contribution limits.

substitute amendment

This bill eliminates the disbursement levels and specifies the contribution limits for contributions from committees for state and local offices based on the 65 percent/45 percent formula under current law. In addition, the bill doubles the contribution limits from committees for candidates for governor, lieutenant governor, secretary of state, state treasurer, attorney general, state superintendent, justice, state senator, state assembly representative, circuit judge, and district attorney.

substitute amendment

Finally, the bill provides that, beginning on July 1, 2015, and every two years thereafter, the Government Accountability Board (GAB) will modify the contribution limits under the campaign finance laws to adjust for the change in the consumer price index for the preceding two-year period ending on December 31.

Insert 3-A

Internet political activity; individual and public communications

Currently, with certain exceptions, payments for political communications are subject to disclosure under the campaign finance law, regardless of the medium that is used to conduct the communications. Payments for Internet communications are treated like payments for other communications. Currently, the cost of news stories, political interviews, editorial commentary, or endorsements, regardless of the medium by which they are distributed, are not contributions or disbursements and therefore are not reportable. The costs of communications by an organization other than a political party or personal campaign committee that are limited to the organization's members, shareholders, or subscribers are generally not reportable. In addition, all services for a political purpose by an individual on behalf of a campaign finance registrant are not reportable and are not subject to the current prohibition on contributions and disbursements by corporations and cooperatives

but does not include professional video production services purchased by the individual

unless the individual performing the services is compensated specifically for those services.

substitute amendment

This bill provides that any cost incurred to conduct Internet activity is not a contribution or disbursement, and is therefore not reportable if it is performed by an individual acting on his or her own behalf, or acting on behalf of another person, and if the individual is not compensated specifically for his or her services. This includes the cost or value of any equipment and services used by the individual to conduct the activity. The bill similarly provides that any cost incurred in covering a news story, commentary, or editorial by a broadcasting station, cable television operator, producer, or programmer, Internet site, or newspaper or other periodical publication, including an Internet or other periodical publication, except the cost of a news story that appears in a medium that is owned by a candidate, candidate's authorized committee, or political party, is not a contribution or disbursement and is therefore not reportable. In addition, the bill provides specifically that the following are disbursements, and are therefore reportable: a) any payment for a communication to the general public for a political purpose except an Internet communication that is not a disbursement under the bill; b) any payment for the purchase or rental of an electronic-mail address list that is made at the direction of a campaign finance registrant for a political purpose; or c) any payment for an electronic-mail address list that is transferred to a registrant for a political purpose. The bill provides however, that the following are not disbursements, and are therefore not reportable: a) a communication or Internet activity by an individual acting on his or her own behalf, or acting on behalf of another person if the individual is not compensated specifically for those services, including the cost or value of any electronic equipment and services used by the individual to conduct the activity; or b) a nominal fee paid for a communication to the general public.

substitute amendment

The bill provides specifically that the following are disbursements, and are therefore reportable: a) any payment for a communication to the general public for a political purpose except an Internet communication that is not a disbursement under the bill; b) any payment for the purchase or rental of an electronic-mail address list that is made at the direction of a campaign finance registrant for a political purpose; or c) any payment for an electronic-mail address list that is transferred to a registrant for a political purpose. The bill provides however, that the following are not disbursements, and are therefore not reportable: a) a communication or Internet activity by an individual acting on his or her own behalf, or acting on behalf of another person if the individual is not compensated specifically for those services, including the cost or value of any electronic equipment and services used by the individual to conduct the activity; or b) a nominal fee paid for a communication to the general public.

substitute amendment

Electronic filing

Under current law, GAB must require each registrant for whom GAB serves as a filing officer under the campaign finance laws and who or which accepts contributions of \$20,000 or more during a campaign period to file campaign finance reports electronically. In addition, GAB must accept campaign finance reports electronically from any other registrant for whom GAB serves as a filing officer. Current law requires GAB to specify, by rule, software that is suitable for complying with the electronic filing requirement and must provide the software to registrants at a price not to exceed its cost. Any registrant who or which files reports electronically with GAB must also submit a copy of the report to GAB and the copy must be signed by an authorized individual.

Under the bill the software that GAB specifies for electronic filing must allow a registrant to provide an electronic signature that is subject to a security procedure. The bill also eliminates the requirement that a registrant who or which files a report electronically must file a copy with GAB. A registrant who or which files a report electronically may, however, file with GAB that portion of the report signed by an authorized individual rather than submit the electronic signature of that individual.

Not under current law; if any report is required to be filed on a nonbusiness day; the report may be filed on the next business day thereafter.

Campaign finance reporting

Generally, under current law, registrants participating in a primary or election must file preprimary or preelection reports. Preprimary and preelection reports must be received by a filing officer no earlier than 14 days and no later than eight days before the primary and election. Specifically, under current law: 1) a candidate or personal campaign committee of a candidate at a primary must file preprimary and preelection reports; 2) a candidate or personal campaign committee of a candidate at an election must file a preelection report; 3) a registered committee or individual other than a candidate or personal campaign committee making or accepting contributions or disbursements in support of or in opposition to a candidate at a primary or to a committee or individual engaging in such activities must file a preprimary and preelection report; 4) a registered committee or individual other than a candidate or personal campaign committee making or accepting contributions or disbursements in support of or in opposition to a candidate at an election or to a committee or individual engaging in such activities must file a preelection report; 5) a registered group or individual making or accepting contributions or making distributions in support of or in opposition to a referendum appearing on a primary ballot must file a preprimary and preelection report; and 6) a registered group or individual making or accepting contributions or making distributions in support of or in opposition to a referendum appearing on an election ballot must file a preelection report.

submit to amendment

The bill retains the preprimary and preelection reporting requirements.

The bill requires registrants participating in a spring primary or spring election to, annually, file reports on the seventh day of the month in the months of January, April, July, and October. (15th) → (SP) (SP) (15th)

The bill requires those registrants participating in a partisan primary or general election to file reports on the seventh day of the month in the months of January, April, July, and October in an odd-numbered (nonelection) year and, in an even-numbered (election) year, on the seventh day of the month in the months of April and July and on the fourth Tuesday of September. (15th) (SP)

Currently, individuals and committees supporting or opposing candidates for office, and individuals, groups, and corporations supporting or opposing a referendum, must submit reports of contributions received, contributions or disbursements made, and obligations incurred to the appropriate filing officer twice each year: on or after January 1 but no later than January 31; and on or after July 1 but no later than July 20. This bill changes the reporting requirement as follows: 1) individuals and committees supporting or opposing candidates in a spring primary or election and individuals, groups, and corporations supporting or opposing a referendum appearing on a spring ballot must file reports on the seventh day of the month in the months of January, April, July, and October; 2) individuals and committees supporting or opposing candidates in a partisan primary or general election and individuals, groups, and corporations supporting or opposing a referendum appearing on a general election ballot must, in an odd-numbered (nonelection) year, file reports on the seventh day of the month in the months of January, April, July, and October and, in an even-numbered (election) year, file

(SP) (15th)

(15th) (SP)

and the flexible filing date in the event that the filing date is a nonbusiness day

Insert 6-1JK
from page 9

Sub-Sub:

ISA
SP

reports on the seventh day of the month in the months of April and July and on the fourth Tuesday of September.

Conduits; campaign finance reporting

Current law defines a conduit as an individual or organization that receives a contribution of money and transfers the contribution to another individual or organization without exercising discretion as to either the amount transferred or the individual to whom or organization to which the transfer is made. A transfer of money from a conduit is considered to be a transfer of money from the individual or organization that made the contribution to the conduit. Current law requires conduits to register with GAB; as a registrant, current law also requires a conduit to make financial reports related to contributions and distributions made or received by the conduit. Generally, financial reports must include an itemized statement giving the date, full name and street address of certain contributors, together with the amount of the contribution and the cumulative total contributions made by that contributor for the calendar year; the occupation and name and address of the principal place of employment, if any, of certain individual contributors; cumulative totals for the calendar year of contributions received by the registrant, and disbursements made, including transfers of funds made to or received from other registrants; and a statement of the registrant's cash balance on hand at the beginning and end of the reporting period.

substitute amendment

This bill modifies the reporting requirements for conduits to conform with current GAB practice. Current GAB practice requires conduits to file, at each required reporting period, a summary report listing the date of the transfer of money, the complete name and address of each transferee, the total amount transferred to each transferee within the reporting period, and the total amount transferred during the calendar year. Current GAB practice also requires conduits to submit, along with the summary report, a copy of documentation submitted to each transferee. The documentation must: 1) clearly identify that the contribution is from a conduit; 2) identify the name and address of the transferee to whom contributions are transferred, the date the transfer was made, and the total amount transferred; 3) provide the complete name and home address of each individual contributor and the amount of his or her contributions, regardless of the amount; and 4) under certain circumstances, identify the contributor's occupation and the complete name and address of the contributor's principal place of employment.

The bill also requires conduits to report the beginning and ending balances of cash on hand for each reporting period.

Conduits; redirection of certain unclaimed contributions

The bill allows a conduit to redirect contributions made to the conduit but unclaimed for a period of two years to a committee, other than a personal campaign committee, a support committee, a political party, or a legislative campaign committee, that sponsors the conduit if there is such a committee or, if there is not such a committee, to the conduit's administrative fund. Prior to redirecting the unclaimed contribution, the conduit must make at least ten good faith attempts to contact the contributor over the two-year period without success. The conduit may attempt to contact the contributor by U.S. mail, by electronic mail, or by telephone.

substitute amendment

The required attempts to contact the contributor may not all occur within one 30-day period. The bill requires the conduit to identify the sponsor on the conduit's registration form and to include on the conduit's financial report when a contribution is redirected as provided in the bill.

Amend 7-1 TKK
7-2 TKK

Amend 7-3 JK
from page 9-10

Amend
7A-JTK
7B-JTK
7C-JTK

Amend
7D-JTK
7E-JTK

LOBBYING

Reporting of attempts to influence legislative action by state agencies

Current law requires employees and officers of state agencies who attempt to influence legislative action to biennially file a statement that identifies the name of the agency; the name, title, and salary paid to the employee or officer; the amount of time spent on the activity; and the general area of legislative action the employee or officer has attempted to influence. For purposes of this requirement, the statutes define "agency" to mean "any board, commission, department, office, society, institution of higher education, council, or committee in the state government" and certain authorities created under state law, except that "agency" does not include a council or committee of the legislature. This bill requires the officer or employee to report the number of each introduced bill on which the officer or employee attempts to influence legislative action.

