2021 ASSEMBLY BILL 150

1   AN ACT *to repeal* 5.02 (22), 5.58, 8.05 (3), 8.05 (5), 8.11, 8.13, 10.02 (3) (b) 4., 10.06

2   (2) (b), 10.06 (2) (d), 10.06 (3) (as), 10.06 (3) (b), 11.0101 (33), 11.0204 (2), 11.0304

3   (2), 11.0504 (2), 11.0604 (2), 11.0704 (2), 11.0804 (2), 60.10 (1) (c) 2., 117.22 (2)

4   (e) and 120.06 (7) (b); *to renumber* 60.10 (1) (c) 1. and 120.06 (7) (a); *to*

5   *renumber and amend* 7.60 (4) (c); *to amend* 5.01 (4) (a), 5.01 (4) (b), 5.01 (4)

6   (c), 5.01 (5), 5.02 (19), 5.02 (20r), 5.15 (6) (b), 5.60 (1) (ag), 5.64 (1) (ar) 1m., 5.64

7   (1) (ar) 2., 5.66 (1), 5.68 (5), 7.08 (1) (c), 7.10 (6), 7.50 (1) (b), 7.50 (1) (c), 7.50 (2)

8   (intro.), 7.50 (2) (hm), 7.51 (4) (a), 7.51 (5) (a) 3., 7.53 (1) (a), 7.53 (2) (d), 7.53 (3)

9   (a), 7.53 (3) (b), 7.60 (4) (a), 7.60 (4) (b), 7.70 (3) (a), 8.05 (4) (a), 8.10 (1), 8.17 (1)

10   (a), 8.17 (4), 8.17 (5) (b), 8.50 (2) (a), 8.50 (2) (b), 8.50 (3) (a), 8.50 (3) (b), 10.01

11   (2) (d), 10.01 (2) (e), 10.02 (3) (intro.), 10.06 (1) (c), 10.06 (1) (e), 10.06 (3) (am),

12   10.06 (3) (bm), 10.06 (3) (f), 10.06 (4) (g), 11.0101 (29), 11.0204 (3) (a), 11.0304

13   (3) (a), 11.0504 (3) (a), 11.0604 (3) (a), 11.0804 (3) (a), 38.16 (3) (br) 1., 59.17 (7),

14   59.605 (3) (a) 1., 64.04 (2), 66.0602 (4) (a), 66.0619 (2m) (b), 66.0921 (2), 67.05

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1   (6a) (a) 2. a., 67.05 (6m) (b), 67.12 (12) (e) 5., 77.994 (3) (b) 2. b., 119.08 (2), 120.06

2   (8) (a), 120.06 (8) (b), 120.06 (8) (c) (intro.), 120.06 (8) (d), 120.06 (8) (f), 120.06

3   (8) (g), 120.06 (8) (h), 120.06 (9) (a), 121.91 (3) (a) 1. and 995.20; and ***to create***

4   5.05 (1) (g), 5.20, 6.80 (2) (g), 7.60 (4) (c) 3., 7.60 (4) (c) 4., 7.62, 8.05 (1) (L), 10.02

5   (4), 11.0204 (3) (am), 11.0304 (3) (am), 11.0504 (3) (am), 11.0604 (3) (am),

6   11.0804 (3) (am), 20.510 (1) (ed) and 20.510 (1) (em) of the statutes; **relating**

7   **to:** ranked-choice voting, granting rule-making authority, and making an

8   appropriation.

Analysis by the Legislative Reference Bureau

This bill requires ranked-choice voting for the election of all federal, state, and local officials, not including recall elections for any such officials. Under ranked-choice voting, each voter may rank as many preferences for each office or seat as there are candidates whose names appear on the ballot for that office or seat. If the voter indicates a preference for more than one candidate for an office or seat, the voter must indicate a preference between the candidates by designating one as "first choice," another as "second choice," and ranking subsequent choices in sequential preference. A voter may also indicate a preference for one or more write-in candidates for any office or seat.

A voter who casts one vote for a candidate for an office or seat but who does not indicate a preference is considered to have cast a "first-choice" preference for that candidate. If any candidate receives a majority of the first-choice preferences for the office or seat, that candidate is elected. If no candidate receives a majority of the first-choice preferences for an office or seat, the name of the candidate receiving the least number of first-choice preferences is dropped and the second-choice preferences of the voters who preferred that candidate, if any, are then added to the first-choice preferences received by the other candidates. Subsequent preferences of those voters are allocated to the other candidates in a similar manner as candidates with the fewest voter preferences are eliminated. If any candidate for the office or seat then has a majority of the combined first-choice and reallocated preferences, that candidate is elected. If not, the procedure is repeated until one candidate receives a majority of the combined first-choice and reallocated preferences.

In the case of a multiple-seat district, the candidates whose vote total is equal to or greater than the threshold number of votes are elected. The threshold is determined by dividing the total number of votes cast for the open seats by the number of the open seats, plus one, and adding one to the quotient, disregarding any fractions. Generally, if a candidate receives more than the number of threshold votes

during a round of counting the preferential votes, his or her surplus votes are allocated to the continuing candidates in order of preference until all open seats are filled. A voter may also indicate a preference for one or more write-in candidates.

Under ranked-choice voting, no primary election is held other than a special primary for a partisan office, the partisan primary, and the presidential preference primary. At the partisan primary, ranked-choice voting is used to determine the candidate for each political party on the ballot who shall advance to the general election. At the special primary, ranked-choice voting is used to determine the candidate for each political party on the ballot who shall advance to the special election. At the presidential preference primary, ranked-choice voting is used to express preferences for the person to be the presidential candidate for each party in a year in which electors for president and vice president are to be elected.

Finally, the bill authorizes the Elections Commission to make expenditures to implement and administer ranked-choice voting, including updating equipment and software and implementing secure technologies, and to make grants to counties and municipalities for the same purpose.

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

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

1   SECTION 1. 5.01 (4) (a) of the statutes is amended to read:

2   5.01 **(4)** (a) If Except as provided under s. 7.62, if 2 or more candidates for the

3   same office receive the greatest, but an equal number of votes, the winner shall be

4   chosen by lot in the presence of the board of canvassers charged with the

5   responsibility to determine the election, or in the case of an election for state or

6   national office or metropolitan sewerage commissioner, if the commissioner is

7   elected under s. 200.09 (11) (am), in the presence of the chairperson of the elections

8   commission or the chairperson's designee.

9   SECTION 2. 5.01 (4) (b) of the statutes is amended to read:

10   5.01 **(4)** (b) If Except as provided under s. 7.62, if, in a primary, 2 or more

11   candidates receive an equal but not the greatest number of votes so that only one of

1   those candidates with equal votes may advance to the final election, the choice shall

2   similarly be made by drawing lots.

3   **SECTION 3.** 5.01 (4) (c) of the statutes is amended to read:

4   5.01 **(4)** (c) ~~The~~ For purposes of pars. (a) and (b), the candidates may, if all those

5   tied for the same office are present, draw for themselves. Upon refusal or absence

6   of any of the candidates, the board of canvassers shall appoint a competent person

7   to draw, and upon the results declare and certify the winner.

8   **SECTION 4.** 5.01 (5) of the statutes is amended to read:

9   5.01 **(5)** ELECTION OF GOVERNOR AND LIEUTENANT GOVERNOR. (a) In every general

10   election to choose the governor and the lieutenant governor, ~~each elector shall have~~

11   ~~a single vote applicable to both offices. The~~ the persons receiving the ~~greatest~~

12   ~~number of legal~~ majority of highest–ranked votes cast jointly for them for governor

13   and lieutenant governor shall be declared elected, and ~~the canvassers shall so~~

14   ~~determine and certify~~ if no persons receive a majority of highest–ranked votes cast

15   jointly for governor and lieutenant governor, the election shall be determined under

16   s. 7.62.

17   (b) ~~In case~~ If 2 or more slates have an equal and the highest number of votes

18   for governor and lieutenant governor after the canvass under s. 7.62, the 2 houses

19   of the legislature shall at the next annual session choose by joint ballot one of the

20   slates so having an equal and the highest number of votes for governor and

21   lieutenant governor.

22   **SECTION 5.** 5.02 (19) of the statutes is amended to read:

23   5.02 **(19)** "Special election" means any election, other than those described in

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

25   **SECTION 6.** 5.02 (20r) of the statutes is amended to read:

1   5.02 **(20r)** "Special referendum" means any referendum held at a special

2   election which is not held concurrently with the elections described in sub. (5), (12s),

3   or (21), or (22).

4   **SECTION 7.** 5.02 (22) of the statutes is repealed.

