



State of Wisconsin  
2001 - 2002 LEGISLATURE

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**ASSEMBLY AMENDMENT 7,  
TO 2001 SENATE BILL 110**

June 12, 2001 – Offered by Representative FREESE.

1           At the locations indicated, amend the engrossed bill as follows:

2           **1.** Page 1, line 13: before “polling” insert “requiring voter registration in every  
3           municipality, maintenance of a centralized registration list,”.

4           **2.** Page 2, line 2: delete “voter registration,”.

5           **3.** Page 6, line 6: after that line insert:

6           “**SECTION 1c.** 5.02 (17) of the statutes is amended to read:

7           5.02 (17) “Registration list” means the list of electors who are properly  
8           registered to vote in municipalities in which registration is required.”.

9           **4.** Page 8, line 2: after that line insert:

10           “**SECTION 8f.** 6.20 of the statutes is amended to read:

11           **6.20 Absent electors.** Any qualified elector of this state who registers where  
12           required may vote by absentee ballot under ss. 6.84 to 6.89.

13           **SECTION 8j.** 6.24 (3) of the statutes is amended to read:

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

8           **SECTION 8L.** 6.24 (4) (a) of the statutes is amended to read:

9           6.24 (4) (a) An overseas elector who is properly registered ~~where registration~~  
10          ~~is required~~ may request an absentee ballot in writing under ss. 6.86 to 6.89.

11          **SECTION 8n.** 6.24 (4) (c) of the statutes is amended to read:

12          6.24 (4) (c) Upon receipt of a timely application from an individual who  
13          qualifies as an overseas elector and who has registered to vote in a municipality  
14          under sub. (3) ~~whenever registration is required in that municipality~~, the municipal  
15          clerk of the municipality shall send an absentee ballot to the individual for all  
16          subsequent elections for national office to be held during the year in which the ballot  
17          is requested, unless the individual otherwise requests or until the individual no  
18          longer qualifies as an overseas elector.

19          **SECTION 8p.** 6.24 (8) of the statutes is repealed.

20          **SECTION 8t.** 6.27 (1) of the statutes is renumbered 6.27 and amended to read:

21          **6.27 Where elector Elector registration required.** Every municipality  
22          ~~over 5,000 population shall keep a registration list consisting of all currently~~  
23          ~~registered electors. Where used, registration applies to~~ Registration is required in  
24          every municipality for all elections.

25          **SECTION 8v.** 6.27 (2) to (5) of the statutes are repealed.”.

1           **5.** Page 9, line 2: after that line insert:

2           “**SECTION 10f.** 6.28 (2) (b) of the statutes is amended to read:

3           6.28 (2) (b) The municipal clerk of each municipality ~~in which elector~~  
4           ~~registration is required~~ shall notify the school board of each school district in which  
5           the municipality is located that high schools shall be used for registration pursuant  
6           to par. (a). The school board and the municipal clerk shall agree upon the  
7           appointment of at least one qualified elector at each high school as a special school  
8           registration deputy. The municipal clerk shall appoint such person as a school  
9           registration deputy and explain the person’s duties and responsibilities. Students  
10          and staff may register at the high school on any day that classes are regularly held.  
11          The school registration deputies shall promptly forward properly completed  
12          registration forms to the municipal clerk of the municipality in which the registering  
13          student or staff member resides. The municipal clerk, upon receiving such  
14          registration forms, shall add all those registering electors who have met the  
15          registration requirements to the registration list. The municipal clerk may reject  
16          any registration form and shall promptly notify the person whose registration is  
17          rejected of the rejection and the reason therefor. A person whose registration is  
18          rejected may reapply for registration if he or she is qualified. The form of each high  
19          school student who is qualified and will be eligible to vote at the next election shall  
20          be filed in such a way that when a student attains the age of 18 years the student is  
21          registered to vote automatically. Each school board shall assure that the principal  
22          of every high school communicates elector registration information to students.

23          **SECTION 10i.** 6.28 (3) of the statutes is amended to read:

1           6.28 (3) AT OFFICE OF REGISTER OF DEEDS. Any person ~~who resides in a~~  
2           municipality requiring registration of electors shall be given an opportunity to  
3           register to vote at the office of the register of deeds for the county in which the  
4           person's residence is located. An applicant may fill out the required registration form  
5           under s. 6.33. Upon receipt of a completed form, the register of deeds shall forward  
6           the form within 5 days to the appropriate municipal clerk, or to the board of election  
7           commissioners in cities over 500,000 population. The register of deeds shall forward  
8           the form immediately whenever registration closes within 5 days of receipt.”.

9           **6.** Page 9, line 7: delete the material beginning with “if” and ending with  
10          “municipality” on line 8.

11          **7.** Page 9, line 16: delete “where registration is required”.

12          **8.** Page 11, line 13: delete that line and substitute “commissioners. The  
13          municipal clerk or board of election commissioners, or county clerk if designated  
14          under s. 6.33 (5) (b), shall promptly enter electronically on the list maintained by the  
15          board under s. 6.36 (1) the information required under that subsection, except that  
16          information that is confidential under s. 6.47 (2) shall be provided to the board in  
17          such manner as the board prescribes. The municipal clerk or board of election  
18          commissioners shall file the”.