Attempts to influence state procurement decisions

Under current law, no former state public official, other than a former legislator or legislative employee, may, for compensation, do any of the following on behalf of any person other than a governmental entity for a period of 12 months following the date on which he or she ceases to be a state public official: 1) make any formal or informal appearance before, or negotiate with, any officer or employee of the agency with which he or she was associated as a state public official within the 12 months prior to the date on which he or she ceased to be a state public official; or 2) make any formal or informal appearance before, or negotiate with, any officer or employee of an agency in connection with any judicial or quasi-judicial proceeding, application, contract, claim, or charge which might give rise to a judicial or quasi-judicial proceeding which was under the former official's responsibility as a state public official within the 12 months prior to the date on which he or she ceased to be a state public official. Also under current law, no former state public official, other than a former legislator or legislative employee, may, for compensation, act on behalf of any party other than the state in connection with any judicial or quasi-judicial proceeding, application, contract, claim, or charge that might give rise to a judicial or quasi-judicial proceeding in which the former official participated personally and substantially as a state public official.

Violators are subject to a forfeiture (civil penalty) of not more than \$5,000 for each violation. Intentional violators are guilty of a misdemeanor and are subject to a fine of not less than \$100 nor more than \$5,000 or imprisonment for not more than one year or both for each violation.

This bill adds "proposed procurement" to the matters that a former state public official is prohibited from attempting to influence for compensation under the current restrictions.

Currently, with certain exceptions, a principal that engages a lobbyist to attempt to influence state lawmaking or rulemaking on the principal's behalf must

substitute amendment

substitute amendment

register and file semiannual reports with GAB containing specified information. This bill also requires registration and reporting, subject to the same exceptions, by any principal, whether or not currently subject to registration and reporting requirements, that engages a lobbyist to attempt to influence the specifications for or the award of any state procurement contract or order on behalf of the principal. Under the bill a principal must report any proposed procurement with respect to which the principal attempts to influence administrative action, as well as the principal's reasonable estimate of its time spent in lobbying associated with that procurement.

Violators are subject to a forfeiture of not more than \$5,000 for each violation, except that a principal that fails to report a proposed procurement that the principal is attempting to influence is subject to a forfeiture of not more than \$25 to \$100, depending upon whether the violation constitutes a first or subsequent offense within a three-year period. A principal that files a report that the principal does not believe is true is guilty of a felony and is subject to a fine of not more than \$10,000 or imprisonment for not more than six years or both for each violation.

Direct Analysis & Trick

ETHICS

substitute amendment

Ethics training for lobbyists and legislators

Currently, the GAB administers programs to explain the laws that regulate lobbying and prescribe codes of ethics for state public and elected officials. These programs are offered to state public officials, elective public officials, and candidates for public office, among others. This bill requires any person seeking a license to practice as a lobbyist to complete four hours of ethics training administered by the GAB within the 24 months preceding the individual's application to practice as a lobbyist. The bill also requires each member of the legislature to complete 4 hours of ethics training administered by the GAB prior to taking the oath of legislative office.

REFERENDUMS ALL CAPS

***** ANALYSIS FROM -1771/P3 *****

Scheduling of referendums

Currently, a local government may schedule, or may be required to schedule, a referendum to be held under various laws for various purposes. These purposes include to apply for a state trust fund loan, to approve the issuance of bonds, to exceed an applicable levy limit, or to annex territory. In some cases, a referendum must be held at a special election scheduled for that purpose. In other cases, a referendum may be held concurrently with a specified election, such as the spring election. In still other cases, a referendum may be held with any election or at a special election scheduled for that purpose. Current law occasionally requires the local government to schedule a referendum within a specified period of time after a precipitating action, such as two months after the filing of a petition or application or no sooner than 42 days after the filing of a resolution. Although more restrictive limitations do apply, current law generally requires any measure or question to be submitted to a vote of the people, and any petition requesting that a measure or question be submitted to a vote of the people, to be filed with the official or agency responsible for preparing the ballots for the election no later than 70 days prior to the election at which the measure or question will appear on the ballot.

including

STET

substitute amendment

Electronic voter registration

This bill provides that a local governmental unit may schedule a referendum only concurrently with a spring primary (held in most election districts in each year), a spring election (held in each year), a partisan primary (held on the second Tuesday in August in an even-numbered year), or a general election (held in even-numbered years on the Tuesday after the first Monday in November) or at a special election held to fill vacancies. The bill generally permits a referendum to be held at any of the specified elections, including the next available election following the precipitating action if holding the referendum at that election would be consistent with any applicable restrictions on the number of days that must pass after a precipitating action or the general provision that a measure, question, or petition be filed with the official or agency responsible for preparing the ballots no later than 70 days prior to the election at which the measure or question will appear on the ballot.

***** ANALYSIS FROM -1722/1 *****

Under current law, before any group makes or accepts contributions, makes disbursements, or incurs obligations exceeding \$750 in the aggregate in any year to promote or oppose a referendum, or before any individual accepts contributions, makes disbursements, or incurs obligations exceeding \$750 in the aggregate in any year for such purpose, that group or individual must file a registration statement with the appropriate filing officer. This bill increases the threshold for filing a registration statement for referendum-related activity from \$750 to \$2,500.

*Insert 6-1/2K
or page 6*

***** ANALYSIS FROM -0058/2 *****

Currently, a qualified elector may register to vote at any election by mail, in person at the office of the municipal or county clerk or board of election commissioners for the municipality or county where the elector resides, or by completing a registration form with a special registration deputy no later than the 20th day before the election. A qualified elector may also register to vote at an election in person at the office of the municipal clerk or board of election commissioners for the municipality where the elector resides no later than 5 p.m. on the Friday before the election. In order to register, an elector must provide his or her name and address and certain other information required to ascertain his or her eligibility and must sign the form. With certain exceptions, an elector who registers after the 20th day before an election or an elector who registers by mail and who has not voted before in an election in this state must provide proof of residence prior to voting. Currently, the clerk or board of election commissioners must verify each registration received by mail or submitted by a special registration deputy by sending a first-class letter or postcard to the registrant at the registrant's address.

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or page 7*

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This bill permits a qualified elector who has a current and valid driver's license or identification card issued by the Department of Transportation (DOT) to register to vote at an election electronically on a secure Internet site maintained by the Government Accountability Board (GAB). The bill requires an electronic registration to be completed no later than the 20th day before an election in order to be valid for that election. Under the bill, a qualified elector enters the same information that appears on the current registration form and authorizes DOT to forward a copy of his or her electronic signature to GAB. The authorization affirms that all information provided by the elector is correct and has the same effect as if

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7-3 wk
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the elector signed the form personally. The bill also permits an elector who is currently registered to vote and who has a current and valid driver's license or identification card to electronically enter a change of name or address using a similar procedure. In accordance with the existing procedure for verifying registrations that are not received at the office of the municipal clerk or board of election commissioners, the bill provides that when an electronic registration is received, GAB or the clerk or board of election commissioners of the elector's municipality of residence must verify each electronic registration by sending a first-class letter or postcard to the registrant at the registrant's address. Except as otherwise permitted under the bill, if the registrant is voting for the first time in an election in this state, the registrant must provide proof of residence before voting in the election. The bill creates one exception which provides that, if an elector who registers electronically provides his or her Wisconsin driver's license number, together with his or her name and date of birth, and GAB is able to verify the information electronically at the time of registration by electronically accessing DOT's records, the elector need not provide proof of residence prior to voting. The bill directs GAB and DOT to enter into an agreement that permits GAB to verify the necessary information instantly by accessing DOT's electronic files.

Currently, each municipal clerk and board of election commissioners must maintain a file of voter registration forms for the electors of the municipality. This bill provides that the clerk or board must maintain registrations that are entered electronically in the manner prescribed by GAB, by rule.

The changes first apply with respect to registration for voting at the first spring or partisan primary election that follows the day on which the bill becomes law by at least six months.

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

1

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

2

SECTION 1. 5.02 (19) of the statutes is amended to read:

3

5.02 (19) "Special election" means any election, other than those described in

4

subs. (5), (18) (12s), (21) and (22), to fill vacancies or to conduct a referendum.

5

SECTION 2. 5.056 of the statutes is amended to read:

6

5.056 Matching program with secretary of transportation. The

7

administrator of the elections division of the board shall enter into the agreement

8

with the secretary of transportation specified under s. 85.61 (1) to match personally

Amend
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1 identifiable information on the official registration list maintained by the board
2 under s. 6.36 (1) and the information specified in s. 6.34 (2m) with personally
3 identifiable information maintained by the department of transportation.

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

5 6.24 (3) REGISTRATION. The overseas elector shall register in the municipality
6 where he or she was last domiciled or where the overseas elector's parent was last
7 domiciled on a form prescribed by the board designed to ascertain the elector's
8 qualifications under this section. The form shall be substantially similar to the
9 original form under s. 6.33 (1), insofar as applicable. Registration shall be
10 accomplished in accordance with s. 6.30 (4) or (5).

11 **SECTION 4.** 6.275 (1) (b) of the statutes is amended to read:

12 6.275 (1) (b) The total number of electors of the municipality residing in that
13 county who were preregistered on the deadline specified in s. 6.28 (1), including valid
14 mail registrations which are postmarked by that day and valid electronic
15 registrations entered under s. 6.30 (5).

16 **SECTION 5.** 6.28 (1) of the statutes is amended to read:

17 6.28 (1) REGISTRATION LOCATIONS; DEADLINE. Except as authorized in ss. 6.29,
18 6.55 (2), and 6.86 (3) (a) 2., registration in person for any election shall close at 5 p.m.
19 on the 3rd Wednesday preceding the election. Registrations made by mail under s.
20 6.30 (4) must be delivered to the office of the municipal clerk or postmarked no later
21 than the 3rd Wednesday preceding the election. Electronic registration for an
22 election under s. 6.30 (5) shall close at midnight on the 3rd Wednesday preceding the
23 election. All applications for registration corrections and additions may be made
24 throughout the year at the office of the city board of election commissioners, at the
25 office of the municipal clerk, at the office of the county clerk, or at other locations

1 provided by the board of election commissioners or the common council in cities over
2 500,000 population or by either or both the municipal clerk, or the common council,
3 village or town board in all other municipalities. Other registration locations may
4 include but are not limited to fire houses, police stations, public libraries, institutions
5 of higher education, supermarkets, community centers, plants and factories, banks,
6 savings and loan associations and savings banks. Special registration deputies shall
7 be appointed for each location unless the location can be sufficiently staffed by the
8 board of election commissioners or the municipal clerk or his or her deputies. An
9 elector who wishes to obtain a confidential listing under s. 6.47 (2) shall register at
10 the office of the municipal clerk of the municipality where the elector resides.