5   **SECTION 8.** 5.05 (1) (g) of the statutes is created to read:

6   5.05 **(1)** (g) Make grants to counties and municipalities to update equipment

7   and software, including the implementation of secure technologies, to administer

8   ranked-choice voting under s. 5.20 and the canvass procedure for ranked-choice

9   voting under s. 7.62.

10   **SECTION 9.** 5.15 (6) (b) of the statutes is amended to read:

11   5.15 **(6)** (b) No later than 30 days before each election, the governing body of

12   any municipality may by resolution combine 2 or more wards for voting purposes to

13   facilitate using a common polling place. Whenever wards are so combined, the

14   original ward numbers shall continue to be utilized for all official purposes. Except

15   as otherwise authorized under this paragraph, every municipality having a

16   population of 35,000 or more shall maintain separate returns for each ward so

17   combined. In municipalities having a population of 35,000 or more, the governing

18   body may provide in a resolution that returns for any ward having a population of

19   20 or less be combined with returns for any adjacent ward, if the total population of

20   the combined wards does not exceed the applicable population range under sub. (2)

21   (b) for wards in that municipality. In municipalities having a population of less than

22   35,000, the governing body may provide in the resolution that returns shall be

23   maintained only for each group of combined wards at any election. Whenever a

24   governing body provides that returns shall be maintained only for combined wards

25   under this paragraph, the municipality shall report separate results for each

1   separate ballot required under ss. 5.58 5.60 to 5.64. The municipal clerk shall

2   transmit a copy of the resolution to the county clerk of each county in which the

3   municipality is contained. In municipalities having a population of less than 35,000,

4   the resolution shall remain in effect for each election until modified or rescinded, or

5   until a new division is made under this section. Whenever needed for purposes of this

6   paragraph, the municipal clerk shall determine the population of each ward in his

7   or her municipality. If the population of a ward cannot be determined from census

8   results, the clerk shall determine the population of the smallest unit encompassing

9   the entire ward that can be determined from census results. The clerk shall then

10   divide the land area of the ward by the land area of that unit. The clerk shall then

11   multiply that result by the population of the unit to determine the population of the

12   ward for purposes of this paragraph.

13   SECTION 10. 5.20 of the statutes is created to read:

14   **5.20 Ranked–choice voting. (1)** In this section, "ranked–choice voting"

15   means a voting method in which the electors voting in an election for an elective office

16   are permitted to indicate and order their preferences for all candidates whose names

17   appear on the ballot for the same office or seat.

18   **(2)** Except as provided in ss. 8.05 (1) (L) and 9.10 (3) (d) and (e) and (4) (f), all

19   elections shall be conducted using ranked–choice voting.

20   **(3)** An elector may rank as many preferences for each office as there are

21   candidates for the office whose names appear on the ballot. If more than one seat on

22   a governing body is to be filled at large, the procedure under s. 7.62 (3) applies. If

23   write–in votes are permitted, a voter may vote for a write–in candidate in addition

24   to any candidate whose name appears on the ballot. To indicate a preference, an

25   elector shall mark his or her ballot with or cause the voting machine to indicate the

elector's first choice, 2nd choice, 3rd choice, and subsequent choices, if any. An elector

is not required to indicate a choice and is not required to indicate as many choices

as the elector is eligible to indicate.

SECTION 11. 5.58 of the statutes is repealed.

SECTION 12. 5.60 (1) (ag) of the statutes is amended to read:

5.60 **(1)** (ag) There shall be one separate ballot for state superintendent,

judicial officers, county executive, county comptroller in counties having a

population of 750,000 or more, and county supervisor, except as authorized in s.

5.655. For county supervisor, the ballot shall be prepared in accordance with ss. 5.58

(2) and s. 59.10 (3). Arrangement of the names of candidates for county executive,

county comptroller, county supervisor, and municipal judge, if the judge is elected

under s. 755.01 (4), shall be determined by the county clerk or the executive director

of the county board of election commissioners determining ballot arrangement under

s. 5.58 (1c), in the manner prescribed in par. (b).

SECTION 13. 5.64 (1) (ar) 1m. of the statutes is amended to read:

5.64 **(1)** (ar) 1m. When voting for president and vice president, the ballot shall

permit an elector to vote only for the candidates on one ticket jointly or to write in

the names of persons in both spaces, except that the elector may rank his or her

preference for each set of candidates as provided under s. 5.20.

SECTION 14. 5.64 (1) (ar) 2. of the statutes is amended to read:

5.64 **(1)** (ar) 2. When voting for governor and lieutenant governor, the ballot

shall permit an elector to vote only for the candidates on one ticket jointly or write

in the names of persons in both spaces, except that the elector may rank his or her

preference for each set of candidates as provided under s. 5.20.

SECTION 15. 5.66 (1) of the statutes is amended to read:

1   5.66 **(1)** For local elections, where necessary, municipal clerks shall have

2 sufficient ballots printed or otherwise prepared whenever a voting system does not

3 utilize printed ballots to assure a ballot for all electors or voting machines. For all

4 other elections the municipal clerks shall certify to their county clerk, on the first day

5 of the 2nd month preceding the month in which the ~~primary~~ election is held, the

6 approximate number of electors in the municipality. The county clerk shall total

7 these estimates and order a sufficient supply to assure ballots for all electors and

8 voting machines.

9   SECTION 16. 5.68 (5) of the statutes is amended to read:

10   5.68 **(5)** If a charge is made for the use of a polling place, the charge shall be

11 paid by the municipality establishing the polling place under s. 5.25 (2) unless the

12 polling place is used to conduct a special election that is called by a unit of

13 government other than the state or the municipality establishing the polling place

14 and the special election is not held concurrently with an election specified in s. 5.02

15 (5), (12s), or (21)~~, or (22)~~. In such case the charge shall be paid by the unit of

16 government that calls the special election.

17   SECTION 17. 6.80 (2) (g) of the statutes is created to read:

18   6.80 **(2)** (g) In elections for offices at which ranked-choice voting under s. 5.20

19 is used, an elector may rank as many preferences for each office or seat as there are

20 candidates whose names appear on the ballot for that office or seat. If more than one

21 seat on a governing body is to be filled at large, an elector may rank as many

22 preferences for that office or seat as there are candidates whose names appear on the

23 ballot for all of the seats to be filled. If write-in votes are permitted, a voter may vote

24 for a write-in candidate in addition to any candidate whose name appears on the

25 ballot. An elector who indicates preferences for candidates for an office or seat must

1   indicate a different preference for each candidate for that office or seat. If an elector

2   casts more than one vote for any office or seat without indicating preferences, the

3   elector's intent shall be determined as provided under s. 7.62 (4).

4   SECTION 18. 7.08 (1) (c) of the statutes is amended to read:

5   7.08 **(1)** (c) Prescribe forms required by ss. 6.24 (3) and (4), 6.30 (4) and (5), 6.33

6   (1), 6.47 (1) (am) 2. and (3), 6.55 (2), ~~and~~ 6.86 (2) to (3), and 7.62 (1m). All such forms

7   shall contain a statement of the penalty applicable to false or fraudulent registration

8   or voting through use of the form. Forms are not required to be furnished by the

9   commission.

10   SECTION 19. 7.10 (6) of the statutes is amended to read:

11   7.10 **(6)** MUNICIPAL JUDGE; CERTIFIED LIST. If candidates for the office of a

12   municipal judge who is elected under s. 755.01 (4) file nomination papers in the office

13   of the county clerk and any municipality served by the judge prepares its own ballots

14   for voting machines or an electronic voting system, the county clerk shall certify to

15   the municipal clerk of that municipality the names of the candidates for judge as soon

16   as possible after the last day for filing nomination papers ~~and after certification by~~

17   ~~the county board of canvassers of the results of any primary election.~~

18   SECTION 20. 7.50 (1) (b) of the statutes is amended to read:

19   7.50 **(1)** (b) When an elector casts more votes for any office or measure than he

20   or she is entitled to cast at an election, all the elector's votes for that office or measure

21   are invalid and the elector is deemed to have voted for none of them, except as

22   provided in par. (c) and sub. (2) (d) <u>and s. 7.62</u>. If an elector casts less votes for any

23   office or measure than he or she is entitled to cast at an election, all votes cast by the

24   elector shall be counted but no vote shall be counted more than once<u>, except as</u>

25   <u>provided in s. 7.62</u>.

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ASSEMBLY BILL 150   **SECTION 21**

1   **SECTION 21.** 7.50 (1) (c) of the statutes is amended to read:

2   7.50 **(1)** (c) If an elector casts more than one vote for the same candidate for the

3 same office, the first vote is valid and the remaining votes are invalid, except as

4 provided in s. 7.62.