19          **9.** Page 12, line 2: after that line insert:

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

21          6.29 (2) (a) Any qualified elector of a municipality ~~where registration is~~  
22          ~~required~~ who has not previously filed a registration form or whose name does not  
23          appear on the registration list of the municipality shall be entitled to vote at the  
24          election if he or she delivers to the municipal clerk, or the county clerk if designated

1 under s. 6. 33 (5) (b), a registration form executed by the elector. The form shall  
2 contain a certification by the elector that all statements are true and correct.  
3 Alternatively, if the elector cannot obtain a registration form, the elector may deliver  
4 a statement, signed by the elector, containing all of the information required on the  
5 registration form. The elector shall present acceptable proof of residence as provided  
6 in s. 6.55 (7). If no proof is presented, the registration form or the listing of required  
7 information shall be substantiated by one other elector of the municipality,  
8 corroborating all the material statements therein. The corroborating elector shall  
9 then provide acceptable proof of residence under s. 6.55 (7). The signing of the form  
10 by the registering elector and statement by the corroborating elector shall be done  
11 in the presence of the municipal clerk or deputy clerk, or the county clerk if  
12 designated under s. 6.33 (5) (b), not later than 5 p.m. of the day before an election.

13 **SECTION 12f.** 6.29 (2) (b) of the statutes is amended to read:

14 6.29 (2) (b) ~~Upon~~ Unless the municipal clerk determines that the registration  
15 list will be revised to incorporate the registration in time for the election, upon the  
16 filing of the registration form required by this section, the municipal clerk, or the  
17 county clerk if designated under s. 6.33 (5) (b), shall issue a certificate addressed to  
18 the inspectors of the proper ward or election district directing that the elector be  
19 permitted to cast his or her vote, ~~unless the clerk determines that the registration~~  
20 ~~list will be revised to incorporate the registration in time for the election.~~ The  
21 certificate shall be numbered serially, prepared in duplicate and one copy preserved  
22 in the office of the municipal clerk.”.

23 **10.** Page 13, line 3: after that line insert:

24 “**SECTION 15f.** 6.33 (5) of the statutes is created to read:

1           6.33 (5) (a) Except as provided in par. (b), whenever a municipal clerk receives  
2 a valid registration or valid change of a name or address under an existing  
3 registration and whenever a municipal clerk cancels a registration, the municipal  
4 clerk shall promptly enter electronically on the list maintained by the board under  
5 s. 6.36 (1) the information required under that subsection, except that the municipal  
6 clerk may update any entries that change on the date of an election in the  
7 municipality within 10 days after that date, and the municipal clerk shall provide  
8 to the board information that is confidential under s. 6.47 (2) in such manner as the  
9 board prescribes.

10           (b) The town clerk of any town having a population of not more than 5,000 may  
11 designate the county clerk of the county where the town is located as the town clerk's  
12 agent to carry out the functions of the town clerk under this subsection for that town.  
13 The town clerk shall notify the county clerk of any such designation in writing. The  
14 town clerk may, by similar notice to the county clerk at least 14 days prior to the  
15 effective date of any change, discontinue the designation. If the town clerk  
16 designates a county clerk as his or her agent, the town clerk shall immediately  
17 forward all registration changes filed with the town clerk to the county clerk for  
18 electronic entry on the registration list.

19           **SECTION 15i.** 6.35 (2) of the statutes is repealed.

20           **SECTION 15k.** 6.35 (3) of the statutes is amended to read:

21           6.35 (3) ~~In municipalities employing data processing for keeping of registration~~  
22 ~~forms, original~~ Original registration forms shall be maintained in the office of the  
23 municipal clerk or board of election commissioners at all times.

24           **SECTION 15m.** 6.35 (5) and (6) of the statutes are repealed.

25           **SECTION 15p.** 6.36 (1) of the statutes is repealed and recreated to read:

1           6.36 (1) (a) The board shall compile and maintain electronically an official  
2 registration list. Except as provided in sub. (2) (b), the list shall contain the name  
3 and address of each registered elector in this state and such other information as the  
4 board prescribes by rule.

5           (b) Except for the addresses of electors who obtain a confidential listing under  
6 s. 6.47 (2), the list shall be open to public inspection under s. 19.35 (1) and shall be  
7 electronically accessible by any person, but no person other than an election official  
8 who is authorized by a municipal clerk may make a change in the list. The list shall  
9 be electronically accessible by name and shall also be accessible in alphabetical order  
10 of the electors' names for the entire state and for each county, municipality, ward, and  
11 combination of wards authorized under s. 5.15 (6) (b).

12           (c) The list shall be designed in such a way that the municipal clerk or board  
13 of election commissioners of any municipality may, by electronic transmission  
14 utilizing a format prescribed by the board, add, revise, or remove entries on the list  
15 for any elector who resides in, or who the list identifies as residing in, that  
16 municipality and no other municipality.

17           (d) The board may not make any changes in entries to the registration list.

18           **SECTION 15r.** 6.36 (2) (a) of the statutes is amended to read:

19           6.36 (2) (a) Except as provided in par. (b), the each registration lists list  
20 prepared for use at a polling place shall contain the full name and address of each  
21 registered elector, a blank column for the entry of the serial number of the electors  
22 when they vote, and a form of a certificate bearing the certification of the executive  
23 director of the board stating that each the list is a true and complete ~~combined check~~  
24 and registration list of the respective municipality or the ward or wards for which  
25 the list is prepared.