11 **SECTION 6.** 6.30 (1) of the statutes is amended to read:

12 6.30 (1) IN PERSON. An elector shall apply for registration in person, except as
13 provided under ~~sub.~~ subs. (4) and (5) and s. 6.86 (3) (a) 2.

14 **SECTION 7.** 6.30 (5) of the statutes is created to read:

15 6.30 (5) BY ELECTRONIC APPLICATION. Any eligible elector who holds a current
16 and valid operator's license issued under ch. 343 or a current and valid identification
17 card issued under s. 343.50 may register electronically in the manner prescribed by
18 the board. The board shall maintain on the Internet a secure registration form that
19 enables the elector to enter the information required under s. 6.33 (1) electronically.
20 The form shall contain an authorization for the board to obtain from the department
21 of transportation an electronic copy of the applicant's signature, which signature
22 shall constitute an affirmation that all information provided by the elector is correct
23 and shall have the same effect as if the applicant had signed the application
24 personally. Upon submittal of the electronic application, the board shall obtain from
25 the department of transportation a copy of the electronic signature of the applicant

1 and shall integrate the signature into the applicant's electronic application. The
2 board shall maintain the electronically integrated application on file together with
3 nonelectronic applications and shall notify the municipal clerk or board of election
4 commissioners of the municipality where the applicant resides of its receipt of each
5 completed application. The board shall also permit any elector who has a current and
6 valid operator's license issued to the elector under ch. 343 or a current and valid
7 identification card issued under s. 343.50 to make changes in his or her registration
8 authorized under s. 6.40 (1) at the same Internet site that is used by electors for
9 original registration under this subsection. An elector shall attest to the correctness
10 of any changes in the same manner as provided in this subsection for information
11 entered on an application for original registration.

12 SECTION 8. 6.32 of the statutes is amended to read:

13 **6.32 Verification of certain registrations.** (1) Upon receipt of a
14 registration form that is submitted by mail under s. 6.30 (4) or by electronic
15 application under s. 6.30 (5) or that is submitted by a special registration deputy
16 appointed under s. 6.26, the board or municipal clerk shall examine the form for
17 sufficiency.

18 (2) If the form is insufficient to accomplish registration or the board or clerk
19 knows or has reliable information that the proposed elector is not qualified, the board
20 or clerk shall notify the proposed elector within 5 days, if possible, and request that
21 the elector appear at the clerk's office or ~~other~~ another registration ~~center~~ location
22 to complete a proper registration or substantiate the information presented.

23 (3) If the form is submitted later than the close of registration, the board or
24 clerk shall make a good faith effort to notify the elector that he or she may register

1 at the clerk's office under s. 6.29 or at the proper polling place or other location
2 designated under s. 6.55 (2).

3 (4) If the form is sufficient to accomplish registration and the board or clerk has
4 no reliable information to indicate that the proposed elector is not qualified, the
5 board or clerk shall enter the elector's name on the registration list and transmit a
6 1st class letter or postcard to the registrant, specifying the elector's ward ~~or~~ and
7 aldermanic district, or both, if any, and polling place. The letter or postcard shall be
8 sent within 10 days of receipt of the form. If the letter or postcard is returned, or if
9 the board or clerk is informed of a different address than the one specified by the
10 elector, the board or clerk shall change the status of the elector on the list from
11 eligible to ineligible. The letter or postcard shall be marked in accordance with postal
12 regulations to ensure that it will be returned to the board or clerk if the elector does
13 not reside at the address given on the letter or postcard.

14 **SECTION 9.** 6.33 (1) of the statutes is amended to read:

15 6.33 (1) The board shall prescribe the format, size, and shape of registration
16 forms. All nonelectronic forms shall be printed on cards and each item of information
17 shall be of uniform font size, as prescribed by the board. Except as provided in this
18 subsection, electronic forms shall contain the same information as nonelectronic
19 forms. The municipal clerk shall supply sufficient forms to meet voter registration
20 needs. The forms shall be designed to obtain from each applicant information as to
21 name; date; residence location; location of previous residence immediately before
22 moving to current residence location; citizenship; date of birth; age; the number of
23 a current and valid operator's license issued to the elector under ch. 343 or the last
24 4 digits of the elector's social security account number; whether the applicant has
25 resided within the ward or election district for ~~at least 28~~ the number of consecutive

1 days specified in s. 6.02 (1); whether the applicant has been convicted of a felony for
2 which he or she has not been pardoned, and if so, whether the applicant is
3 incarcerated, or on parole, probation, or extended supervision; whether the applicant
4 is disqualified on any other ground from voting; and whether the applicant is
5 currently registered to vote at any other location. ~~The~~ Except as provided in s. 6.30
6 (5), the form shall include a space for the applicant's signature. Below the space for
7 the signature, the form shall state "Falsification of information on this form is
8 punishable under Wisconsin law as a Class I felony." The form shall include a space
9 to enter the name of any special registration deputy under s. 6.26 or 6.55 (6) or
10 inspector, municipal clerk, or deputy clerk under s. 6.55 (2) who obtains the form and
11 a space for the deputy, inspector, clerk, or deputy clerk to sign his or her name,
12 affirming that the deputy, inspector, clerk, or deputy clerk has accepted the form.
13 The form shall include a space for entry of the ward and aldermanic district, if any,
14 where the elector resides and any other information required to determine the offices
15 and referenda for which the elector is certified to vote. The form shall also include
16 a space where the clerk may record an indication of whether the form is received by
17 mail or by electronic application, a space where the clerk may record an indication
18 of the type of identifying document submitted by the elector as proof of residence
19 under s. 6.34 or an indication that the elector's information in lieu of proof of
20 residence was verified under s. 6.34 (2m), whenever required, and a space where the
21 clerk, for any applicant who possesses a valid voting identification card issued to the
22 person under s. 6.47 (3), may record the identification serial number appearing on
23 the voting identification card. Each county clerk shall obtain sufficient registration
24 forms for completion by an elector who desires to register to vote at the office of the
25 county clerk under s. 6.28 (4).

1 SECTION 10. 6.33 (2) (a) of the statutes is amended to read:

2 6.33 (2) (a) All information may be recorded by any person, except that the ward
3 and aldermanic district, if any, other geographic information under sub. (1), the
4 indication of whether the registration is received by mail or by electronic application,
5 the type of identifying document submitted by the elector as proof of residence under
6 s. 6.34 or the indication of verification of information in lieu of proof of residence
7 under s. 6.34 (2m), whenever required, and any information relating to an applicant's
8 voting identification card shall be recorded by the clerk. ~~Each~~ Except as provided in
9 s. 6.30 (5), each applicant shall sign his or her own name unless the applicant is
10 unable to sign his or her name due to physical disability. In such case, the applicant
11 may authorize another elector to sign the form on his or her behalf. If the applicant
12 so authorizes, the elector signing the form shall attest to a statement that the
13 application is made upon request and by authorization of a named elector who is
14 unable to sign the form due to physical disability.

documents specified under sub. (3) to establish

15 SECTION 11. 6.34 (2) of the statutes is amended to read:

16 6.34 (2) Upon completion of a registration form prescribed under s. 6.33, each
17 eligible elector who is required to register under s. 6.27, who is not a military elector
18 or an overseas elector, and who registers after the close of registration under s. 6.29
19 or 6.86 (3) (a) 2., shall provide ^{one of the} an identifying document that establishes proof of
20 residence ~~under sub. (3)~~ ^{or} ~~Each~~ ^{or of the} Except as authorized in sub. (2m), each eligible elector
21 who is required to register under s. 6.27, who is not a military elector or an overseas
22 elector, who registers by mail or by electronic application, and who has not voted in
23 an election in this state shall, if voting in person, provide an identifying document
24 ~~that establishes~~ proof of residence ~~under sub. (3)~~ or, if voting by absentee ballot,
25 provide a copy of ^{one of the} an identifying document that establishes proof of residence ~~under~~

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documents specified under sub. (3)

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1 ~~sub. (3)~~. If the elector registered by mail or by electronic application, the identifying
2 document may not be a residential lease.

3 SECTION 12. 6.34 (2m) of the statutes is created to read:

4 6.34 (2m) An elector who registers by electronic application under s. 6.30 (5)
5 is not required to provide proof of residence under sub. (2) if, at the time of
6 registration, the elector provides the number of a current and valid operator's license
7 issued under ch. 343 together with the elector's name and date of birth and the board
8 is able to verify the information using the system maintained under sub. (4).

9 SECTION 13. 6.34 (4) of the statutes is created to read:

10 6.34 (4) The board shall maintain a system that electronically verifies, on an
11 instant basis, information submitted in lieu of proof of residence under sub. (2m),
12 using the information maintained by the department of transportation pursuant to
13 the board's agreement with the secretary of transportation under s. 85.61 (1).

14 SECTION 14. 6.35 (1) (intro.) of the statutes is amended to read:

15 6.35 (1) (intro.) Under the direction of the municipal clerk or board of election
16 commissioners, the original registration forms shall be filed in one of the following
17 ways, except as provided in ~~sub.~~ subs. (1m) and (2):

18 SECTION 15. 6.35 (2) of the statutes is created to read:

19 6.35 (2) The board shall prescribe, by rule, the procedure and methods by which
20 municipal clerks and boards of election commissioners shall maintain records of
21 registrations that are entered electronically under s. 6.30 (5).

22 SECTION 16. 6.36 (2) (c) of the statutes is amended to read:

23 6.36 (2) (c) The list shall contain, next to the name of each elector, an indication
24 of whether proof of residence under s. 6.34 is required for the elector to be permitted
25 to vote. ~~Proof~~ Except as authorized in s. 6.34 (2m), proof of residence is required if

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Insert 17-2 JTK

1 the elector is not a military elector or an overseas elector and the elector registers by
2 mail or by electronic application and has not previously voted in an election in this
3 state.

4 **SECTION 17.** 6.40 (1) (a) 1. of the statutes is amended to read:

5 6.40 (1) (a) 1. Any registered elector may transfer registration after a change
6 of residence within the state by filing in person with the municipal clerk of the
7 municipality where the elector resides or by mailing to the municipal clerk a signed
8 request stating his or her present address, affirming that this will be his or her
9 residence for ~~28~~ the number of consecutive days specified in s. 6.02 (1) prior to the
10 election, and providing the address where he or she was last registered.
11 Alternatively, the elector may transfer his or her registration at the proper polling
12 place or other registration location under s. 6.02 (2) in accordance with s. 6.55 (2) (a),
13 or, if the elector has a current and valid operator's license issued to the elector under
14 ch. 343 or a current and valid identification card issued to the elector under s. 343.50,
15 the elector may transfer his or her registration electronically under s. 6.30 (5). If an
16 elector is voting in the ward or election district where the elector formerly resided,
17 the change shall be effective for the next election.