5   **SECTION 22.** 7.50 (2) (intro.) of the statutes is amended to read:

6   7.50 **(2)** ASCERTAINMENT OF INTENT. (intro.) All ballots cast at an election which

7 bear the initials of 2 inspectors shall be counted for the person or referendum

8 question for whom or for which they were intended, so far as the electors' intent can

9 be ascertained from the ballots notwithstanding informality or failure to fully

10 comply with other provisions of chs. 5 to 12. To Except as otherwise provided under

11 s. 7.62, to determine intent:

12   **SECTION 23.** 7.50 (2) (hm) of the statutes is amended to read:

13   7.50 **(2)** (hm) In a nonpartisan primary or election using voting machines, if an

14 elector is permitted to vote for more than one candidate for the same office, a write-in

15 vote may not be counted if the vote is cast for a candidate whose name appears on

16 the ballot for that office.

17   **SECTION 24.** 7.51 (4) (a) of the statutes is amended to read:

18   7.51 **(4)** (a) The tally sheets shall state the total number of votes cast for each

19 office and for each individual receiving votes for that office, whether or not the

20 individual's name appears on the ballot, and shall state the vote for and against each

21 proposition voted on. The tally sheets shall also, for each round of tabulation, state

22 the total number of highest-ranked preferences received by each candidate and the

23 total number of lesser-ranked preferences received by each candidate, indicating the

24 total number for each preference. Upon completion of the tally sheets, the inspectors

25 shall immediately complete the inspectors' statement. The inspectors shall state the

1   excess, if any, by which the number of ballots exceeds the number of electors voting

2   as shown by the poll list and shall state the number of the last elector as shown by

3   the poll lists. At least 3 inspectors, including the chief inspector and, unless election

4   officials are appointed under s. 7.30 (4) (c) without regard to party affiliation, at least

5   one inspector representing each political party, but not including any inspector

6   appointed under s. 7.30 (1) (b), shall then certify to the correctness of the statement

7   and tally sheets and sign their names. All other election officials assisting with the

8   tally shall also certify to the correctness of the tally sheets. When the tally is

9   complete, the inspectors shall publicly announce the results from the statement.

10   SECTION 25. 7.51 (5) (a) 3. of the statutes is amended to read:

11   7.51 **(5)** (a) 3. The inspectors shall also seal the inspectors' statement, inside

12   a separate carrier envelope, and shall similarly seal in a separate carrier envelope

13   one tally sheet and one poll list for delivery to the municipal clerk. The inspectors

14   shall enclose the tally sheet provided under s. 7.62 (1m). For school district elections,

15   except in 1st class cities, the inspectors shall seal one tally sheet and one poll list for

16   delivery to the school district clerk.

17   SECTION 26. 7.53 (1) (a) of the statutes is amended to read:

18   7.53 **(1)** (a) Where the municipality constitutes one ward or combines all wards

19   to utilize a single polling place under s. 5.15 (6) (b), the canvass of the votes cast at

20   the polling place shall be conducted publicly under s. 7.51 and the inspectors, other

21   than any inspector appointed under s. 7.30 (1) (b), shall act as the municipal board

22   of canvassers. The inspectors shall then complete the return statement for all votes

23   cast at the polling place. If there are no provisional ballots that are eligible to be

24   counted under s. 6.97 and no absentee ballots are being canvassed under s. 7.52, the

25   inspectors may complete and sign the canvass statement and determination on

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ASSEMBLY BILL 150   SECTION 26

1   election night. In municipalities where absentee ballots are canvassed under s. 7.52,

2   after the canvass of the absentee ballots is completed under s. 7.52, the board of

3   absentee ballot canvassers shall reconcile the poll list of the electors who vote by

4   absentee ballot with the corresponding poll list of the electors who vote in person to

5   ensure that no elector is allowed to cast more than one ballot. If an elector who votes

6   in person has submitted an absentee ballot, the absentee ballot is void. Except as

7   authorized in par. (b), if one or more electors of the municipality have cast provisional

8   ballots that are eligible to be counted under s. 6.97, the inspectors, acting as the board

9   of canvassers, shall reconvene no later than 9 a.m. on the Monday after the election

10   to count the valid provisional ballots and shall adjust the returns accordingly. The

11   inspectors, acting as the board of canvassers, need not reconvene if the municipal

12   clerk certifies that he or she has received no provisional ballots from the time that

13   the board of canvassers completed the initial canvass and 4 p.m. on the Friday after

14   the election. Upon completion of the canvass under this paragraph and any canvass

15   that is conducted under s. 7.52 or 7.62 and ascertainment of the results by the

16   inspectors or, in municipalities where absentee ballots are canvassed under s. 7.52,

17   by the inspectors and the board of absentee ballot canvassers, the municipal clerk

18   shall publicly read to the inspectors or the board of absentee ballot canvassers the

19   names of the persons voted for and the number of votes for each person for each

20   municipal office,; the number of highest-ranked preferences and the number of

21   lesser-ranked preferences for each person for each office, indicating the numbers for

22   each preference; the names of the persons declared by the inspectors or board of

23   absentee ballot canvassers to have won nomination or election to each municipal

24   office,; and the number of votes cast for and against each municipal referendum

25   question.

1   **SECTION 27.** 7.53 (2) (d) of the statutes is amended to read:

2   7.53 **(2)** (d) In municipalities with one polling place, the canvass shall be

3   conducted under sub. (1) publicly on election night. In other municipalities, the

4   municipal board of canvassers shall publicly canvass the returns of every election.

5   The canvass shall begin no earlier than the time that the municipal board of

6   canvassers receives the returns from all polling places in the municipality on election

7   night and no later than 9 a.m. on the Monday after the election. After any canvass

8   of the absentee ballots is completed under s. 7.52, the board of canvassers shall

9   reconcile the poll list of the electors who vote by absentee ballot with the

10   corresponding poll list of the electors who vote in person to ensure that no elector is

11   allowed to cast more than one ballot. If an elector who votes in person has submitted

12   an absentee ballot, the absentee ballot is void. At the spring election, the board of

13   canvassers shall publicly declare the results on or before the 3rd Tuesday in April.

14   The board of canvassers shall prepare a statement showing the results of each

15   election for any municipal office and each municipal referendum. ~~After each primary~~

16   ~~for municipal offices, the board of canvassers shall prepare a statement certifying the~~

17   ~~names of those persons who have won nomination to office.~~ After each ~~other~~ election

18   for a municipal office and each municipal referendum, the board of canvassers shall

19   prepare a determination showing the names of the persons who are elected to each

20   municipal office and the results of each municipal referendum. The board of

21   canvassers shall file each statement and determination in the office of the municipal

22   clerk or board of election commissioners.

23   **SECTION 28.** 7.53 (3) (a) of the statutes is amended to read:

24   7.53 **(3)** (a) In a common, union high, or unified school district, the school

25   district clerk shall appoint 2 qualified electors of the school district prior to the date

1   of the election being canvassed who shall, with the school district clerk, constitute

2   the school district board of canvassers. If the school district clerk is a candidate at

3   the election being canvassed, the other 2 members of the board of canvassers shall

4   designate a 3rd member to serve in lieu of the clerk for that election. The school

5   district clerk shall appoint a member to fill any other temporary vacancy on the board

6   of canvassers. The canvass shall begin no later than 9 a.m. on the Tuesday after the

7   election, and shall continue, without adjournment, until completed. The board of

8   canvassers may return defective returns to the municipal board of canvassers in the

9   manner provided in s. 7.60 (3). If the board of canvassers meets before 4 p.m. on the

10   Monday after the election and thereafter receives amended statements, tally sheets,

11   and lists from a municipal clerk for provisional ballots that are eligible to be counted

12   under s. 6.97 (4), the board of canvassers shall reconvene no later than 9 a.m. on the

13   Tuesday after the election and shall adjust the returns accordingly. No later than 4

14   p.m. on the Tuesday after the election, the board of canvassers shall complete the

15   canvass and shall prepare a written statement showing the numbers of votes cast for

16   each person for each office and for and against each question and shall prepare a

17   determination showing the names of the persons who are elected to the school board

18   and the results of any school district referendum. ~~Following each primary election,~~

19   ~~the board of canvassers shall prepare a statement certifying the names of the persons~~

20   ~~who have won nomination to the school board. Each statement and determination~~

21   ~~shall be attested by each of the canvassers. The board of canvassers shall file each~~

22   ~~statement and determination in the school district office.~~ The school district clerk

23   shall ~~certify nominations after each primary and~~ issue certificates of election to

24   persons who are elected to the school board after each election in the manner

25   provided in sub. (4).