1           **SECTION 15t.** 6.36 (3) of the statutes is amended to read:

2           6.36 (3) ~~Municipalities shall prepare at least 2 copies of the registration list for~~  
3 ~~each ward and bind them in book form.~~ The original registration forms constitute  
4 ~~the official registration list and shall be controlling whenever discrepancies occur in~~  
5 entering information from the forms under s. 6.33 (5).”.

6           **11.** Page 13, line 22: after that line insert:

7           “**SECTION 17d.** 6.47 (2) of the statutes is amended to read:

8           6.47 (2) Except as authorized in sub. (8), the board and each municipal clerk,  
9 and each county clerk who is designated under s. 6.33 (5) (b) as the agent of a  
10 municipal clerk, shall withhold from public inspection under s. 19.35 (1) the name  
11 and address of any eligible individual whose name appears on a poll list or  
12 registration list if the individual files provides the municipal clerk, or the county  
13 clerk if designated under s. 6.33 (5) (b), with a valid written request ~~with the clerk~~  
14 to protect the individual’s confidentiality. To be valid, a request under this subsection  
15 must be accompanied by a copy of a protective order that is in effect, an affidavit  
16 under sub. (1) (a) 2. that is dated within 30 days of the date of the request or a  
17 statement signed by the operator or an authorized agent of the operator of a shelter  
18 that is dated within 30 days of the date of the request and that indicates that the  
19 operator operates the shelter and that the individual making the request resides in  
20 the shelter. A physically disabled individual who appears personally at the office of  
21 the municipal clerk, or the county clerk if designated under s. 6.33 (5) (b),  
22 accompanied by another elector of this state may designate that elector to make a  
23 request under this subsection on his or her behalf. Any county clerk that receives



1 a valid written request under this subsection shall promptly forward the request to  
2 the municipal clerk.

3 **SECTION 17f.** 6.47 (3) of the statutes is amended to read:

4 6.47 (3) Upon ~~listing of~~ receiving a valid written request from an elector under  
5 sub. (2), the municipal clerk, or the county clerk if designated under s. 6.33 (5) (b),  
6 shall issue to the elector a voting identification card on a form prescribed by the board  
7 that shall contain the name of the elector's municipality ~~issuing the card of residence~~  
8 and in the case of a town, the county in which the town is located, the elector's name,  
9 the ward in which the elector resides, if any, and a unique identification serial  
10 number issued by the board. The number issued to an elector under this subsection  
11 shall not be changed for so long as the elector continues to qualify for a listing under  
12 sub. (2).

13 **SECTION 17i.** 6.50 (1) (intro.) of the statutes is amended to read:

14 6.50 (1) (intro.) Within 90 days following each general election, the municipal  
15 clerk or board of election commissioners of each municipality ~~in which registration~~  
16 ~~is required~~ shall examine the registration records and identify each elector who has  
17 not voted within the previous 4 years if qualified to do so during that entire period  
18 and shall mail a notice to the elector in substantially the following form:

19 **SECTION 17k.** 6.50 (2m) (a) of the statutes is amended to read:

20 6.50 (2m) (a) As an alternative to the procedure prescribed in subs. (1) and (2),  
21 the governing body of a municipality ~~where registration is required~~ may provide for  
22 revision of registration lists under this subsection.

23 **SECTION 17p.** 6.55 (2) (a) 1. (intro.) of the statutes is amended to read:

24 6.55 (2) (a) 1. (intro.) Except where the procedure under par. (c) or (cm) is  
25 employed, any person who qualifies as an elector in the ward or election district

1 where he or she desires to vote, but has not previously filed a registration form, or  
2 was registered at another location in a municipality where registration is required,  
3 may request permission to vote at the polling place for that ward or election district,  
4 or at an alternate polling place assigned under s. 5.25 (5) (b). When a proper request  
5 is made, the inspector shall require the person to execute a registration form  
6 prescribed by the board that shall contain the following certification:

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

8 6.55 (2) (c) 1. As an alternative to registration at the polling place under pars.  
9 (a) and (b), the board of election commissioners, or the governing body of any  
10 municipality ~~in which registration is required~~ may by resolution require a person  
11 who qualifies as an elector and who is not registered and desires to register on the  
12 day of an election to do so at another readily accessible location in the same building  
13 as the polling place serving the elector's residence or at an alternate polling place  
14 assigned under s. 5.25 (5) (b), instead of at the polling place serving the elector's  
15 residence. In such case, the municipal clerk shall prominently post a notice of the  
16 registration location at the polling place. The municipal clerk, deputy clerk or special  
17 registration deputy at the registration location shall require such person to execute  
18 a registration form as prescribed under par. (a) and to provide acceptable proof of  
19 residence as provided under sub. (7). If the person cannot supply ~~such proof~~  
20 acceptable proof of residence, the information contained in the registration form  
21 shall be corroborated in the manner provided in par. (b). The signing by the elector  
22 person executing the registration form and by any ~~corroborating elector~~ corroborator  
23 shall be in the presence of the municipal clerk, deputy clerk or special registration  
24 deputy. Upon proper completion of registration, the municipal clerk, deputy clerk  
25 or special registration deputy shall serially number the registration and give one

1 copy to the elector for presentation at the polling place serving the elector's residence  
2 or an alternate polling place assigned under s. 5.25 (5) (b)."