18 **SECTION 18.** 6.40 (1) (c) of the statutes is amended to read:

19 6.40 (1) (c) *Name change.* Whenever an elector's name is legally changed,
20 including a change by marriage or divorce, the elector shall transfer his or her
21 registration to his or her legal name by appearing in person or mailing to the
22 municipal clerk a signed request for a transfer of registration to such name.
23 Alternatively, a registered elector may make notification of a name change at his or
24 her polling place under s. 6.55 (2) (d), or, if the elector has a current and valid
25 operator's license issued to the elector under ch. 343 or a current and valid

1 identification card issued under s. 343.50, the elector may make notification of a
2 name change electronically under s. 6.30 (5).

3 SECTION 19. 6.50 (10) of the statutes is amended to read:

4 6.50 (10) Any qualified elector whose registration is changed from eligible to
5 ineligible status under this section may reregister as provided under s. 6.28 (1), 6.29
6 (2), or 6.55 (2), or, if the elector has a current and valid operator's license issued to
7 the elector under ch. 343 or a current and valid identification card issued under s.
8 343.50, may reregister under s. 6.30 (5).

9 SECTION 20. 6.55 (2) (d) of the statutes is amended to read:

10 6.55 (2) (d) A registered elector who has changed his or her name but resides
11 at the same address, and has not ~~notified the municipal clerk previously provided~~
12 notice of the change under s. 6.40 (1) (c), shall notify the inspector of the change
13 before voting. The inspector shall then notify the municipal clerk at the time when
14 materials are returned under s. 6.56 (1). If an elector has changed both a name and
15 address, the elector shall register at the polling place or other registration location
16 under pars. (a) and (b).

17 SECTION 21. 6.86 (3) (c) of the statutes is amended to read:

18 6.86 (3) (c) An application under par. (a) 1. may be made and a registration form
19 under par. (a) 2. may be filed in person at the office of the municipal clerk not earlier
20 than 7 days before an election and not later than 5 p.m. on the day of the election.
21 A list of hospitalized electors applying for ballots under par. (a) 1. shall be made by
22 the municipal clerk and used to check that the electors vote only once, and by
23 absentee ballot. If Except as provided in s. 6.34 (2m), if the elector is registering for
24 the election after the close of registration or if the elector registered by mail or by
25 electronic application and has not voted in an election in this state, the municipal

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1 clerk shall inform the agent that proof of residence under s. 6.34 is required and the
2 elector shall enclose proof of residence under s. 6.34 in the envelope with the ballot.
3 The clerk shall verify that the name on any required proof of identification presented
4 by the agent conforms to the name on the elector's application. The clerk shall then
5 enter his or her initials on the carrier envelope indicating that the agent presented
6 proof of identification to the clerk. The agent is not required to enter a signature on
7 the registration list. The ballot shall be sealed by the elector and returned to the
8 municipal clerk either by mail or by personal delivery of the agent; but if the ballot
9 is returned on the day of the election, the agent shall make personal delivery to the
10 polling place serving the hospitalized elector's residence before the closing hour or,
11 in municipalities where absentee ballots are canvassed under s. 7.52, to the
12 municipal clerk no later than 8 p.m. on election day.

13 **SECTION 22.** 6.87 (4) (b) 1. of the statutes is amended to read:

14 6.87 (4) (b) 1. Except as otherwise provided in s. 6.875, the elector voting
15 absentee shall make and subscribe to the certification before one witness who is an
16 adult U.S. citizen. The absent elector, in the presence of the witness, shall mark the
17 ballot in a manner that will not disclose how the elector's vote is cast. The elector
18 shall then, still in the presence of the witness, fold the ballots so each is separate and
19 so that the elector conceals the markings thereon and deposit them in the proper
20 envelope. If a consolidated ballot under s. 5.655 is used, the elector shall fold the
21 ballot so that the elector conceals the markings thereon and deposit the ballot in the
22 proper envelope. If proof of residence under s. 6.34 is required and the document
23 enclosed by the elector under this subdivision does not constitute proof of residence
24 under s. 6.34, the elector shall also enclose proof of residence under s. 6.34 in the
25 envelope. Proof Except as authorized in s. 6.34 (2m), proof of residence is required

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

16 **SECTION 23.** 7.08 (1) (c) of the statutes is amended to read:

17 7.08 (1) (c) Prescribe forms required by ss. 6.24 (3) and (4), 6.30 (4) and (5), 6.33
18 (1), 6.40 (1) (a), 6.47 (1) (am) 2. and (3), 6.55 (2), and 6.86 (2) to (3). All such forms
19 shall contain a statement of the penalty applicable to false or fraudulent registration
20 or voting through use of the form. Forms are not required to be furnished by the
21 board.

22 **SECTION 24.** 7.15 (2) (d) of the statutes is amended to read:

23 7.15 (2) (d) Whenever the governing body of any municipality submits any
24 question to a vote of the electors or whenever a proper recall petition and certificate
25 are filed under s. 9.10, the municipal clerk shall issue a call for the election and

6.79(2)(c)

Insert 22-9 pp 1-8 ✓

1 prepare and distribute ballots as required in the authorization of submission or as
 2 provided in s. 9.10. The date of the referendum shall be ~~fixed~~ established in
 3 accordance with ss. 8.065 and 8.37 and shall be determined by the municipal clerk
 4 or board of election commissioners unless otherwise provided by law or unless the
 5 governing body ~~fixes a~~ determines the date. If the governing body determines the
 6 date, the date shall be established in accordance with ss. 8.065 and 8.37. The ballot
 7 for any referendum shall conform to s. 5.64 (2). If there is already an official
 8 municipal referendum ballot for the election, the question may appear on the same
 9 ballot.

Insert 22-9 JK ✓

10 SECTION 25. 7.52 (8) of the statutes is amended to read:

11 7.52 (8) The board of absentee ballot canvassers shall make full and accurate
 12 return of the votes cast for each candidate and proposition on the tally sheet forms.
 13 Each tally sheet shall record the returns for each office or referendum by ward,
 14 unless combined returns are authorized in accordance with s. 5.15 (6) (b), in which
 15 case the tally sheet shall record the returns for each group of combined wards. After
 16 recording the votes, the board of absentee ballot canvassers shall seal in a carrier
 17 envelope outside the ballot bag or container one inspector's statement under sub. (4)
 18 (d), one tally sheet, and one poll list for delivery to the county clerk, unless the
 19 election relates only to municipal or school district offices ~~or referenda~~. The board
 20 of absentee ballot canvassers shall also similarly seal one statement, one tally sheet,
 21 and one poll list for delivery to the municipal clerk.

22 SECTION 26. 8.05 (3) (d) of the statutes is amended to read:

23 8.05 (3) (d) The question of adoption of the nonpartisan primary under this
 24 subsection may be submitted to the electors at ~~any regular~~ an election authorized
 25 under s. 8.065 (2) to be held in the town or at a special election called for the purpose.

1 When a petition requesting adoption of the nonpartisan primary conforming to the
2 requirements of s. 8.40 and signed by at least 20 electors of the town is filed with the
3 town clerk as provided in s. 8.37, the question shall be submitted to a vote.

4 **SECTION 27.** 8.05 (3) (e) of the statutes is amended to read:

5 8.05 (3) (e) Petitions requesting a vote on the question at a regular town
6 election shall be filed in accordance with s. 8.37 no later than 5 p.m. the last Tuesday
7 in February. When the petition is filed, the clerk shall check its sufficiency. ~~Whether~~
8 ~~at a regular or special election, the~~ The clerk shall give separate notice by one
9 publication in a newspaper at least 5 days before the election.

10 **SECTION 28.** 8.06 of the statutes is amended to read:

11 **8.06 Special elections may be called.** Towns, cities, villages, and school
12 districts may call special elections for any purpose whenever such action is
13 authorized or required by law. If an, and may include a call for a special referendum.
14 A special election is called that includes a call for a special referendum, the election
15 shall be noticed under s. 8.55.

16 **SECTION 29.** 8.065 of the statutes is created to read:

17 **8.065 Scheduling of referendums. (1)** In this section, “Local governmental
18 unit” means a political subdivision of this state, a special purpose district in this
19 state, an instrumentality or corporation of such a political subdivision or special
20 purpose district, a combination or subunit of any of the foregoing, or an
21 instrumentality of the state and any of the foregoing.

22 **(2)** Unless otherwise required by law, a referendum held by any local
23 governmental unit that is authorized or required by law to hold a referendum may
24 be held only concurrently with the spring primary, spring election, partisan primary,
25 or general election or with a special election.

Insert 24-1 JK

1 SECTION 30. 9.20 (4) of the statutes is renumbered 9.20 (4) (intro.) and amended
2 to read:

3 9.20 (4) (intro.) The common council or village board shall, without alteration,
4 either pass to the ordinance or resolution, do one of the following:

5 (a) Pass the ordinance or resolution within 30 days following the date of the
6 clerk's final certificate, or submit it.

7 (b) Submit the ordinance or resolution to the electors at the next spring or
8 general election, if the election is more than 6 weeks after the date of the council's
9 or board's action on the petition or the expiration of the 30-day period, whichever
10 first occurs.

11 (c) If there are 6 weeks or less before the election, the ordinance or resolution
12 shall be voted on at the next succeeding election thereafter. ~~The council or board by~~
13 ~~a three-fourths vote of the members elect may order a special election for the~~
14 ~~purpose of voting on the ordinance or resolution at any time prior to the next election,~~
15 ~~but not more than one special election for direct legislation may be ordered in any~~
16 ~~6-month period~~ authorized under s. 8.065 (2).

17 SECTION 31. 11.01 (6) (b) 8. and 9. of the statutes are created to read:

18 11.01 (6) (b) 8. Any cost incurred to conduct Internet activity for a political
19 purpose by an individual acting on^{or in} his or her own behalf, or acting on^{or in} behalf of
20 another person if the individual is not compensated specifically for those services,
21 including the cost or value of any equipment and services identified in s. 11.06 (13).

22 9. Any cost incurred for covering or carrying a news story, commentary, or
23 editorial by a broadcasting station, cable television operator, producer, or
24 programmer, Internet site, or newspaper or other periodical publication, including
25 an Internet or other electronic publication except the cost of a news story that

*but not including professional video production
services purchased by the individual*

1 appears in a medium that is owned or controlled by a candidate, personal campaign
2 committee of a candidate, support committee of a candidate that is authorized under
3 s. 11.05 (3) (p), or a political party.