1   **SECTION 29.** 7.53 (3) (b) of the statutes is amended to read:

2   7.53 **(3)** (b) In a 1st class city school district, the municipal board of canvassers

3   or election commissioners shall determine the results of school district elections and

4   referenda and shall file a written statement and determination of the results for each

5   election and referendum in the office of the city clerk or board of election

6   commissioners. The board of election commissioners or city clerk shall ~~certify~~

7   ~~nominations after each primary and~~ issue certificates of election to persons who are

8   elected to the board of school directors after each election in the manner provided in

9   sub. (4).

10   **SECTION 30.** 7.60 (4) (a) of the statutes is amended to read:

11   7.60 **(4)** (a) The board of canvassers shall make separate duplicate statements

12   showing the numbers of votes cast for the offices of president and vice president; state

13   officials; U.S. senators and representatives in congress; state legislators; justice;

14   court of appeals judge; circuit judges; district attorneys; and metropolitan sewerage

15   commissioners, if the commissioners are elected under s. 200.09 (11) (am). If a

16   municipal judge elected under s. 755.01 (4) serves a municipality that is located

17   partially within the county and candidates for that judgeship file nomination papers

18   in another county, the board of canvassers shall prepare a duplicate statement

19   showing the numbers of votes cast for that judgeship in that county for transmittal

20   to the other county. For partisan candidates, the statements shall include the

21   political party or principle designation, if any, next to the name of each candidate.

22   The board of canvassers shall also prepare a statement showing the results of any

23   county, technical college district, or statewide referendum. Each statement shall

24   state the total number of votes cast in the county for each office; the names of all

25   persons for whom the votes were cast, as returned; the number of votes cast for each

1   person; the number of highest-ranked preferences and lesser-ranked preferences

2   cast for each person, indicating the numbers for each preference; and the number of

3   votes cast for and against any question submitted at a referendum. The board of

4   canvassers shall use one copy of each duplicate statement to report to the elections

5   commission, technical college district board, or board of canvassers of any other

6   county and shall file the other statement in the office of the county clerk or board of

7   election commissioners.

8   SECTION 31. 7.60 (4) (b) of the statutes is amended to read:

9   7.60 **(4)** (b)   The board of canvassers shall then prepare a written

10   determination, in duplicate where necessary, giving the names of the persons elected

11   to any county office and to any municipal judgeship if the judge is elected under s.

12   755.01 (4) and candidates for that judgeship file nomination papers in that county.

13   The board of canvassers shall likewise prepare a written determination showing the

14   results of any county referendum. ~~Following any primary election, the board of~~

15   ~~canvassers shall prepare a statement certifying the names of all persons who have~~

16   ~~won nomination to any county office or any municipal judgeship, if the judge is~~

17   ~~elected under s. 755.01 (4) and candidates for that judgeship file nomination papers~~

18   ~~in that county.~~ The board of canvassers shall file all ~~statements and~~ determinations

19   in the office of the county clerk or board of election commissioners.

20   SECTION 32. 7.60 (4) (c) of the statutes is renumbered 7.60 (4) (c) (intro.) and

21   amended to read:

22   7.60 **(4)** (c) (intro.) In preparing the statements and determinations, the board

23   of canvassers shall carefully review the tally sheets and inspectors' statement. The

24   board of canvassers may omit the names of individuals whose names do not appear

25   on the ballot and who receive a comparatively small number of votes. The board of

1 canvassers shall designate votes received by such individuals as scattering votes.

2 The board of canvassers shall append <u>the following</u> to each statement and

3 determination ~~a~~:

4 1. A tabulation of the votes cast at each election district, ward, or combination

5 of wards authorized under s. 5.15 (6) (b) in the county for each office and each

6 individual, whether the votes are canvassed or not~~, as well as the~~.

7 2. The total canvassed votes cast for each individual and each office, except

8 where scattering votes are designated. ~~If any votes are rejected, the board of~~

9 ~~canvassers shall specify the reasons therefor.~~

10 SECTION 33. 7.60 (4) (c) 3. of the statutes is created to read:

11 7.60 **(4)** (c) 3. After elections at which ranked-choice voting under s. 5.20 is

12 used, the number of highest-ranked preferences and lesser-ranked preferences for

13 each person for each office, indicating the numbers for each choice.

14 SECTION 34. 7.60 (4) (c) 4. of the statutes is created to read:

15 7.60 **(4)** (c) 4. For each rejected vote, the board of canvassers' explanation for

16 rejecting the vote.

17 SECTION 35. 7.62 of the statutes is created to read:

18 **7.62 Canvass procedure for ranked-choice voting. (1)** DEFINITION. In

19 this section, "continuing candidate" means a candidate that has not been eliminated

20 or elected.

21 **(1m)** TALLY SHEETS. The commission shall prescribe a tally sheet form for

22 canvassing of elections in which ranked-choice voting is used. The inspectors shall

23 use the form in preparing the returns and shall retain the form as a part of the official

24 returns.

1	**(2)** SINGLE-SEAT ELECTION. (a) For determining the winning candidate for a

2	single-seat election using ranked-choice voting, the candidate that receives the

3	majority of the highest-ranked preferences for an office or seat shall be elected. If

4	no candidate for an office or seat receives a majority of the highest-ranked

5	preferences, the candidate who receives the least number of highest-ranked

6	preferences shall be eliminated and the next-ranked preferences, if any, indicated

7	by the electors who voted for that candidate shall be added to the highest-ranked

8	preferences received by the other continuing candidates.

9	(b) If more than one continuing candidate receives the least number of

10	highest-ranked preferences, the tie shall be resolved as provided under sub. (6). If

11	after the reapportionment of preferences a continuing candidate has a majority of

12	highest-ranked preferences and reapportioned next-ranked preferences, that

13	candidate shall be declared elected. If after the reapportionment of preferences no

14	continuing candidate has a majority of highest-ranked preferences and

15	reapportioned next-ranked preferences, the apportionment begins again with

16	additional choice preferences tallied in the same manner so that the continuing

17	candidate with the least number of choice preferences is eliminated and his or her

18	choice preferences reapportioned to the remaining continuing candidates.

19	(c) Any time during tabulation when the continuing candidate with the least

20	number of highest-ranked preferences would be defeated, if there are 2 or more

21	candidates for whom it is mathematically impossible to be elected, then all

22	continuing candidates for whom it is mathematically impossible to be elected shall

23	be eliminated simultaneously. For purposes of this paragraph, continuing

24	candidates for whom it is mathematically impossible to be elected include the

25	following:

1   1. Continuing candidates whose vote total plus the sum of current votes for

2   continuing candidates with fewer votes would not be enough to equal or surpass the

3   continuing candidate with the next highest current vote total.

4   2. Any continuing candidate that has a lower current vote total than a

5   continuing candidate for whom it is mathematically impossible to be elected under

6   subd. 1.

7   (d) Reapportionment of preferences continues under this subsection until a

8   continuing candidate has the majority of highest-ranked and reapportioned

9   preferences and until the results of the reapportionment and tabulation indicate

10   which 2 continuing candidates received the most highest-ranked and reapportioned

11   preferences. The continuing candidate with the majority of highest-ranked and

12   reapportioned preferences shall be declared elected. If the 2 continuing candidates

13   with the most highest-ranked preferences are tied, the tie shall be resolved as

14   provided under sub. (6) and the winner declared elected.

15   **(3)** MULTIPLE-SEAT ELECTION. (a) For determining the winning candidates for

16   a multiple-seat election using ranked-choice voting, each candidate that receives no

17   less than the number of threshold votes for the open office or seat shall be elected.

18   The threshold shall be determined by dividing the total number of votes cast for the

19   open offices or seats by the number of such offices or seats, plus one, and adding one

20   to the quotient, disregarding any fractions.

21   (b) For purposes of this subsection, a first ranked-choice tabulation shall be

22   done under this paragraph before a tabulation under par. (c). If the number of

23   candidates, other than any undeclared or declared write-in candidate, whose vote

24   total is equal to or greater than the threshold determined under par. (a) is equal to

25   the number of seats to be filled, those candidates are declared elected. If the number

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1   of candidates, other than any undeclared or declared write-in candidate, whose vote

2   total is equal to or greater than the threshold is less than the number of seats to be

3   filled, the canvassers shall perform a tabulation under par. (c).

