



State of Wisconsin
2017 - 2018 LEGISLATURE

LRBa0372/1
JK:wlj/amn/ahe

**ASSEMBLY AMENDMENT 1,
TO ASSEMBLY BILL 153**

April 24, 2017 - Offered by Representative TUSLER.

- 1 At the locations indicated, amend the bill as follows:
- 2 **1.** Page 2, line 8: delete “3rd first” and substitute “3rd”.
- 3 **2.** Page 2, line 12: delete “3rd first” and substitute “3rd”.
- 4 **3.** Page 3, line 3: delete “3rd first” and substitute “3rd”.
- 5 **4.** Page 3, line 5: after “ballots.” insert “With regard to an election for
6 president, the petitioner shall file the petition not later than 5 p.m. on the first
7 business day following the day on which the commission receives the last statement
8 from a county board of canvassers for the election following canvassing of all valid
9 provisional ballots.”.
- 10 **5.** Page 4, line 2: after that line insert:
- 11 “**SECTION 4m.** 9.01 (1) (ag) 3m. of the statutes is amended to read:

1 9.01 (1) (ag) 3m. The petitioner shall pay any balance owing toward the fee due
2 under subd. 2. within 30 45 days after the clerk or body receiving the petition
3 provides the petitioner with a written statement of the amount due. If the petitioner
4 has overpaid the fee due under subd. 2., the clerk or body receiving the petition shall
5 refund the amount overpaid within 30 45 days after the board of canvassers makes
6 its determination in the recount. If, as a result of the recount, the petitioner is the
7 leading candidate, or the majority of votes cast on the referendum changes from
8 affirmative to negative or from negative to affirmative, the clerk or body receiving
9 the petition shall refund the amount paid within 30 45 days after the board of
10 canvassers makes its determination in the recount. For purposes of this subdivision,
11 a petitioner has not overpaid the fees due under subd. 2., and is therefore not entitled
12 to a refund under this subdivision, if the recount results in a difference in the votes
13 cast that is below the threshold for paying the fee under subd. 2.”.

14 **6.** Page 5, line 2: after that line insert:

15 “**SECTION 6d.** 9.01 (1) (b) (intro.) of the statutes is amended to read:

16 9.01 (1) (b) (intro.) The Except as provided under par. (ar) 3., the proper board
17 of canvassers shall reconvene no earlier than 9 a.m. on the day following delivery of
18 notice to all candidates under sub. (2) and no later than 9 a.m. on the day following
19 the last day for filing of a petition. The board of canvassers shall then proceed to
20 recount the ballots in the wards or municipalities specified and to review the
21 allegations of fact contained in the petition or petitions. The recount shall proceed
22 for each ward or municipality as follows:”.

23 **(END)**