4 **SECTION 32.** 11.01 (7) (a) 5. to 7. of the statutes are created to read:

5 11.01 (7) (a) 5. Any payment for a communication to the general public for a
6 political purpose by means of any broadcast, satellite communication, newspaper or
7 other periodical publication, outdoor advertising facility, mass mailing, or mass
8 telephoning to the general public, or any other form of advertising to the general
9 public, except communications over the Internet by an individual acting ⁱⁿ on his or her
10 own behalf, or acting ⁱⁿ on behalf of another person if the individual is not compensated
11 specifically for those services, including the cost or value of any equipment and
12 services identified in s. 11.06 (13).

13 6. Any payment for the purchase or rental of an electronic-mail address list
14 made at the direction of a registrant for a political purpose.

15 7. Any payment for an electronic-mail address list that is transferred to a
16 registrant for a political purpose.

17 **SECTION 33.** 11.01 (7) (b) 6. to 8. of the statutes are created to read:

18 11.01 (7) (b) 6. A communication or Internet activity by an individual acting
19 ⁱⁿ on his or her own behalf, or acting ⁱⁿ on behalf of another person if the individual is not
20 compensated specifically for those services, including the cost or value of any
21 equipment and services identified in s. 11.06 (13).

22 7. Any cost incurred in covering or carrying a news story, commentary, or
23 editorial by a broadcasting station, cable television operator, programmer or
24 producer, Internet site, or newspaper or other periodical publication, including an
25 Internet or electronic publication, except the cost of a news story that appears in a

*but not including professional video production services
purchased by the individual*

1 medium that is owned or controlled by a candidate, personal campaign committee
2 of a candidate, support committee of a candidate that is authorized under s. 11.05 (3)
3 (p), or a political party.

4 8. A nominal fee paid for a communication to the general public.

5 SECTION 34. 11.01 (12m) of the statutes is created to read:

6 11.01 (12m) "Internet activity" includes sending or forwarding an electronic
7 message; providing a hyperlink or other direct access on a person's Internet site to
8 an Internet site operated by another person; blogging; creating, maintaining, or
9 hosting an Internet site; payment by a person of a nominal fee for the use of an
10 Internet site operated by another person; or any other form of communication
11 distributed over the Internet.

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12 SECTION 35. 11.05 (2r) of the statutes is amended to read:

13 11.05 (2r) GENERAL REPORTING EXEMPTIONS. Any committee, group, or
14 individual, other than a committee or individual required to file an oath under s.
15 11.06 (7), who or which does not anticipate accepting contributions, making
16 disbursements or incurring obligations in an aggregate amount in excess of \$1,000
17 in a calendar year and does not anticipate accepting any contribution or
18 contributions from a single source, other than contributions made by a candidate to
19 his or her own campaign, exceeding \$100 in that year, or exceeding ~~\$750~~ \$2,500 in
20 that year for a group or individual subject to registration under s. 11.23, may indicate
21 on its registration statement that the committee, group, or individual will not accept
22 contributions, incur obligations or make disbursements in the aggregate in excess
23 of \$1,000 in any calendar year and will not accept any contribution or contributions
24 from a single source, other than contributions made by a candidate to his or her own
25 campaign, exceeding \$100 in that year, or exceeding ~~\$750~~ \$2,500 in that year for a

1 group or individual subject to registration under s. 11.23. Any registrant making
2 such an indication is not subject to any filing requirement if the statement is true.
3 The registrant need not file a termination report. A registrant not making such an
4 indication on a registration statement is subject to a filing requirement. The
5 indication may be revoked and the registrant is then subject to a filing requirement
6 as of the date of revocation, or the date that aggregate contributions, disbursements
7 or obligations for the calendar year exceed \$1,000, or the date on which the registrant
8 accepts any contribution or contributions exceeding \$100 from a single source, or
9 exceeding \$750 \$2,500 from a single source for a group or individual subject to
10 registration under s. 11.23, other than contributions made by a candidate to his or
11 her own campaign, during that year, whichever is earlier. If the revocation is not
12 timely, the registrant violates s. 11.27 (1).

13 **SECTION 36.** 11.05 (3) (c) of the statutes is amended to read:

14 11.05 (3) (c) In the case of a committee, a statement as to whether the
15 committee is a personal campaign committee, a political party committee, a
16 legislative campaign committee, a support committee ~~or~~, a special interest
17 committee, or a committee that is authorized to receive contributions from a
18 corporation or association under s. 11.38 (1) (a) 1.

19 **SECTION 37.** 11.05 (3) (q) of the statutes is created to read:

20 11.05 (3) (q) In the case of a conduit, the name and mailing address of a sponsor,
21 as defined in s. 11.185 (1), to which contributions may be redirected as provided
22 under s. 11.185.

23 **SECTION 38.** 11.05 (12) (b) of the statutes is amended to read:

24 11.05 (12) (b) Except as authorized under sub. (13), a committee, group or
25 individual that becomes subject to a registration requirement under sub. (1) or (2),

1 other than a candidate or agent of a candidate, shall comply with sub. (1) or (2) no
 2 later than the 5th business day commencing after receipt of the first contribution by
 3 the committee, group or individual exceeding the amount specified under sub. (1) or
 4 (2) or s. 11.23 (1), and before making any disbursement exceeding that amount. No
 5 committee or individual supporting or opposing the election or nomination of a
 6 candidate at an election, other than a candidate or agent of a candidate, may accept
 7 any contribution or contributions exceeding \$25, and no group or individual subject
 8 to registration under s. 11.23 may accept any contribution or contributions exceeding
 9 \$750 \$2,500, in the aggregate during a calendar year at any time when the
 10 committee, group or individual is not registered under this section except within the
 11 initial 5-day period authorized by this paragraph.

12 **SECTION 39.** 11.06 (1) (intro.) of the statutes is amended to read:

13 11.06 (1) CONTENTS OF REPORT. (intro.) Except as provided in subs. (2), (3), and
 14 (3m) and ss. 11.05 (2r) and 11.19 (2), each registrant under s. 11.05 shall make full
 15 reports, upon a form prescribed by the board and signed by the appropriate
 16 individual under sub. (5), of all contributions received, contributions or
 17 disbursements made, and obligations incurred. ~~Each~~ Except for a report required
 18 under sub. (11), each report shall contain the following information, covering the
 19 period since the last date covered on the previous report, unless otherwise provided:

20 **SECTION 40.** 11.06 (11) (a) of the statutes is amended to read:

21 11.06 (11) (a) A conduit transferring a contribution of money shall, in writing,
 22 identify itself to the transferee as a conduit and report to the transferee of each
 23 contribution transferred by it the information about the original contributor
 24 required for reporting purposes under sub. (1) (a) and (b) at the time the contribution

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1 is transferred. ~~The conduit shall include the information in its report under s. 11.12~~
2 ~~(5) or 11.20 for the date on which the contribution is received and transferred.~~

3 SECTION 41. 11.06 (11) (d) of the statutes is created to read:

4 11.06 (11) (d) A conduit shall include in each report under s. 11.12 (5) or 11.20
5 all of the following:

6 1. The information specified in par. (a) for the date on which each contribution
7 is received and transferred.

8 2. A statement of the cash balance on hand at the beginning and end of the
9 reporting period.

10 3. Whether, during the reporting period, any contribution was redirected to a
11 sponsor as permitted under s. 11.185.

12 SECTION 42. 11.06 (13) of the statutes is created to read:

13 11.06 (13) INTERNET ACTIVITY. (a) In this subsection, "equipment and services"
14 includes computers, software, Internet domain names, Internet service providers,
15 and any other technology that is used to provide access to or use of the Internet.

16 (b) If an individual conducts Internet activity for a political purpose ⁱⁿ on his or
17 her own behalf or ⁱⁿ on behalf of another person and is not compensated specifically for
18 those services, the cost or value of any equipment and services used by the individual
19 to conduct the activity is not a contribution to the registrant as provided in s. 11.01

20 (6) (b) 8., regardless of who owns the equipment and services.

21 SECTION 43. 11.07 (1) of the statutes is amended to read:

22 11.07 (1) Every nonresident committee making contributions and every
23 nonresident individual or committee making disbursements to support or oppose the
24 election or nomination of a candidate at an election exceeding \$25 cumulatively in
25 a calendar year within this state, and every nonresident group making contributions

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other than professional video production services purchased by the individual;

1 and every nonresident group or individual making disbursements to support or
2 oppose a particular vote at a referendum exceeding ~~\$750~~ \$2,500 cumulatively in a
3 calendar year within this state, shall file name, mailing and street address and the
4 name and the mailing and street address of a designated agent within the state with
5 the office of the secretary of state. An agent may be any adult individual who is a
6 resident of this state. After any change in the name or address of such agent the new
7 address or name of the successor agent shall be filed within 30 days. Service of
8 process in any proceeding under this chapter or ch. 12, or service of any other notice
9 or demand may be made upon such agent.

10 **SECTION 44.** 11.12 (6) of the statutes is amended to read:

11 11.12 (6) If any disbursement of more than \$20 cumulatively is made to
12 advocate the election or defeat of a clearly identified candidate by an individual or
13 committee later than 15 days prior to a primary or election in which the candidate's
14 name appears on the ballot without cooperation or consultation with a candidate or
15 agent or authorized committee of a candidate who is supported or opposed, and not
16 in concert with or at the request or suggestion of such a candidate, agent or
17 committee, but such that the disbursement is not included in a preprimary or
18 preelection report submitted under s. 11.20 (3), the individual or treasurer of the
19 committee shall, within 24 hours of making the disbursement, inform the
20 appropriate filing officer of the information required under s. 11.06 (1) in such
21 manner as the board may prescribe. The information shall also be included in the
22 next regular report of the individual or committee under s. 11.20. For purposes of
23 this subsection, disbursements cumulate beginning with the day after the last date
24 covered on the preprimary or preelection report and ending with the day before the
25 primary or election. Upon receipt of a report under this subsection, the filing officer

1 shall, within 24 hours of receipt, mail a copy of the report to all candidates for any
2 office in support of or opposition to one of whom a disbursement identified in the
3 report is made.

4 **SECTION 45.** 11.185 of the statutes is created to read:

5 **11.185 Redirection of contributions made to conduits.** (1) In this
6 section, “sponsor” means a committee, other than a personal campaign committee,
7 support committee, political party, or legislative campaign committee, that is
8 associated with a conduit.

9 (2) A conduit may redirect any contribution received from an individual or
10 organization to a sponsor or, if there is no sponsor, to an administrative fund of the
11 conduit if all of the following apply:

12 (a) The conduit has held the contribution for at least 24 months over which time
13 the individual or organization that made the contribution has made no contact with
14 the conduit.