4   (c) After the tabulation under par. (b), the tabulation of votes shall proceed in

5   rounds for each office to be counted and the tabulation for each round shall proceed

6   sequentially as follows:

7   1. The number of votes cast for each continuing candidate for the current round

8   shall be counted. If the number of continuing candidates, other than any undeclared

9   write-in candidate, whose vote total is equal to or greater than the threshold

10   determined under par. (a) is equal to the number of seats to be filled, those continuing

11   candidates are elected and the tabulation is complete. Then, if the number of

12   continuing candidates, including any undeclared write-in candidates, whose vote

13   total is equal to or greater than the threshold determined under par. (a) is equal to

14   the number of seats to be filled, those continuing candidates are elected and the

15   tabulation is complete. If the number of continuing candidates whose vote total is

16   equal to or greater than the threshold is not equal to the number of seats to be filled,

17   a new round begins and the tabulation continues as described in subds. 2. and 3.

18   2. Surplus votes for any continuing candidates whose vote total is equal to or

19   greater than the threshold determined under par. (a) shall be calculated.

20   3. The surplus of the elected candidate with the largest surplus is transferred

21   using the Weighted Inclusive Gregory Method as follows:

22   a. The number of surplus votes of the elected candidate shall be divided by the

23   number of votes received by the candidate and the resulting fraction shall be the

24   surplus fraction.

1   b. In relation to any particular ballots for surplus votes of the elected candidate,

2   the surplus fraction shall be multiplied by the transfer value at which those ballots

3   were transferred to the elected candidate, or by one if they expressed first

4   preferences for the elected candidate, and the product shall be the continued transfer

5   value of those particular ballots.

6   c. The total number of ballots for surplus votes of the elected candidate that

7   express the next available preference and have a particular current value shall be

8   multiplied by that transfer value. The number so obtained, disregarding any

9   fraction, shall be added to the number of votes of the continuing candidate and all

10   those ballots shall be transferred to the continuing candidate. If on the completion

11   of the transfer of the surplus votes of the elected candidate to a particular continuing

12   candidate that continuing candidate has received a number of votes equal to or

13   greater than the threshold, that continuing candidate shall be elected. If no

14   continuing candidate has a surplus, the tabulation continues as described in subd.

15   4. Otherwise, the tabulation continues as described in subd. 1.

16   4. All continuing candidates for whom it is mathematically impossible to be

17   elected shall be eliminated simultaneously. Votes for the eliminated candidates shall

18   be transferred to each ballot's next-ranked continuing candidate, except votes for

19   candidates eliminated in the final round are not transferred if, by their elimination,

20   the number of continuing candidates is reduced to the number of seats yet to be filled.

21   If no continuing candidate can be eliminated under this subdivision, the tabulation

22   continues as described in subd. 5. Otherwise, the tabulation continues as described

23   in subd. 1. For purposes of this subdivision, continuing candidates for whom it is

24   mathematically impossible to be elected include the following:

1   a. Continuing candidates whose vote total plus the sum of current votes for

2   continuing candidates with fewer votes would not be enough to equal or surpass the

3   continuing candidate with the next highest current vote total.

4   b.   Any continuing candidate that has a lower current vote total than a

5   continuing candidate for whom it is mathematically impossible to be elected under

6   subd. 4. a.

7   5. If there are no transferable surplus votes and no continuing candidate is

8   eliminated under subd. 4., the continuing candidate with the fewest votes is

9   eliminated. Votes for an eliminated candidate are transferred at their transfer value

10   to each ballot's next-ranked continuing candidate, except votes for candidates

11   eliminated in the final round are not transferred if, by their elimination, the number

12   of continuing candidates is reduced to the number of seats yet to be filled.

13   6.   The procedures in subds. 1. to 5. shall be repeated until the number of

14   continuing candidates whose vote total is equal to or greater than the threshold is

15   equal to the number of seats to be filled, or until the number of continuing candidates

16   is equal to the number of seats yet to be filled. If the number of continuing candidates

17   is equal to the number of seats yet to be filled, any remaining continuing candidates

18   shall be declared elected. Continuing candidates eliminated under this subdivision

19   in the final round retain their votes. Any ties between continuing candidates in

20   subds. 1. to 5. shall be resolved as provided in sub. (6).

21   **(4)** ASCERTAINMENT OF INTENT. If a ballot does not clearly show which candidate

22   the voter prefers to all others, or if it contains any word, mark, or other sign

23   apparently intended to identify the voter, it shall be set aside as invalid. Every ballot

24   not held invalid under this subsection shall be counted according to the intent of the

25   voter, so far as that can be clearly ascertained, whether marked according to the

1   directions printed on it or not. No ballot shall be held invalid because the names of

2   candidates on the ballot for whom the voter did not mark a choice have been stricken

3   out, unless such striking out constitutes an identifying mark. A single mark on a

4   ballot on which no first choice figure appears shall be considered equivalent to a first

5   choice preference. If a ballot contains both figures and marks, the order of the choice

6   shown by the figures shall be taken as the voter's intention insofar as the order is

7   clearly indicated.

8   **(5)** SKIPPED RANKINGS, OVERVOTES, AND UNDERVOTES. (a) Ballots skipping one

9   ranking shall be counted for that voter's next clearly indicated choice. Ballots with

10   2 or more rankings skipped consecutively shall be declared exhausted after all

11   candidates ranked prior to the consecutively skipped rankings have been eliminated.

12   (b) Ballots with 2 or more of the same number shall be declared exhausted when

13   such duplicate rankings are reached unless only one of the candidates with the

14   duplicate ranking is a continuing candidate.

15   (c) Ballots that indicate no further rankings after the elector's initial

16   preferences have been eliminated shall be declared exhausted.

17   (d) Ballots that indicate no rankings shall be declared exhausted.

18   **(6)** TIES. In the event of a tie that affects the outcome of the election, the tie

19   shall be broken by comparing the votes of the tied candidates in the previous rounds

20   of counting, starting with the count immediately preceding the round in which the

21   tie occurs. If one of the tied candidates had more votes than the remaining tied

22   candidates in the preceding round or an earlier round of counting, then that

23   candidate shall advance and the others shall be eliminated. If the candidates were

24   tied in each preceding round, or if there were no preceding rounds, then the tie shall

25   be resolved by lot.

1   **SECTION 36.** 7.70 (3) (a) of the statutes is amended to read:

2   7.70 **(3)** (a) The chairperson of the commission or a designee of the chairperson

3   appointed by the chairperson to canvass a specific election shall publicly canvass the

4   returns and make his or her certifications and determinations on or before ~~the 2nd~~

5   ~~Tuesday following a spring primary,~~ the 15th day of May following a spring election,

6   the 3rd Wednesday following a partisan primary, the first day of December following

7   a general election, the 2nd Thursday following a special primary, or within 18 days

8   after any special election.

9   **SECTION 37.** 8.05 (1) (L) of the statutes is created to read:

10 8.05 **(1)** (L) A town or village may not use ranked−choice voting under s. 5.20

11 to nominate candidates for town or village offices at a caucus.

12 **SECTION 38.** 8.05 (3) of the statutes is repealed.

13 **SECTION 39.** 8.05 (4) (a) of the statutes is amended to read:

14 8.05 **(4)** (a) ~~If a primary is provided for the nomination of candidates for elective~~

15 ~~village offices under s. 8.11 (1m) (b) or (c), candidates for those offices shall file~~

16 ~~nomination papers. In any other case, a~~ A majority of the governing body of any

17 village may provide that candidates for elective village office shall be nominated by

18 nomination papers. Determination of the governing body to provide for nomination

19 of candidates by nomination papers shall be made not later than December 1

20 preceding the election. If nomination by nomination papers is not provided for under

21 this paragraph ~~and no primary is provided for under s. 8.11 (1m) (b) or (c)~~, a village

22 shall nominate candidates by caucus.

23 **SECTION 40.** 8.05 (5) of the statutes is repealed.

24 **SECTION 41.** 8.10 (1) of the statutes is amended to read:

1   8.10 **(1)** Candidates for office to be filled at the spring election shall be

2   nominated by nomination papers, ~~or by nomination papers and selection at the~~

3   ~~primary if a primary is held,~~ except as provided for towns and villages under s. 8.05.

4   ~~Unless designated in this section or s. 8.05, the general provisions pertaining to~~

5   ~~nomination at the partisan primary apply.~~

6   **SECTION 42.** 8.11 of the statutes is repealed.

7   **SECTION 43.** 8.13 of the statutes is repealed.