3 **12.** Page 14, line 5: after that line insert:

4 **"SECTION 18d.** 6.55 (3) of the statutes is amended to read:

5 6.55 (3) Any qualified elector in the ward or election district where the elector  
6 desires to vote whose name does not appear on the registration list where  
7 registration is required but who claims to be registered to vote in the election may  
8 request permission to vote at the polling place for that ward or election district.  
9 When the request is made, the inspector shall require the person to give his or her  
10 name and address. If the elector is not at the polling place which serves the ward or  
11 election district where the elector resides, the inspector shall provide the elector with  
12 directions to the correct polling place. If the elector is at the correct polling place, the  
13 elector shall then execute the following written statement: "I, ..., hereby certify that  
14 to the best of my knowledge, I am a qualified elector, having resided at .... for at least  
15 10 days immediately preceding this election, and that I am not disqualified on any  
16 ground from voting, and I have not voted at this election and am properly registered  
17 to vote in this election." The person shall be required to provide acceptable proof of  
18 residence as provided under sub. (7) and shall then be given the right to vote. If  
19 acceptable proof is presented, the elector need not have the information corroborated  
20 by any other elector. If acceptable proof is not presented, the statement shall be  
21 certified by the elector and shall be corroborated by another elector who resides in  
22 the municipality. The corroborator shall then provide acceptable proof of residence  
23 as provided in sub. (7). Whenever the question of residence cannot be satisfactorily  
24 resolved and the elector cannot be permitted to vote, an inspector shall telephone the

1 office of the municipal clerk to reconcile the records at the polling place with those  
2 at the office.”.

3 **13.** Page 15, line 6: delete lines 6 to 17 and substitute:

4 “**SECTION 24m.** 6.79 (intro.) (except 6.79 (title)) of the statutes is renumbered  
5 6.79 (1m) and amended to read:

6 6.79 (1m) SEPARATE POLL LISTS. Two election officials at each election ward shall  
7 be in charge of and shall maintain 2 separate poll lists of containing information  
8 relating to all persons voting. The municipal clerk may elect to maintain the  
9 information on the ~~poll list~~ lists manually or electronically. ~~If the list is~~ lists are  
10 maintained electronically, the officials shall enter the information into an electronic  
11 data recording system that enables retrieval of a printed copy of the ~~poll list~~ at the  
12 polling place. The system employed is subject to the approval of the board.

13 **SECTION 24p.** 6.79 (1) of the statutes is repealed.

14 **SECTION 25b.** 6.79 (2) of the statutes is repealed and recreated to read:

15 6.79 (2) VERIFICATION OF NAME AND ADDRESS AND MAINTENANCE OF POLL LISTS. (a)  
16 Unless information on the poll list is entered electronically, the municipal clerk shall  
17 supply the inspectors with 2 copies of the most current original registration list or  
18 lists prepared under s. 6.36 (1) for use as poll lists at the polling place. Except as  
19 provided in sub. (6), each person, before receiving a serial number, shall state his or  
20 her full name and address. The officials shall verify that the name and address  
21 provided by the person are the same as the person’s name and address on the poll list.

22 (b) Upon the poll list, after the name of each elector, the officials shall enter a  
23 serial number for each elector in the order that votes are cast, beginning with  
24 number one. The officials shall maintain a separate list for electors who are voting

1 under s. 6.15 or 6.55 (2) or (3), electors who are voting after presenting a certificate  
2 issued under s. 6.285 (2) (b) 2. or 6.29 (2) (b), and electors who are reassigned from  
3 another polling place under s. 5.25 (5) (b). The officials shall enter the full name,  
4 address, and serial number of each of these electors on the appropriate separate list.  
5 The officials shall provide each elector with a slip bearing the same serial number  
6 as is recorded for the elector upon the poll list or separate list.

7 **SECTION 25e.** 6.79 (4) of the statutes is amended to read:

8 **6.79 (4) SUPPLEMENTAL INFORMATION.** When any elector provides identification  
9 under ~~sub. (1) or~~ s. 6.15, 6.29 or 6.55 (2) or (3), the election officials shall enter the  
10 type of identification on the poll ~~or registration~~ list, or supplemental list maintained  
11 under sub. (2). If the form of identification includes a number which applies only to  
12 the individual holding that piece of identification, the election officials shall also  
13 enter that number on the list. When any elector corroborates the registration  
14 identity or residence of any person offering to vote under ~~sub. (1) or~~ s. 6.55 (2) (b) or  
15 (c) or (3) the name and address of the corroborator shall also be entered next to the  
16 name of the elector whose information is being corroborated on the ~~registration or~~  
17 poll list, or the separate list maintained under sub. (2). When any person offering  
18 to vote has been challenged and taken the oath, following the person's name on the  
19 ~~registration or poll list~~, the officials shall enter the word "Sworn".

20 **SECTION 25g.** 6.79 (5) of the statutes is repealed.