15 (b) The conduit has, over the 24-month period described in par. (a), attempted
16 in good faith to contact the individual or organization that made the contribution at
17 least 10 times, and has documented each such attempt, but has been unable to make
18 contact with the individual or organization. A conduit may satisfy the requirement
19 to contact the individual or organization by telephoning the individual or
20 organization at the last-known telephone number; by sending a letter or postcard
21 to the individual or organization by U.S. mail; by sending a message by electronic
22 mail; or by any combination of the foregoing. A conduit may not satisfy the
23 requirement to attempt in good faith to contact the individual or organization at least
24 10 times if all 10 attempted contacts occur within a period of 30 consecutive days.

25 **SECTION 46.** 11.20 (1m) of the statutes is created to read:

1 11.20 (1m) (a) Each registrant required to file reports under this paragraph
2 shall, annually, file reports on the 7th day of the month in the months of January,
3 April, July, and October.

4 (b) Each registrant required to file reports under this paragraph shall file
5 reports as follows:

6 1. In an odd-numbered year, on the 7th day of the month in the months of
7 January, April, July, and October.

8 2. In an even-numbered year, on the 7th day of the month in the months of April
9 and July and on the 4th Tuesday in September.

10 SECTION 47. 11.20 (3) (a) of the statutes is renumbered 11.20 (3) (a) 1. and
11 amended to read:

12 11.20 (3) (a) 1. A candidate or personal campaign committee of a candidate at
13 a spring primary shall file a preprimary and preelection report and the periodic
14 reports specified in sub. (1m) (a). If a candidate for a nonpartisan state office at an
15 election is not required to participate in a spring primary, the candidate or personal
16 campaign committee of the candidate shall file a preprimary report at the time
17 prescribed in sub. (2) preceding the date specified in s. 5.02 (20) or (22) for the holding
18 of the primary, were it to be required.

19 SECTION 48. 11.20 (3) (a) 2. of the statutes is created to read:

20 11.20 (3) (a) 2. A candidate or personal campaign committee of a candidate at
21 a partisan primary shall file a preprimary and preelection report and the periodic
22 reports specified in sub. (1m) (b).

23 SECTION 49. 11.20 (3) (b) of the statutes is renumbered 11.20 (3) (b) 1. and
24 amended to read:

1 11.20 (3) (b) 1. A candidate or personal campaign committee of a candidate at
2 ~~an a~~ spring election shall file a preelection report and the periodic reports specified
3 in sub. (1m) (a).

4 **SECTION 50.** 11.20 (3) (b) 2. of the statutes is created to read:

5 11.20 (3) (b) 2. A candidate or personal campaign committee of a candidate at
6 a general election shall file a preelection report and the periodic reports specified in
7 sub. (1m) (b).

8 **SECTION 51.** 11.20 (3) (c) of the statutes is renumbered 11.20 (3) (c) 1. and
9 amended to read:

10 11.20 (3) (c) 1. A registered committee or individual other than a candidate or
11 personal campaign committee making or accepting contributions, making
12 disbursements or incurring obligations in support of or in opposition to one or more
13 candidates for office at a spring primary, or supporting or opposing other committees
14 or individuals who are engaging in such activities, shall file a preprimary and
15 preelection report and the periodic reports specified in sub. (1m) (a).

16 **SECTION 52.** 11.20 (3) (c) 2. of the statutes is created to read:

17 11.20 (3) (c) 2. A registered committee or individual other than a candidate or
18 personal campaign committee making or accepting contributions, making
19 disbursements or incurring obligations in support of or in opposition to one or more
20 candidates for office at a partisan primary, or supporting or opposing other
21 committees or individuals who are engaging in such activities, shall file a preprimary
22 and preelection report and the periodic reports specified in sub. (1m) (b).

23 **SECTION 53.** 11.20 (3) (d) of the statutes is renumbered 11.20 (3) (d) 1. and
24 amended to read:

1 11.20 (3) (d) 1. A registered committee or individual other than a candidate or
2 personal campaign committee making or accepting contributions, making
3 disbursements or incurring obligations in support of or in opposition to one or more
4 candidates for office at ~~an~~ a spring election, or supporting or opposing other
5 committees or individuals who are engaging in such activities, shall file a preelection
6 report and the periodic reports specified in sub. (1m) (a).

7 **SECTION 54.** 11.20 (3) (d) 2. of the statutes is created to read:

8 11.20 (3) (d) 2. A registered committee or individual other than a candidate or
9 personal campaign committee making or accepting contributions, making
10 disbursements or incurring obligations in support of or in opposition to one or more
11 candidates for office at a general election, or supporting or opposing other
12 committees or individuals who are engaging in such activities, shall file a preelection
13 report and the periodic reports specified in sub. (1m) (b).

14 **SECTION 55.** 11.20 (3) (f) of the statutes is renumbered 11.20 (3) (f) 1. and
15 amended to read:

16 11.20 (3) (f) 1. A contribution, disbursement, or obligation in support of or in
17 opposition to a candidate at a spring primary which is made, accepted, or incurred
18 during the period covered by the preprimary report is considered to be made,
19 accepted, or incurred in support of or in opposition to that candidate at the primary,
20 regardless of whether the candidate is opposed at the primary.

21 **SECTION 56.** 11.20 (3) (f) 2. of the statutes is created to read:

22 11.20 (3) (f) 2. A contribution, disbursement, or obligation in support of or in
23 opposition to a candidate at a partisan primary which is made, accepted, or incurred
24 during the period covered by the preprimary report is considered to be made,

1 accepted, or incurred in support of or in opposition to that candidate at the primary,
2 regardless of whether the candidate is opposed at the primary.

3 **SECTION 57.** 11.20 (3) (g) of the statutes is renumbered 11.20 (3) (g) 1. and
4 amended to read:

5 11.20 (3) (g) 1. A contribution, disbursement, or obligation in support of or in
6 opposition to a candidate at ~~an~~ a spring election which is made, accepted, or incurred
7 during the period covered by the preelection report is considered to be made,
8 accepted, or incurred in support of or in opposition to that candidate at the election,
9 regardless of whether the candidate is opposed at the election.

10 **SECTION 58.** 11.20 (3) (g) 2. of the statutes is created to read:

11 11.20 (3) (g) 2. A contribution, disbursement, or obligation in support of or in
12 opposition to a candidate at a general election which is made, accepted, or incurred
13 during the period covered by the preelection report is considered to be made,
14 accepted, or incurred in support of or in opposition to that candidate at the election,
15 regardless of whether the candidate is opposed at the election.

16 **SECTION 59.** 11.20 (3) (h) of the statutes is renumbered 11.20 (3) (h) 1. and
17 amended to read:

18 11.20 (3) (h) 1. A registrant who or which makes, accepts, or incurs a
19 contribution, disbursement, or obligation in support of or in opposition to a candidate
20 at a spring primary during the period covered by the preprimary report shall file both
21 the preprimary and preelection reports, regardless of whether the registrant
22 engages in such activity during the period covered by the preelection report.

23 **SECTION 60.** 11.20 (3) (h) 2. of the statutes is created to read:

24 11.20 (3) (h) 2. A registrant who or which makes, accepts, or incurs a
25 contribution, disbursement, or obligation in support of or in opposition to a candidate

1 at a partisan primary during the period covered by the preprimary report shall file
2 both the preprimary and preelection reports, regardless of whether the registrant
3 engages in such activity during the period covered by the preelection report.

4 **SECTION 61.** 11.20 (3) (k) of the statutes is renumbered 11.20 (3) (k) 1. and
5 amended to read:

6 11.20 (3) (k) 1. A registered group or individual making or accepting
7 contributions, making disbursements, or incurring obligations in support of or in
8 opposition to a referendum appearing on a spring primary ballot shall file a
9 preprimary and preelection report and the periodic reports specified under sub. (1m)
10 (a).

11 **SECTION 62.** 11.20 (3) (k) 2. of the statutes is created to read:

12 11.20 (3) (k) 2. A registered group or individual making or accepting
13 contributions, making disbursements, or incurring obligations in support of or in
14 opposition to a referendum appearing on a partisan primary ballot shall file a
15 preelection report and the periodic reports specified under sub. (1m) (b).

16 **SECTION 63.** 11.20 (3) (L) of the statutes is renumbered 11.20 (3) (L) 1. and
17 amended to read:

18 11.20 (3) (L) 1. A registered group or individual making or accepting
19 contributions, making disbursements, or incurring obligations in support of or in
20 opposition to a referendum appearing on ~~an~~ a spring election ballot shall file a
21 preelection report and the periodic reports specified under sub. (1m) (a).

22 **SECTION 64.** 11.20 (3) (L) 2. of the statutes is created to read:

23 11.20 (3) (L) 2. A registered group or individual making or accepting
24 contributions, making disbursements, or incurring obligations in support of or in

1 opposition to a referendum appearing on a general election ballot shall file a
2 preelection report and the periodic reports specified under sub. (1m) (b).

3 SECTION 65. 11.20 (4) of the statutes is renumbered 11.20 (4) (a) and amended
4 to read:

5 11.20 (4) (a) ~~Continuing reports under s. 11.06 (1) by committees~~ Committees
6 or individuals supporting or opposing candidates for office at a spring primary or
7 spring election, including committees of a political party, and by individuals, groups,
8 or corporations supporting or opposing a referendum appearing on a spring ballot
9 shall ~~be received by~~ submit continuing reports required under s. 11.06 (1) to the
10 appropriate filing officer no earlier than January 1 and no later than January 31; and
11 no earlier than July 1 and no later than July 20. Individuals, on the 7th day of the
12 month in the months of January, April, July, and October. (15th ✓)

13 (c) Individuals, committees, groups, and corporations to which s. 11.055 (1)
14 applies shall pay the fee imposed under that subsection with their continuing reports
15 filed in January of each year.

16 SECTION 66. 11.20 (4) (b) of the statutes is created to read:

17 11.20 (4) (b) Committees or individuals supporting or opposing candidates for
18 office at a partisan primary or general election, including committees of a political
19 party, and individuals, groups, or corporations supporting or opposing a referendum
20 appearing on a general election ballot shall submit continuing reports required
21 under s. 11.06 (1) to the appropriate filing officer as follows:

22 1. In an odd-numbered year, on the 7th day of the month in the months of
23 January, April, July, and October. (15th)

24 2. In an even-numbered year, on the 7th day of the month in April and July and
25 on the 4th Tuesday in September. (15th)

1 **SECTION 67.** 11.20 (8) (intro.) and (b) of the statutes are amended to read:

2 11.20 (8) (intro.) Reports filed under subs. (2), (2m), (3), (4), and (4m) shall
3 include all contributions received and transactions made as of the end of:

4 (b) ~~December 31~~ The last day of the immediately preceding month in the case
5 of the continuing ~~report~~ reports required by ~~January 31~~ under sub. (4).