8   **SECTION 44.** 8.17 (1) (a) of the statutes is amended to read:

9   8.17 **(1)** (a) Political parties qualifying for a separate ballot under s. 5.62 (1) (b)

10   or (2) shall elect their party ~~committeemen and committeewomen~~ <u>committee</u>

11   <u>members</u> as provided under sub. (5) (b). The function of ~~committeemen and~~

12   ~~committeewomen~~ <u>the committee members</u> is to represent their neighborhoods in the

13   structure of a political party. ~~Committeemen and committeewomen~~ <u>Committee</u>

14   <u>members</u> shall act as liaison representatives between their parties and the residents

15   of the election districts in which they serve. Activities of ~~committeemen and~~

16   ~~committeewomen~~ <u>committee members</u> shall include~~, but not be limited to,~~

17   identifying voters; ~~assistance~~ <u>assisting</u> in voter registration drives; increasing voter

18   participation in political parties; polling and other methods of passing information

19   from residents to political parties and elected public officials; and ~~dissemination of~~

20   <u>disseminating</u> information from public officials to residents. For assistance in those

21   and other activities of interest to a political party, each ~~committeeman and~~

22   ~~committeewoman~~ <u>committee member</u> may appoint a captain to engage in these

23   activities in each ward, if the election district served by the ~~committeeman or~~

24   ~~committeewoman~~ <u>committee member</u> includes more than one ward. In an election

25   district ~~which~~ <u>that</u> includes more than one ward, the ~~committeeman or~~

1   ~~committeewoman~~ committee member shall coordinate the activities of the ward

2   captains in promoting the interests of his or her party.

3   **SECTION 45.** 8.17 (4) of the statutes is amended to read:

4   8.17 **(4)** The term of office of each ~~committeeman or committeewoman~~

5   committee member shall end on the date of the meeting held under sub. (5) (b)

6   following each partisan primary.

7   **SECTION 46.** 8.17 (5) (b) of the statutes is amended to read:

8   8.17 **(5)** (b) A combined meeting of the county committee and members in good

9   standing of the party in the county shall be held no sooner than 15 days after the

10   partisan primary and no later than April 1 of the following year. At this meeting, the

11   party ~~committeemen or committeewomen~~ committee members and the county

12   committee offices of chairperson, vice chairperson, secretary, and treasurer shall be

13   filled by election by the incumbent ~~committeemen, committeewomen~~ committee

14   members and other party members present and voting, each of whom is entitled to

15   one vote. At this meeting, the county committee shall elect the members of the

16   congressional district committee as provided in sub. (6) (b), (c), and (d). The secretary

17   of the county committee shall give at least 7 days' written notice of the meeting to

18   party and committee members. Individuals elected as county committee officers or

19   as congressional district committee members may be, but are not required to be,

20   ~~committeemen or committeewomen~~ party committee members. They are required

21   to be party members in good standing. The terms of ~~committeemen and~~

22   ~~committeewomen~~ party committee members, county committee officers, and

23   congressional district committee members begin during the meeting immediately

24   upon completion and verification of the voting for each office.

25   **SECTION 47.** 8.50 (2) (a) of the statutes is amended to read:

1   8.50 **(2)** (a) The date for the special election shall be not less than 62 nor more

2   than 77 days from the date of the order except when the special election is held to fill

3   a vacancy in a national office or the special election is held on the day of the general

4   election or spring election. If a special election is held concurrently with the spring

5   election, the special election may be ordered not earlier than ~~92~~ 106 days prior to the

6   spring ~~primary~~ election and not later than ~~49~~ 63 days prior to that ~~primary~~ election.

7   If a special election is held concurrently with the general election or a special election

8   is held to fill a national office, the special election may be ordered not earlier than

9   122 days prior to the partisan primary or special primary, respectively, and not later

10   than 92 days prior to that primary.

11   **SECTION 48.** 8.50 (2) (b) of the statutes is amended to read:

12   8.50 **(2)** (b) If a primary is required, the primary shall be on the day 4 weeks

13   before the day of the special election except when the special election is held on the

14   same day as the general election the special primary shall be held on the same day

15   as the partisan primary ~~or if the special election is held concurrently with the spring~~

16   ~~election, the primary shall be held concurrently with the spring primary~~, and except

17   when the special election is held on the Tuesday after the first Monday in November

18   of an odd–numbered year, the primary shall be held on the 2nd Tuesday of August

19   in that year.

20   **SECTION 49.** 8.50 (3) (a) of the statutes is amended to read:

21   8.50 **(3)** (a) Nomination papers may be circulated no sooner than the day the

22   order for the special election is filed and shall be filed not later than 5 p.m. 28 days

23   before the day that the special primary will or would be held, if required, except when

24   a special election is held concurrently with the spring election or general election, the

25   deadline for filing nomination papers shall be specified in the order and the date shall

1   be no earlier than the date provided in s. 8.10 (2) (a) or 8.15 (1), respectively, and no

2   later than 35 75 days prior to the date of the spring ~~primary~~ election or no later than

3   June 1 preceding the partisan primary. Nomination papers may be filed in the

4   manner specified in s. 8.10, 8.15, or 8.20. Each candidate shall file a declaration of

5   candidacy in the manner provided in s. 8.21 no later than the latest time provided

6   in the order for filing nomination papers. If a candidate for state or local office has

7   not filed a registration statement under s. 11.0202 (1) (a) at the time he or she files

8   nomination papers, the candidate shall file the statement with the papers. A

9   candidate for state office shall also file a statement of economic interests with the

10   ethics commission no later than the end of the 3rd day following the last day for filing

11   nomination papers specified in the order.

12   **SECTION 50.** 8.50 (3) (b) of the statutes is amended to read:

13   8.50 **(3)** (b) Except as otherwise provided in this section, the provisions for the

14   partisan primary under s. 8.15 are applicable to all partisan primaries held under

15   this section, and the provisions for spring ~~primaries~~ election nominations under s.

16   8.10 are applicable to all nonpartisan ~~primaries~~ elections held under this section.

17   In a special partisan primary or election, the order of the parties on the ballot shall

18   be the same as provided under s. 5.62 (1) or 5.64 (1) (b). No primary is required for

19   ~~a nonpartisan election in which not more than 2 candidates for an office appear on~~

20   ~~the ballot or for~~ a partisan election in which not more than one candidate for an office

21   appears on the ballot of each recognized political party. In every special election

22   except a special election for nonpartisan state office where no candidate is certified

23   to appear on the ballot, a space for write-in votes shall be provided on the ballot,

24   regardless of whether a special primary is held.

25   **SECTION 51.** 10.01 (2) (d) of the statutes is amended to read:

1   10.01 **(2)** (d) Type D — The type D notice shall state the hours the polls will be

2   open and the polling places to be utilized at the election or shall include a concise

3   statement of how polling place information may be obtained. In cities over 500,000

4   population, the board of election commissioners shall determine the form of the

5   notice.   In other municipalities and special purpose districts, the clerk of the

6   municipality or special purpose district shall give the polling place information in the

7   manner the governing body of the municipality or special purpose district decides

8   will most effectively inform the electors. The type D notice shall be published by the

9   municipal clerk or board of election commissioners of each municipality once on the

10   day before each spring ~~primary and~~ election, each special national, state, county, or

11   municipal election at which the electors of that municipality are entitled to vote and

12   each partisan primary and general election. The clerk of each special purpose

13   district ~~which~~ that calls a special election shall publish a type D notice on the day

14   before the election, and the day before the special primary, if any, except as

15   authorized in s. 8.55 (3).

16   SECTION 52. 10.01 (2) (e) of the statutes is amended to read:

17   10.01 **(2)** (e) Type E — The type E notice shall state the qualifications for

18   absentee voting, the procedures for obtaining an absentee ballot in the case of

19   registered and unregistered voters, the places and the deadlines for application and

20   return of application, including any alternate site under s. 6.855, and the office hours

21   during which an elector may cast an absentee ballot in the municipal clerk's office

22   or at an alternate site under s. 6.855. The municipal clerk shall publish a type E

23   notice on the 4th Tuesday preceding each spring ~~primary and~~ election, on the 4th

24   Tuesday preceding each partisan primary and general election, on the 4th Tuesday

25   preceding the primary for each special national, or state, ~~county or municipal~~

1   election if any, on the 4th Tuesday preceding a special county or municipal

2   referendum, and on the 3rd Tuesday preceding each special national, state, county,

3   or municipal election to fill an office ~~which~~ that is not held concurrently with the

4   spring or general election. The clerk of each special purpose district ~~which~~ that calls

5   a special election shall publish a type E notice on the 4th Tuesday preceding the

6   ~~primary for the~~ special election, ~~if any,~~ on the 4th Tuesday preceding a special

7   referendum, and on the 3rd Tuesday preceding a special election for an office ~~which~~

8   that is not held concurrently with the spring or general election except as authorized

9   in s. 8.55 (3).