21 **SECTION 25i.** 6.79 (6) (a) of the statutes is repealed.

22 **SECTION 25k.** 6.79 (6) (b) of the statutes is renumbered 6.79 (6) and amended  
23 to read:

24 **6.79 (6) CONFIDENTIAL NAMES AND ADDRESSES.** ~~In municipalities where~~  
25 ~~registration is required, an~~ An elector who has a confidential listing under s. 6.47 (2)

1 may present his or her identification card issued under s. 6.47 (3), or may give his  
2 or her name and identification serial number issued under s. 6.47 (3), in lieu of  
3 stating his or her name and address under sub. (2). If the elector's name and  
4 identification serial number appear on the confidential portion of the list, the  
5 inspectors shall issue a voting serial number to the elector, record that number on  
6 the ~~registration~~ poll list and permit the elector to vote.

7 **SECTION 25m.** 6.82 (1) (a) of the statutes is amended to read:

8 6.82 (1) (a) When any inspectors are informed that an elector is at the entrance  
9 to the polling place who as a result of disability is unable to enter the polling place,  
10 they shall permit the elector to be assisted in marking or punching a ballot by any  
11 individual selected by the elector, except the elector's employer or an agent of that  
12 employer or an officer or agent of a labor organization which represents the elector.  
13 The inspectors shall issue a ballot to the individual selected by the elector and shall  
14 accompany the individual to the polling place entrance where the assistance is to be  
15 given. If the ballot is a paper ballot, the assisting individual shall fold the ballot after  
16 the ballot is marked or punched by the assisting individual. The assisting individual  
17 shall then immediately take the ballot into the polling place and give the ballot to an  
18 inspector. The inspector shall distinctly announce that he or she has "a ballot offered  
19 by .... (stating person's name), an elector who, as a result of disability, is unable to  
20 enter the polling place without assistance". The inspector shall then ask, "Does  
21 anyone object to the reception of this ballot?" If no objection is made, the inspectors  
22 shall record the elector's name under s. 6.79 and deposit the ballot in the ballot box,  
23 and shall make a notation on the ~~registration~~ or poll list: "Ballot received at poll  
24 entrance".

1           **14.** Page 16, line 2: after that line insert:

2           “**SECTION 27m.** 6.86 (3) (a) of the statutes is amended to read:

3           6.86 **(3)** (a) Any elector who is registered,~~or otherwise qualified where~~  
4 registration is not required, and who is hospitalized, may apply for and obtain an  
5 official ballot by agent. The agent may apply for and obtain a ballot for the  
6 hospitalized absent elector by presenting a form prescribed by the board and  
7 containing the required information supplied by the hospitalized elector and signed  
8 by that elector and any other elector residing in the same municipality as the  
9 hospitalized elector, corroborating the information contained therein. The  
10 corroborating elector shall state on the form his or her full name and address.”

11           **15.** Page 19, line 6: delete the material beginning with “where” and ending  
12 with “a” on line 7 and substitute “A”.

13           **16.** Page 20, line 12: after that line insert:

14           “**SECTION 30d.** 6.88 (3) (a) of the statutes, as affected by 2001 Wisconsin Act ....  
15 (this act), is amended to read:

16           6.88 **(3)** (a) Any time between the opening and closing of the polls on election  
17 day, the inspectors shall open the carrier envelope only, and announce the name of  
18 the absent elector or the identification serial number of the absent elector if the  
19 elector has a confidential listing under s. 6.47 (2). When the inspectors find that the  
20 certification has been properly executed, the applicant is a qualified elector of the  
21 ward or election district, and the applicant has not voted in the election, they shall  
22 enter an indication on the poll ~~or registration~~ list next to the applicant’s name  
23 indicating an absentee ballot is cast by the elector. They shall then open the envelope  
24 containing the ballot in a manner so as not to deface or destroy the certification

1 thereon. The inspectors shall take out the ballot without unfolding it or permitting  
2 it to be unfolded or examined. Unless the ballot is cast under s. 6.95, the inspectors  
3 shall verify that the ballot has been endorsed by the issuing clerk or special voting  
4 deputy. The inspectors shall deposit the ballot into the proper ballot box and enter  
5 the absent elector's name or voting number after his or her name on the poll or  
6 registration list in the same manner as if the elector had been present and voted in  
7 person.

8 "SECTION 30m. 6.94 of the statutes is amended to read:

9 **6.94 Challenged elector oath.** If the person challenged refuses to answer  
10 fully any relevant questions put to him or her by the inspector under s. 6.92, the  
11 inspectors shall reject the elector's vote. If the challenge is not withdrawn after the  
12 person offering to vote has answered the questions, one of the inspectors shall  
13 administer to the person the following oath or affirmation: "You do solemnly swear  
14 (or affirm) that: you are 18 years of age; you are a citizen of the United States; you  
15 are now and for 10 days have been a resident of this ward except under s. 6.02 (2);  
16 you have not voted at this election; you have not made any bet or wager or become  
17 directly or indirectly interested in any bet or wager depending upon the result of this  
18 election; you are not on any other ground disqualified to vote at this election". If  
19 the person challenged refuses to take the oath or affirmation, the person's vote shall  
20 be rejected. If the person challenged answers fully all relevant questions put to the  
21 elector by the inspector under s. 6.92, takes the oath or affirmation, and fulfills the  
22 applicable registration requirements, ~~where applicable~~, and if the answers to the  
23 questions given by the person indicate that the person meets the voting qualification  
24 requirements, the person's vote shall be received.