6 **SECTION 68.** 11.20 (8) (c) of the statutes is repealed.

7 **SECTION 69.** 11.20 (12) of the statutes is amended to read:

8 11.20 (12) If a candidate is unopposed in a primary or election, the obligation
9 to file the reports required by this chapter does not cease. Except as provided in ss.
10 11.05 (2r) and 11.19 (2), a registrant who makes or receives no contributions, makes
11 no disbursements or incurs no obligations shall so report on the dates designated in
12 subs. (2), (3), and (4).

13 **SECTION 70.** 11.21 (16) of the statutes is amended to read:

14 11.21 (16) Require each registrant for whom the board serves as filing officer
15 and who or which accepts contributions in a total amount or value of \$20,000 or more
16 during a campaign period to file each campaign finance report that is required to be
17 filed under this chapter in an electronic format, and accept from any other registrant
18 for whom the board serves as a filing officer any campaign finance report that is
19 required to be filed under this chapter in an electronic format. A registrant who or
20 which becomes subject to a requirement to file reports in an electronic format under
21 this subsection shall initially file the registrant's report in an electronic format for
22 the period which includes the date on which the registrant becomes subject to the
23 requirement. To facilitate implementation of this subsection, the board shall specify,
24 by rule, a type of software that is suitable for compliance with the electronic filing
25 requirement under this subsection. The software shall allow a registrant to provide

1 an electronic signature, as defined in s. 137.11 (8), that is subject to a security
2 procedure, as defined in s. 137.11 (13). The board shall provide copies of the software
3 to registrants at a price fixed by the board that may not exceed cost. ~~Each registrant~~
4 ~~who or which files a report under this subsection in an electronic format shall also~~
5 ~~file a copy of the report with the board that is recorded on a medium specified by the~~
6 ~~board. The copy shall be signed by an authorized individual and filed with the board~~
7 ~~by each registrant no later than the time prescribed for filing of the report under this~~
8 ~~chapter.~~ A registrant who or which files a report under this subsection in an
9 electronic format may file with the board that portion of the report signed by an
10 authorized individual rather than submit the electronic signature of that individual.
11 The board shall provide complete instructions to any registrant who or which files
12 a report under this subsection. In this subsection, the “campaign period” of a
13 candidate, personal campaign committee or support committee begins and ends with
14 the “campaign” of the candidate whose candidacy is supported, as defined in s. 11.26
15 (17), and the “campaign period” of any other registrant begins on January 1 of each
16 odd-numbered year and ends on December 31 of the following year.

17 **SECTION 71.** 11.23 (1) of the statutes is amended to read:

18 11.23 (1) Any group or individual may promote or oppose a particular vote at
19 any referendum in this state. Except as authorized in s. 11.05 (12) (b) and (13), before
20 a group makes or accepts contributions, makes disbursements, or incurs obligations
21 in excess of ~~\$750~~ \$2,500 in the aggregate in a calendar year for such purposes, and
22 before an individual accepts contributions, makes disbursements, or incurs
23 obligations in excess of ~~\$750~~ \$2,500 in the aggregate in a calendar year for such
24 purposes, the group or individual shall file a registration statement under s. 11.05
25 (1), (2) or (2r). In the case of a group the name and mailing address of each of its

1 officers shall be given in the statement. Every group and every individual under this
2 section shall designate a campaign depository account under s. 11.14. Every group
3 shall appoint a treasurer, who may delegate authority but is jointly responsible for
4 the actions of his or her authorized designee for purposes of civil liability under this
5 chapter. The appropriate filing officer shall be notified by a group of any change in
6 its treasurer within 10 days of the change under s. 11.05 (5). The treasurer of a group
7 shall certify the correctness of each statement or report submitted by it under this
8 chapter.

9 **SECTION 72.** 11.26 (1) (a) of the statutes is amended to read:

10 11.26 (1) (a) Candidates for governor, lieutenant governor, secretary of state,
11 state treasurer, attorney general, state superintendent, or justice, ~~\$10,000~~ \$20,000.

12 **SECTION 73.** 11.26 (1) (b) of the statutes is amended to read:

13 11.26 (1) (b) Candidates for state senator, ~~\$1,000~~ \$2,000.

14 **SECTION 74.** 11.26 (1) (c) of the statutes is amended to read:

15 11.26 (1) (c) Candidates for representative to the assembly, ~~\$500~~ \$1,000.

16 **SECTION 75.** 11.26 (1) (cn) of the statutes is amended to read:

17 11.26 (1) (cn) Candidates for circuit judge in circuits having a population of
18 more than 300,000, or candidates for district attorney in prosecutorial units having
19 a population of more than 300,000, ~~\$3,000~~ \$6,000.

20 **SECTION 76.** 11.26 (1) (cw) of the statutes is amended to read:

21 11.26 (1) (cw) Candidates for circuit judge in other circuits or candidates for
22 district attorney in other prosecutorial units, ~~\$1,000~~ \$2,000.

23 **SECTION 77.** 11.26 (2) (a) of the statutes is amended to read:

1 11.26 (2) (a) Candidates for governor, ~~lieutenant governor, secretary of state,~~
2 ~~state treasurer, attorney general, state superintendent, or justice,~~ 4 percent of the
3 ~~value of the disbursement level specified in the schedule under s. 11.31 (1), \$87,000.~~

4 SECTION 78. 11.26 (2) (ab) of the statutes is created to read:

5 11.26 (2) (ab) Candidates for lieutenant governor, \$26,000.

6 SECTION 79. 11.26 (2) (ac) of the statutes is created to read:

7 11.26 (2) (ac) Candidates for attorney general, \$44,000.

8 SECTION 80. 11.26 (2) (ad) of the statutes is created to read:

9 11.26 (2) (ad) Candidates for secretary of state, state treasurer, state
10 superintendent, or justice, \$18,000.

11 SECTION 81. 11.26 (2) (b) of the statutes is amended to read:

12 11.26 (2) (b) Candidates for state senator, \$1,000 \$2,000.

13 SECTION 82. 11.26 (2) (c) of the statutes is amended to read:

14 11.26 (2) (c) Candidates for representative to the assembly, \$500 \$1,000.

15 SECTION 83. 11.26 (2) (cn) of the statutes is amended to read:

16 11.26 (2) (cn) Candidates for circuit judge in circuits having a population of
17 more than 300,000, or candidates for district attorney in prosecutorial units having
18 a population of more than 300,000, \$3,000 \$6,000.

19 SECTION 84. 11.26 (2) (cw) of the statutes is amended to read:

20 11.26 (2) (cw) Candidates for circuit judge in other circuits or candidates for
21 district attorney in other prosecutorial units, \$1,000 \$2,000.

22 ~~SECTION 85. 11.26 (4) of the statutes is repealed.~~

23 SECTION 86. 11.26 (5) of the statutes is amended to read:

24 11.26 (5) The contribution limits provided in subs. sub. (1) and (4) do not apply
25 to a candidate who makes any contribution or contributions to his or her own

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1 campaign for office from the candidate's personal funds or property or the personal
2 funds or property which are owned jointly or as marital property with the candidate's
3 spouse, with respect to any contribution or contributions made to that candidate's
4 campaign only. A candidate's personal contributions shall be deposited in his or her
5 campaign depository account and reported in the normal manner.

6 **SECTION 87.** 11.26 (8) (a) of the statutes is amended to read:

7 11.26 (8) (a) No political party as defined in s. 5.02 (13) may receive more than
8 a total of ~~\$150,000~~ \$300,000 in value of its contributions in any biennium from all
9 other committees, excluding contributions from legislative campaign committees
10 and transfers between party committees of the party. In this paragraph, a biennium
11 commences with January 1 of each odd-numbered year and ends with December 31
12 of each even-numbered year.

13 **SECTION 88.** 11.26 (8) (b) of the statutes is amended to read:

14 11.26 (8) (b) No such political party may receive more than a total of ~~\$6,000~~
15 \$12,000 in value of its contributions in any calendar year from any specific committee
16 or its subunits or affiliates, excluding legislative campaign and political party
17 committees.

18 **SECTION 89.** 11.26 (8) (c) of the statutes is amended to read:

19 11.26 (8) (c) No committee, other than a political party or legislative campaign
20 committee, may make any contribution or contributions, directly or indirectly, to a
21 political party under s. 5.02 (13) in a calendar year exceeding a total value of ~~\$6,000~~
22 \$12,000.

23 **SECTION 90.** 11.26 (9) (a) of the statutes is renumbered 11.26 (9) (a) (intro.) and
24 amended to read:

1 11.26 (9) (a) (intro.) No individual who is a candidate for state or local office may
2 receive and accept more than ~~65 percent of the value of the total disbursement level~~
3 ~~determined under s. 11.31~~ the following amounts for the office for which he or she is
4 a candidate during any primary and election campaign combined from all
5 ~~committees subject to a filing requirement, including~~ political party and legislative
6 campaign committees. subject to a filing requirement:

7 **SECTION 91.** 11.26 (9) (a) 1. to 12. of the statutes are created to read:

8 11.26 (9) (a) 1. Candidates for governor, \$432,000.

9 2. Candidates for lieutenant governor, \$130,000.

10 3. Candidates for attorney general, \$108,000.

11 4. Candidates for secretary of state, state treasurer, state superintendent, or
12 justice, \$87,000.

13 5. Candidates for court of appeals judge, \$35,000.

14 6. Candidates for state senator, \$14,000.

15 7. Candidates for representative to the assembly, \$7,000.

16 8. Candidates for circuit judge, \$35,000.

17 9. Candidates for district attorney in any prosecutorial unit with a population
18 of 500,000 or less, \$35,000.

19 10. In any jurisdiction or district, other than a judicial district or circuit, with
20 a population of 500,000 or more according to the most recent federal census covering
21 the entire jurisdiction or district, for the following countywide offices:

22 a. Candidates for county executive, \$54,000.

23 b. Candidates for district attorney, \$67,000.

24 c. Candidates for county supervisor, \$4,000.

1 d. Candidates for any other countywide elective office, not including candidates
2 specified under subd. 5. or 8., \$22,000.

3 11. In any jurisdiction or district, other than a judicial district or circuit, with
4 a population of 500,000 or more according to the most recent federal census covering
5 the entire jurisdiction or district, for the following offices in cities of the 1st class:

6 a. Candidates for mayor, \$54,000.

7 b. Candidates for city attorney, \$34,000.

8 c. Candidates for any other city-wide elective office, \$22,000.

9 d. Candidates for alderperson, \$4,000.