10   SECTION 53. 10.02 (3) (intro.) of the statutes is amended to read:

11   10.02 (3) (intro.) The notice shall contain the following:

12   FACSIMILE BALLOT NOTICE

13   OF .... ELECTION

14   Office of .... [County] [Municipal] Clerk.

15   To the Electors of .... [County] [Municipality]:

16   Notice is hereby given of a .... election to be held in the several wards in the

17   [county] [municipality] of ...., on the .... day of ...., ... (year), at which the officers

18   named below shall be chosen. The names of the candidates for each office to be voted

19   for, whose nominations have been certified to or filed in this office, are given under

20   the title of the office and under the appropriate party or other designation, each in

21   its proper column, together with the questions submitted to a vote, in the sample

22   ballot below.

23   INFORMATION TO ELECTORS

24   Except as provided in sub. (4) and except where a different statement is

25   prescribed by the commission for use in whole or in part by municipalities using

electronic voting systems under s. 5.95, the voting instructions shall be given 1

substantially as follows: 2

SECTION 54. 10.02 (3) (b) 4. of the statutes is repealed. 3

SECTION 55. 10.02 (4) of the statutes is created to read: 4

10.02 **(4)** The commission shall prescribe by rule the content of type B notices 5

to be used at elections at which ranked−choice voting under s. 5.20 is used. 6

SECTION 56. 10.06 (1) (c) of the statutes is amended to read: 7

10.06 **(1)** (c) As soon as possible after the deadline for filing nomination papers 8

for the spring election, but no later than the 2nd Tuesday in January, the commission 9

shall send a type B notice certifying the list of candidates to each county clerk if a 10

primary is required. 11

SECTION 57. 10.06 (1) (e) of the statutes is amended to read: 12

10.06 **(1)** (e) As soon as possible following the state canvass of the spring 13

primary vote, but no later than the first Tuesday in March, the commission shall send 14

a type B notice certifying to each county clerk the list of candidates for the spring 15

election. When no state spring primary is held, this notice shall be sent under par. 16

(e). When there is a referendum, the commission shall send type A and C notices 17

certifying each question to the county clerks as soon as possible, but no later than the 18

first Tuesday in March. 19

SECTION 58. 10.06 (2) (b) of the statutes is repealed. 20

SECTION 59. 10.06 (2) (d) of the statutes is repealed. 21

SECTION 60. 10.06 (3) (am) of the statutes is amended to read: 22

10.06 **(3)** (am) As soon as possible following the deadline for filing nomination 23

papers for any municipal election when there is to be an election for a county or state 24

office or a county or statewide referendum, but no later than 3 days after such 25

1 deadline, the municipal clerk of each municipality in which voting machines or

2 ballots containing the names of candidates for both local offices and national, state,

3 or county offices are used shall certify the list of candidates for municipal office to the

4 county clerk if a primary is required, unless the municipality prepares its own ballots

5 under s. 7.15 (2) (c).

6 **SECTION 61.** 10.06 (3) (as) of the statutes is repealed.

7 **SECTION 62.** 10.06 (3) (b) of the statutes is repealed.

8 **SECTION 63.** 10.06 (3) (bm) of the statutes is amended to read:

9 10.06 **(3)** (bm) As soon as possible following the municipal canvass of the

10 primary vote or the qualification of the candidates under s. 8.05 (1) (j) when a

11 municipal caucus is held, if there is to be an election for a county or state office or a

12 county or statewide referendum, but no later than 3 days after such date, the

13 municipal clerk of each municipality in which voting machines or ballots containing

14 the names of candidates for both local offices and national, state, or county offices are

15 used shall certify the list of candidates for municipal office and municipal referenda

16 appearing on the ballot to the county clerk, unless the municipality prepares its own

17 ballots under s. 7.15 (2) (c).

18 **SECTION 64.** 10.06 (3) (f) of the statutes is amended to read:

19 10.06 **(3)** (f) At least 40 days prior to any special primary or election for

20 municipal office, the municipal clerk shall publish a type A notice. On the 4th

21 Tuesday prior to any special primary for national, or state, county or municipal office,

22 the municipal clerk shall publish a type E notice. On the 3rd Tuesday prior to any

23 special election for national, state, county, or municipal office which that is not held

24 concurrently with the spring or general election, the municipal clerk shall publish

25 a type E notice. On the 4th Tuesday prior to any special county referendum, the

1   municipal clerk shall publish a type E notice. On the 4th Tuesday prior to any special

2   municipal referendum, the municipal clerk shall publish type A and E notices. On

3   the day preceding any special ~~primary or~~ election for municipal office, or any special

4   municipal referendum, the municipal clerk shall publish a type B notice. The

5   municipal clerk shall publish a type C notice on the day preceding a special municipal

6   referendum. On the day preceding any special primary or election for national, state,

7   county, or municipal office, or a special county or municipal referendum, the

8   municipal clerk shall publish a type D notice.

9   **SECTION 65.** 10.06 (4) (g) of the statutes is amended to read:

10   10.06 **(4)** (g) On the day preceding any ~~primary or~~ election for any office other

11   than a national, state, county, or municipal office, the clerk of the jurisdiction in

12   which the ~~primary or~~ election is held shall publish a type B notice.

13   **SECTION 66.** 11.0101 (29) of the statutes is amended to read:

14   11.0101 **(29)** "Special election" means any election, other than those described

15   in subs. (15), (24), (30), _and_ (32)~~, and (33)~~ to fill vacancies or to conduct a referendum.

16   **SECTION 67.** 11.0101 (33) of the statutes is repealed.

17   **SECTION 68.** 11.0204 (2) of the statutes is repealed.

18   **SECTION 69.** 11.0204 (3) (a) of the statutes is amended to read:

19   11.0204 **(3)** (a) File a preelection report no earlier than ~~14~~ _42_ days and no later

20   than ~~8~~ _36_ days preceding the election.

21   **SECTION 70.** 11.0204 (3) (am) of the statutes is created to read:

22   11.0204 **(3)** (am) File a 2nd preelection report no earlier than 14 days and no

23   later than 8 days preceding the election.

24   **SECTION 71.** 11.0304 (2) of the statutes is repealed.

25   **SECTION 72.** 11.0304 (3) (a) of the statutes is amended to read:

1   11.0304 **(3)** (a) File a preelection report no earlier than ~~14~~ 42 days and no later

2   than ~~8~~ 36 days preceding the election.

3   **SECTION 73.** 11.0304 (3) (am) of the statutes is created to read:

4   11.0304 **(3)** (am) File a 2nd preelection report no earlier than 14 days and no

5   later than 8 days preceding the election.

6   **SECTION 74.** 11.0504 (2) of the statutes is repealed.

7   **SECTION 75.** 11.0504 (3) (a) of the statutes is amended to read:

8   11.0504 **(3)** (a) File a preelection report no earlier than ~~14~~ 42 days and no later

9   than ~~8~~ 36 days preceding the election.

10   **SECTION 76.** 11.0504 (3) (am) of the statutes is created to read:

11   11.0504 **(3)** (am) File a 2nd preelection report no earlier than 14 days and no

12   later than 8 days preceding the election.

13   **SECTION 77.** 11.0604 (2) of the statutes is repealed.

14   **SECTION 78.** 11.0604 (3) (a) of the statutes is amended to read:

15   11.0604 **(3)** (a) File a preelection report no earlier than ~~14~~ 42 days and no later

16   than ~~8~~ 36 days preceding the election.

17   **SECTION 79.** 11.0604 (3) (am) of the statutes is created to read:

18   11.0604 **(3)** (am) File a 2nd preelection report no earlier than 14 days and no

19   later than 8 days preceding the election.

20   **SECTION 80.** 11.0704 (2) of the statutes is repealed.

21   **SECTION 81.** 11.0804 (2) of the statutes is repealed.

22   **SECTION 82.** 11.0804 (3) (a) of the statutes is amended to read:

23   11.0804 **(3)** (a) File a preelection report no earlier than ~~14~~ 42 days and no later

24   than ~~8~~ 36 days preceding the election.

25   **SECTION 83.** 11.0804 (3) (am) of the statutes is created to read:

1   11.0804 **(3)** (am) File a 2nd preelection report no earlier than 14 days and no

2   later than 8 days preceding the election.