25 SECTION 30p. 6.95 of the statutes is amended to read:



1           **6.95 Voting procedure for challenged electors.** Whenever the inspectors  
2 under ss. 6.92 to 6.94 receive the vote of a person offering to vote who has been  
3 challenged, they shall give the elector a ballot. Before depositing the ballot, the  
4 inspectors shall write on the back of the ballot the serial number of the challenged  
5 person corresponding to the number kept at the election on the ~~registration or~~ poll  
6 list, or other list maintained under s. 6.79. If voting machines are used in the  
7 municipality where the person is voting, the person's vote may be received only upon  
8 an absentee ballot furnished by the municipal clerk which shall have the  
9 corresponding serial number from the ~~registration or~~ poll list or other list  
10 maintained under s. 6.79 written on the back of the ballot before the ballot is  
11 deposited. The inspectors shall indicate on the list the reason for the challenge. The  
12 challenged ballots shall be counted under s. 5.85 or 7.51. The municipal board of  
13 canvassers may decide any challenge when making its canvass under s. 7.53. If the  
14 returns are reported under s. 7.60, a challenge may be reviewed by the county board  
15 of canvassers. If the returns are reported under s. 7.70, a challenge may be reviewed  
16 by the chairperson of the board or the chairperson's designee. The decision of any  
17 board of canvassers or of the chairperson or chairperson's designee may be appealed  
18 under s. 9.01. The standard for disqualification specified in s. 6.325 shall be used to  
19 determine the validity of challenged ballots.

20           **SECTION 30s.** 7.08 (1) (c) of the statutes is amended to read:

21           7.08 (1) (c) Prescribe forms required by ss. 6.24 (3) and (4), 6.30 (4), 6.33 (1),  
22 6.40 (1) (b), 6.47 (1) (a) 2. and (3), 6.55 (2) and (3), ~~6.79 (5)~~ and 6.86 (2) and (3). All  
23 such forms shall contain a statement of the penalty applicable to false or fraudulent  
24 registration or voting through use of the form. Forms are not required to be furnished  
25 by the board.”.

1           **17.** Page 20, line 23: after that line insert:

2           “**SECTION 32d.** 7.10 (1) (b) of the statutes is amended to read:

3           7.10 (1) (b) The county clerk shall supply sufficient ~~poll list blanks for~~  
4           ~~municipalities that do not have elector registration and other~~ election supplies for  
5           national, state and county elections to municipalities within the county. The ~~poll list~~  
6           ~~blanks and other~~ election supplies shall be enclosed in the sealed package containing  
7           the official ballots and delivered to the municipal clerk.

8           **SECTION 32f.** 7.10 (7) of the statutes is created to read:

9           7.10 (7) REGISTRATION AGENT FOR TOWN CLERK. The county clerk shall carry out  
10          the registration functions specified in ss. 6.29 (2) and 6.33 (5) (b) for any town clerk  
11          who designates the county clerk as the agent of the town clerk under s. 6.33 (5) (b).

12          **SECTION 32h.** 7.15 (1) (intro.) of the statutes is amended to read:

13          7.15 (1) SUPERVISE REGISTRATION AND ELECTIONS. (intro.) ~~Each~~ Except as  
14          provided in ss. 6.33 (5) (b) and 6.36 (1), each municipal clerk has charge and  
15          supervision of elections and registration in the municipality. The clerk shall perform  
16          the following duties and any others which may be necessary to properly conduct  
17          elections or registration:

18          **SECTION 32j.** 7.15 (1) (c) of the statutes is amended to read:

19          7.15 (1) (c) Prepare ballots for municipal elections, and distribute ballots and  
20          provide other supplies for conducting all elections. The municipal clerk shall deliver  
21          ~~poll list forms received from the county clerk to the polling places with the ballots to~~  
22          the polling places before the polls open.”.

23          **18.** Page 21, line 10: after that line insert:

24          “**SECTION 33d.** 7.15 (4) of the statutes is amended to read:

1           7.15 (4) RECORDING ELECTORS. After each election where registration is used,  
2 the municipal clerk shall make a record of each elector who has voted at the election  
3 by stamping or writing the date of the election in the appropriate space on the  
4 original registration form of the elector. Municipalities employing data processing  
5 may, in lieu of this requirement, record voting information in such a manner that it  
6 is readily available for retrieval by computer.”.

7           **19.** Page 24, line 24: after that line insert:

8           “**SECTION 41d.** 7.37 (7) of the statutes is amended to read:

9           7.37 (7) ~~REGISTRATION AND POLL~~ POLL LISTS. Two inspectors shall be assigned  
10 to have charge of the ~~registration or~~ poll lists at each election.”.