10 12. Candidates for any local office, who are elected from a jurisdiction or district
11 with less than 500,000 inhabitants according to the latest federal census or census
12 information on which the district is based, as certified by the appropriate filing
13 officer, an amount equal to the greater of the following:

14 a. Two hundred dollars.

15 b. Eleven percent of the annual salary for the office sought, rounded to the
16 nearest multiple of \$25.

17 c. Six cents per inhabitant of the jurisdiction or district, not to exceed \$9,000.

18 **SECTION 92.** 11.26 (9) (b) of the statutes is renumbered 11.26 (9) (b) (intro.) and
19 amended to read:

20 11.26 (9) (b) (intro.) No individual who is a candidate for state or local office may
21 receive and accept more than ~~45 percent of the value of the total disbursement level~~
22 ~~determined under s. 11.31~~ the following amounts for the office for which he or she is
23 a candidate during any primary and election campaign combined from all
24 committees other than political party and legislative campaign committees subject
25 to a filing requirement.:

1 **SECTION 93.** 11.26 (9) (b) 1. to 12. of the statutes are created to read:

2 11.26 (9) (b) 1. Candidates for governor, \$971,000.

3 2. Candidates for lieutenant governor, \$292,000.

4 3. Candidates for attorney general, \$486,000.

5 4. Candidates for secretary of state, state treasurer, state superintendent, or
6 justice, \$195,000.

7 5. Candidates for court of appeals judge, \$78,000.

8 6. Candidates for state senator, \$31,000.

9 7. Candidates for representative to the assembly, \$16,000.

10 8. Candidates for circuit judge, \$78,000.

11 9. Candidates for district attorney in any prosecutorial unit with a population
12 of 500,000 or less, \$78,000.

13 10. In any jurisdiction or district, other than a judicial district or circuit, with
14 a population of 500,000 or more according to the most recent federal census covering
15 the entire jurisdiction or district, for the following countywide offices:

16 a. Candidates for county executive, \$122,000.

17 b. Candidates for district attorney, \$146,000.

18 c. Candidates for county supervisor, \$8,000.

19 d. Candidates for any other countywide elective office, not including candidates
20 specified under subd. 5. or 8., \$49,000.

21 11. In any jurisdiction or district, other than a judicial district or circuit, with
22 a population of 500,000 or more according to the most recent federal census covering
23 the entire jurisdiction or district, for the following offices in cities of the 1st class:

24 a. Candidates for mayor, \$122,000.

25 b. Candidates for city attorney, \$73,000.

1 c. Candidates for any other city-wide elective office, \$49,000.

2 d. Candidates for alderperson, \$8,000.

3 12. Candidates for any local office, who are elected from a jurisdiction or district
4 with less than 500,000 inhabitants according to the latest federal census or census
5 information on which the district is based, as certified by the appropriate filing
6 officer, an amount equal to the greater of the following:

7 a. Five hundred dollars.

8 b. Twenty-four percent of the annual salary for the office sought, rounded to
9 the nearest multiple of \$25.

10 c. Fifteen cents per inhabitant of the jurisdiction or district, not to exceed
11 \$20,000.

12 **SECTION 94.** 11.26 (18) of the statutes is created to read:

13 11.26 (18) Beginning on July 1, 2015, and every 2 years thereafter, the board
14 shall modify the dollar amounts under subs. (1), (2), ⁽⁴⁾(8), and (9), rounded to the
15 nearest multiple of \$25, to adjust for the change in the consumer price index, all
16 items, U.S. city average, published by the federal Department of Labor for the
17 preceding 2-year period ending on December 31.

18 **SECTION 95.** 11.30 (4) of the statutes is amended to read:

19 11.30 (4) No owner or other person with a financial interest in a
20 communications medium may utilize such medium in support of or in opposition to
21 a candidate or referendum except as provided in this chapter.

22 (4m) This chapter shall not be construed to restrict fair coverage of bona fide
23 news stories, interviews with candidates and other politically active individuals,
24 editorial comment or endorsement. Such activities editorials by any broadcasting
25 station, cable television operator or producer, Internet site, or newspaper or other

1 periodical publication, including an Internet or electronic publication, unless the
 2 communication is made by a candidate, personal campaign committee, support
 3 committee of a candidate authorized under s. 11.05 (3) (p), or a political party.
 4 Activities that are not restricted under this subsection are not subject to an
 5 attribution requirement under sub. (2) and need not be reported as a contribution or
 6 disbursement.

Amend
 47-7JK

7 **SECTION 96.** 11.31 of the statutes is repealed.

8 **SECTION 97.** 11.38 (1) (a) 1. of the statutes is amended to read:

9 11.38 (1) (a) 1. No foreign or domestic corporation, or association organized
 10 under ch. 185 or 193, may make any contribution or disbursement, directly or
 11 indirectly, either independently or through any political party, committee, group,
 12 candidate or individual for any purpose ~~other than~~ except to promote or defeat a
 13 referendum and except that such a corporation or association may make a
 14 contribution to a committee that is operated exclusively for the purpose of financing
 15 the purchase, lease, or maintenance of space for exclusive use by a political party or
 16 legislative campaign committee.

17 **SECTION 98.** 11.38 (1) (a) 3. of the statutes is amended to read:

18 11.38 (1) (a) 3. No corporation or association specified in subd. 1. may annually
 19 expend more than a combined total of \$500 annually for solicitation of contributions
 20 to a fund established under subd. 2. or to a conduit more than the greater of \$20,000
 21 or 20 percent of the amount of contributions in the previous year to the fund
 22 established under subd. 2. or to a conduit.

23 **SECTION 99.** 13.025 of the statutes is created to read:

24 **13.025 Ethics training for members.** Before the oath of office may be
 25 administered to any member of the legislature, the member shall complete 4 hours

1 of ethics training administered by the government accountability board under s.
2 19.48 (9).

3 SECTION 100. 13.62 (1) of the statutes is renumbered 13.62 (1) (intro.) and
4 amended to read:

5 13.62 (1) (intro.) "Administrative action" means ~~the~~ any of the following:

6 (a) The proposal, drafting, development, consideration, promulgation,
7 amendment, repeal, or rejection by any agency of any rule promulgated under ch.
8 227.

9 SECTION 101. 13.62 (1) (b) of the statutes is created to read:

10 13.62 (1) (b) The consideration of specifications for a procurement by/or the
11 award of a procurement contract or order by an agency.

*a legislator or by
in agency*

12 SECTION 102. 13.62 (12e) of the statutes is created to read:

13 13.62 (12e) "Procurement" has the meaning given in s. 19.42 (11s).

*direct
48-13*

14 SECTION 103. 13.63 (1) (a) of the statutes is amended to read:

15 13.63 (1) (a) An ~~application~~ applicant for a license to act as a lobbyist may be
16 ~~obtained~~ obtain an application from and ~~filed~~ file the application with the board.
17 Except as authorized under par. (am), an applicant shall include his or her social
18 security number on the application. ~~The application~~ applicant shall ~~be signed~~, under
19 the penalty for making false statements under s. 13.69 (6m), ~~by the lobbyist~~ sign the
20 application. The applicant shall submit with the application the applicable fee under
21 s. 13.75 (1) or (1m) and evidence that the applicant has completed 4 hours of ethics
22 training administered by the board under s. 19.48 (9) within the preceding 24
23 months. Upon approval of the application and payment of the applicable license fee
24 under s. 13.75 (1) or (1m) to by the board, the board shall issue a license ~~which~~ to the
25 applicant. A license issued under this paragraph entitles the licensee to practice

1 lobbying on behalf of each registered principal ~~who or which has filed~~ for whom or
2 which an authorization for that lobbyist, as required under s. 13.65 ~~for that lobbyist,~~
3 has been filed and paid for whom or which the authorization fee required under s.
4 13.75 (4) has been paid. The A license issued under this paragraph shall expire on
5 December 31 of each even-numbered year.

6 **SECTION 104.** 13.67 of the statutes is amended to read:

7 **13.67 Identification of legislative and administrative proposals and**
8 **topics.** (1) Except as authorized under s. 13.621, no person may engage in lobbying
9 as a lobbyist on behalf of a principal and no principal may authorize a lobbyist to
10 engage in lobbying on its behalf unless the principal reports to the board, in such
11 manner as the board may prescribe, each legislative proposal, budget bill subject,
12 proposed procurement, and proposed administrative rule number in connection with
13 which the principal has made or intends to make a lobbying communication or, if the
14 lobbying does not relate to a legislative proposal or proposed administrative rule that
15 has been numbered or a specific proposed procurement or a budget bill subject, each
16 topic of a lobbying communication made or intended to be made by the principal. A
17 principal shall describe any topic of a lobbying communication with reasonable
18 specificity, sufficient to identify the subject matter of the lobbying communication
19 and whether the communication is an attempt to influence legislative or
20 administrative action, or both. The principal shall file the report no later than the
21 end of the 15th day after the date on which the principal makes a lobbying
22 communication with respect to a legislative proposal, proposed administrative rule,
23 proposed procurement, budget bill subject or other topic not previously reported by
24 the principal under this section during the biennial period for which the principal is

1 registered. The report shall be made by a person who is identified by the principal
2 under s. 13.64 (1) (e).

3 (2) Any person who is not a principal may, upon payment of the fee prescribed
4 under s. 13.75 (5), register with the board an interest in any legislative proposal,
5 proposed administrative rule, proposed procurement, budget bill subject or other
6 topic.

7 **SECTION 105.** 13.68 (1) (bp) of the statutes is created to read:

8 13.68 (1) (bp) For each proposed procurement in regard to which a lobbyist for
9 the principal attempted to influence administrative action, the principal's
10 reasonable estimate of the proportion of its time spent in lobbying associated with
11 that proposed procurement.

12 **SECTION 106.** 13.695 (1) (a) of the statutes is amended to read:

13 13.695 (1) (a) The name of the agency filing the statement;

14 **SECTION 107.** 13.695 (1) (b) of the statutes is amended to read:

15 13.695 (1) (b) The name, title, and salary, which is paid by the state, of each
16 officer or employee engaged in such legislative activity, ~~the~~.

17 ~~(c) The proportionate amount of time spent on legislative activity and the~~
18 ~~general area of legislative action by each such officer or employee.~~

19 ~~(d) The number of each introduced bill on or about which the officer or employee~~
20 ~~has attempted to influence legislative action.~~

21 **SECTION 108.** 13.75 (5) of the statutes is amended to read:

22 13.75 (5) Registering an interest in a legislative proposal, proposed
23 administrative rule, proposed procurement, budget bill subject or other topic under
24 13.67 (2), \$10, except that no fee is required for an individual who is eligible for the
25 veterans fee waiver program under s. 45.44.