11           **20.** Page 25, line 23: after that line insert:

12           “**SECTION 46d.** 7.51 (2) (a) of the statutes is amended to read:

13           7.51 (2) (a) The inspectors shall first compare the poll ~~or registration~~ lists,  
14 correcting any mistakes until the poll ~~or registration~~ lists agree. The chief inspector  
15 and the inspectors who are responsible for recording electors under s. 6.79 shall  
16 verify the correctness of the poll ~~or registration~~ lists after the polls close by each  
17 signing their name thereto. Where ballots are distributed to electors, the inspectors  
18 shall then open the ballot box and remove and count the number of ballots therein  
19 without examination except as is necessary to ascertain that each is a single ballot.  
20 If 2 or more ballots are folded together so as to appear as a single ballot, the inspectors  
21 shall lay them aside until the count is completed; and if, after a comparison of the  
22 count and the appearance of the ballots it appears to a majority of the inspectors that  
23 the ballots folded together were voted by the same person they may not be counted

1 but the inspectors shall mark them as to the reason for removal, set them aside and  
2 carefully preserve them. The inspectors shall then proceed under par. (b).

3 **SECTION 46f.** 7.51 (2) (c) of the statutes is amended to read:

4 7.51 (2) (c) Whenever the number of ballots exceeds the number of voting  
5 electors as indicated on the poll ~~or registration~~ list, the inspectors shall place all  
6 ballots face up to check for blank ballots. In this paragraph, "blank ballot" means  
7 a ballot on which no votes are cast for any office or question. The inspectors shall  
8 mark, lay aside and preserve any blank ballots. If the number of ballots still exceeds  
9 the number of voting electors, the inspectors shall place all ballots face down and  
10 proceed to check for the initials. The inspectors shall mark, lay aside and preserve  
11 any ballot not bearing the initials of 2 inspectors or any absentee ballot not bearing  
12 the initials of the municipal clerk. During the count the inspectors shall count those  
13 ballots cast by challenged electors the same as the other ballots.

14 **SECTION 46h.** 7.51 (2) (e) of the statutes is amended to read:

15 7.51 (2) (e) If, after any ballots have been laid aside, the number of ballots still  
16 exceeds the total number of electors recorded on the ~~registration or~~ poll list, the  
17 inspectors shall separate the absentee ballots from the other ballots. If there is an  
18 excess number of absentee ballots, the inspectors shall place the absentee ballots in  
19 the ballot box and one of the inspectors shall publicly and without examination draw  
20 therefrom by chance the number of ballots equal to the excess number of absentee  
21 ballots. If there is an excess number of other ballots, the inspectors shall place those  
22 ballots in the ballot box and one of the inspectors shall publicly and without  
23 examination draw therefrom by chance the number of ballots equal to the excess  
24 number of those ballots. All ballots so removed may not be counted but shall be  
25 specially marked as having been removed by the inspectors on original canvass due

1 to an excess number of ballots, set aside and preserved. When the number of ballots  
2 and total shown on the poll ~~or registration~~ list agree, the inspectors shall return all  
3 ballots to be counted to the ballot box and shall turn the ballot box in such manner  
4 as to thoroughly mix the ballots. The inspectors shall then open, count and record  
5 the number of votes. When the ballots are counted, the inspectors shall separate  
6 them into piles for ballots similarly voted. Objections may be made to placement of  
7 ballots in the piles at the time the separation is made.

8 **SECTION 46j.** 7.51 (4) (a) of the statutes is amended to read:

9 7.51 (4) (a) The tally sheets shall state the total number of votes cast for each  
10 office and for each individual receiving votes for that office, whether or not the  
11 individual's name appears on the ballot, and shall state the vote for and against each  
12 proposition voted on. Upon completion of the tally sheets, the inspectors shall  
13 immediately complete inspectors' statements in duplicate. The inspectors shall state  
14 the excess, if any, by which the number of ballots exceeds the number of electors  
15 voting as shown by the poll ~~or registration~~ list, ~~if any~~, and shall state the number of  
16 the last elector as shown by the ~~registration or~~ poll lists. At least 3 inspectors,  
17 including the chief inspector and, unless election officials are appointed under s. 7.30  
18 (4) (c) without regard to party affiliation, at least one inspector representing each  
19 political party, shall then certify to the correctness of the statements and tally sheets  
20 and sign their names. All other election officials assisting with the tally shall also  
21 certify to the correctness of the tally sheets. When the tally is complete, the  
22 inspectors shall publicly announce the results from the statements.

23 **SECTION 46L.** 7.51 (5) of the statutes is amended to read:

24 7.51 (5) RETURNS. The inspectors shall make full and accurate return of the  
25 votes cast for each candidate and proposition on tally sheet blanks provided by the

1 municipal clerk for the purpose. Each tally sheet shall record the returns for each  
2 office or referendum by ward, unless combined returns are authorized in accordance  
3 with s. 5.15 (6) (b) in which case the tally sheet shall record the returns for each group  
4 of combined wards. After recording the votes, the inspectors shall seal in a carrier  
5 envelope outside the ballot bag or container one inspectors' statement under sub. (4)  
6 (a), one tally sheet and one poll ~~or registration~~ list for delivery to the county clerk,  
7 unless the election relates only to municipal or school district offices or referenda.  
8 The inspectors shall also similarly seal one inspectors' statement, one tally sheet and  
9 one poll ~~or registration~~ list for delivery to the municipal clerk. For school district  
10 elections, except in 1st class cities, the inspectors shall similarly seal one inspectors'  
11 statement, one tally sheet and one poll ~~or registration~~ list for delivery to the school  
12 district clerk. The inspectors shall immediately deliver all ballots, statements, tally  
13 sheets, lists and envelopes to the municipal clerk. The municipal clerk shall arrange  
14 for delivery of all ballots, statements, tally sheets, lists and envelopes relating to a  
15 school district election to the school district clerk. The municipal clerk shall deliver  
16 the ballots, statements, tally sheets, lists and envelopes for his or her municipality  
17 relating to any county, technical college district, state or national election to the  
18 county clerk by 2 p.m. on the day following each such election. The person delivering  
19 the returns shall be paid out of the municipal treasury. Each clerk receiving ballots,  
20 statements, tally sheets or envelopes shall retain them until destruction is  
21 authorized under s. 7.23 (1).

22 **SECTION 46t.** 9.01 (1) (b) 1. of the statutes is amended to read:

23 9.01 (1) (b) 1. The board of canvassers shall first compare the ~~registration or~~  
24 poll lists and determine the number of voting electors.”.

1           **21.** Page 28, line 3: after that line insert:

2           “**SECTION 55t.** 59.05 (2) of the statutes is amended to read:

3           59.05 (2) If two-fifths of the legal voters of any county, to be determined by the  
4 registration or poll lists of the last previous general election held in the county, the  
5 names of which voters shall appear on some one of the registration or poll lists of such  
6 election, present to the board a petition conforming to the requirements of s. 8.40  
7 asking for a change of the county seat to some other place designated in the petition,  
8 the board shall submit the question of removal of the county seat to a vote of the  
9 qualified voters of the county. The board shall file the question as provided in s. 8.37.  
10 The election shall be held only on the day of the general election, notice of the election  
11 shall be given and the election shall be conducted as in the case of the election of  
12 officers on that day, and the votes shall be canvassed, certified and returned in the  
13 same manner as other votes at that election. The question to be submitted shall be  
14 “Shall the county seat of .... county be removed to ....?”.”.

15           **22.** Page 29, line 7: after that line insert:

16           “**SECTION 57m.** 117.20 (2) of the statutes is amended to read:

17           117.20 (2) The clerk of each affected school district shall publish notice, as  
18 required under s. 8.55, in the territory of that school district. The procedures for  
19 school board elections under s. 120.06 (5), (9), (11), (13) and (14) apply to a  
20 referendum held under this section. The school board and school district clerk of each  
21 affected school district shall each perform, for that school district, the functions  
22 assigned to the school board and the school district clerk, respectively, under those  
23 subsections. The form of the ballot shall correspond to the form prescribed by the  
24 elections board under ss. 5.64 (2) and 7.08 (1) (a). The clerk of each affected school

1 district shall file with the secretary of the board a certified statement prepared by  
2 the school district board of canvassers of the results of the referendum in that school  
3 district.

4 **SECTION 57p.** 120.06 (5) of the statutes is repealed.”.

5 **23.** Page 29, line 20: after that line insert:

6 “**SECTION 58f.** 125.05 (2) (h) of the statutes is amended to read:

7 125.05 (2) (h) *Number of electors.* The number of electors in a residence district  
8 shall equal not less than the number of names with residences in the district which  
9 appear on ~~a~~ the registration list, as defined in s. 5.02 (17). ~~If there is no registration~~  
10 ~~list, the number of electors shall equal the number of names with residences in the~~  
11 ~~district which appear on a poll list as defined in s. 5.02 (14) compiled at the last~~  
12 ~~gubernatorial or presidential election, whichever is most recent, for the residence~~  
13 district on the date that the remonstrance, consent, or counter petition is filed. A  
14 person whose name does not appear on a registration list ~~or poll list~~ may not sign a  
15 protest petition, consent or counter petition.”.

16 **24.** Page 33, line 23: delete the material beginning with that line and ending  
17 with page 35, line 8.

18 **25.** Page 39, line 3: after that line insert:

19 “(2r) REGISTRATION. The treatment of sections 5.02 (17), 6.20, 6.24 (3), (4) (a) and  
20 (c), and (8), 6.27 (1) and (2) to (5), 6.28 (2) (b) and (3), 6.29 (2) (a) and (b), 6.33 (5), 6.35  
21 (2), (3), (5), and (6), 6.36 (1), (2) (a), and (3), 6.47 (2) and (3), 6.50 (1) (intro.) and (2m)  
22 (a), 6.55 (2) (a) 1. (intro.) and (c) 1. and (3), 6.79 (intro.), (1), (2), (4), (5), and (6) (a)  
23 and (b), 6.82 (1) (a), 6.86 (3) (a), 6.88 (3) (a) (by SECTION 30d), 6.94, 6.95, 7.08 (1) (c),  
24 7.10 (1) (b) and (7), 7.15 (1) (intro.) and (c) and (4), 7.37 (7), 7.51 (2) (a), (c), and (e),



1 (4) (a), and (5), 9.01 (1) (b) 1., 59.05 (2), 117.20 (2), 120.06 (5), and 125.05 (2) (h) of the  
2 statutes takes effect on September 1, 2003.”.

3 (END)