3   SECTION 84. 20.005 (3) (schedule) of the statutes: at the appropriate place,

4   insert the following amounts for the purposes indicated:

                                                         2021-22   2022-23

5   **20.510   Elections commission**

6   (1)   ADMINISTRATION OF ELECTIONS

7   (em)   Outreach and education;

8   ranked-choice voting   GPR   A   1,000,000   -0-

9   SECTION 85. 20.510 (1) (ed) of the statutes is created to read:

10   20.510 **(1)** (ed)   *Elections administration; ranked-choice voting*. A sum

11   sufficient to implement and administer ranked-choice voting, as provided under ss.

12   5.20 and 7.62, including updating equipment and software and implementing secure

13   technologies, and to provide grants to counties and municipalities under s. 5.05 (1)

14   (g) for the same purpose.

15   SECTION 86. 20.510 (1) (em) of the statutes is created to read:

16   20.510 **(1)** (em) *Outreach and education; ranked-choice voting*. The amounts

17   in the schedule to provided public outreach and education on ranked-choice voting,

18   as provided under ss. 5.20 and 7.62.

19   SECTION 87. 38.16 (3) (br) 1. of the statutes is amended to read:

20   38.16 **(3)** (br) 1. If a district board wishes to exceed the limit otherwise

21   applicable to the district under this subsection, it shall adopt a resolution supporting

22   inclusion in the final district budget of an amount equal to the proposed excess

23   revenue. The resolution shall be filed as provided in s. 8.37. Within 10 days after

1   adopting the resolution, the district board shall notify the board of the scheduled date

2   of the referendum and submit a copy of the resolution to the board. The district board

3   shall call a special referendum for the purpose of submitting the resolution to the

4   electors of the district for approval or rejection. In lieu of a special referendum, the

5   district board may specify that the referendum be held at the next succeeding spring

6   ~~primary or~~ election or partisan primary or general election, if such election is to be

7   held not sooner than 70 days after the filing of the resolution of the district board.

8   The district board shall certify the results of the referendum to the board within 10

9   days after the referendum is held.

10   **SECTION 88.** 59.17 (7) of the statutes is amended to read:

11   59.17 **(7)** REMOVAL FROM OFFICE; VACANCY, HOW FILLED. The county executive may

12   be removed from office by the governor for cause under s. 17.16. A vacancy in the

13   office of county executive shall be filled temporarily, within 30 days of the date of the

14   vacancy, by appointment by the chairperson of the board, subject to confirmation by

15   the board, from among electors of the county. Within 7 days following the occurrence

16   of the vacancy, the clerk shall order a special election to be held under s. 8.50 to fill

17   the vacancy. If the vacancy occurs after October 31 but not later than 49 days before

18   the day of the spring ~~primary~~ election, the special election shall be held concurrently

19   with the spring ~~primary and~~ election.

20   **SECTION 89.** 59.605 (3) (a) 1. of the statutes is amended to read:

21   59.605 **(3)** (a) 1. If the governing body of a county wishes to exceed the operating

22   levy rate limit otherwise applicable to the county under this section, it shall adopt

23   a resolution to that effect. The resolution shall specify either the operating levy rate

24   or the operating levy that the governing body wishes to impose for either a specified

25   number of years or an indefinite period. The governing body shall call a special

1 referendum for the purpose of submitting the resolution to the electors of the county

2 for approval or rejection. In lieu of a special referendum, the governing body may

3 specify that the referendum be held at the next succeeding spring ~~primary or~~ election

4 or partisan primary or general election to be held not earlier than 70 days after the

5 adoption of the resolution of the governing body. The governing body shall file the

6 resolution to be submitted to the electors as provided in s. 8.37.

7 **SECTION 90.** 60.10 (1) (c) 1. of the statutes is renumbered 60.10 (1) (c).

8 **SECTION 91.** 60.10 (1) (c) 2. of the statutes is repealed.

9 **SECTION 92.** 64.04 (2) of the statutes is amended to read:

10 64.04 **(2)** Except as herein otherwise provided, candidates for council member

11 shall be nominated and elected after the manner provided by law for the nomination

12 and election of other municipal officers and all provisions of the statutes relating to

13 ~~city primary and general~~ elections not inconsistent with the provisions of ss. 64.01

14 to 64.15 shall apply to such elections for cities reorganized under ss. 64.01 to 64.15

15 the same as to cities organized under general law.

16 **SECTION 93.** 66.0602 (4) (a) of the statutes is amended to read:

17 66.0602 **(4)** (a) A political subdivision may exceed the levy increase limit under

18 sub. (2) if its governing body adopts a resolution to that effect and if the resolution

19 is approved in a referendum. For purposes of this paragraph, the political

20 subdivision may use its best estimate of its valuation factor, based on the most

21 current data available to it. The resolution shall specify the proposed amount of

22 increase in the levy, the purpose for which the increase will be used, and whether the

23 proposed amount of increase is for the next fiscal year only or if it will apply on an

24 ongoing basis. With regard to a referendum relating to any levy in an odd-numbered

25 year, the political subdivision may call a special referendum for the purpose of

1   submitting the resolution to the electors of the political subdivision for approval or

2   rejection on the same election dates as when a school board may call for a referendum

3   under s. 121.91 (3). Otherwise, the referendum shall be held at the spring ~~primary~~

4   ~~or~~ election or partisan primary or general election.

5   SECTION 94. 66.0619 (2m) (b) of the statutes is amended to read:

6   66.0619 **(2m)** (b) If a referendum is to be held on a resolution, the municipal

7   governing body shall file the resolution as provided in s. 8.37 and shall direct the

8   municipal clerk to call a special election for the purpose of submitting the resolution

9   to the electors for a referendum on approval or rejection. In lieu of a special election,

10   the municipal governing body may specify that the election be held at the next

11   succeeding spring ~~primary or~~ election or partisan primary or general election.

12   SECTION 95. 66.0921 (2) of the statutes is amended to read:

13   66.0921 **(2)** FACILITIES AUTHORIZED. A municipality may enter into a joint

14   contract with a nonprofit corporation organized for civic purposes and located in the

15   municipality to construct or otherwise acquire, equip, furnish, operate, and maintain

16   a facility to be used for municipal and civic activities if a majority of the voters voting

17   in a referendum at a special election ~~or at a~~, spring ~~primary or~~ election or partisan

18   primary, or general election approve the question of entering into the joint contract.

19   SECTION 96. 67.05 (6a) (a) 2. a. of the statutes is amended to read:

20   67.05 **(6a)** (a) 2. a. Direct the school district clerk to submit the resolution to

21   the electors for approval or rejection at the next regularly scheduled spring ~~primary~~

22   ~~or~~ election or partisan primary or general election, provided such election is to be

23   held not earlier than 70 days after the adoption of the resolution. A school board may

24   proceed under this subd. 2. a. and under s. 121.91 (3) (a) 1. no more than 2 times in

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JK:amn
ASSEMBLY BILL 150   SECTION 96

1   any calendar year. The resolution shall not be effective unless adopted by a majority

2   of the school district electors voting at the referendum.

3   SECTION 97. 67.05 (6m) (b) of the statutes is amended to read:

4   67.05 **(6m)** (b) If a referendum is to be held on an initial resolution, the district

5   board shall direct the technical college district secretary to call a special election for

6   the purpose of submitting the initial resolution to the electors for a referendum on

7   approval or rejection. In lieu of a special election, the district board may specify that

8   the election be held at the next succeeding spring ~~primary or~~ election or partisan

9   primary or general election.

10   SECTION 98. 67.12 (12) (e) 5. of the statutes is amended to read:

11   67.12 **(12)** (e) 5. Within 10 days of the adoption by a technical college district

12   board of a resolution under subd. 1. to issue a promissory note for a purpose under

13   s. 38.16 (2), the secretary of the district board shall publish a notice of such adoption

14   as a class 1 notice, under ch. 985. The notice need not set forth the full contents of

15   the resolution, but shall state the amount proposed to be borrowed, the method of

16   borrowing, the purpose thereof, that the resolution was adopted under this

17   subsection, and the place where and the hours during which the resolution is

18   available for public inspection. If the amount proposed to be borrowed is for building

19   remodeling or improvement and does not exceed $1,500,000 or is for movable

20   equipment, the district board need not submit the resolution to the electors for

21   approval unless, within 30 days after the publication or posting, a petition

22   conforming to the requirements of s. 8.40 is filed with the secretary of the district

23   board requesting a referendum at a special election to be called for that purpose.

24   Such petition shall be signed by electors from each county lying wholly or partially

25   within the district. The number of electors from each county shall equal at least 1.5

1   percent of the population of the county as determined under s. 16.96 (2) (c). If a

2   county lies in more than one district, the technical college system board shall

3   apportion the county's population as determined under s. 16.96 (2) (c) to the districts

4   involved and the petition shall be signed by electors equal to the appropriate

5   percentage of the apportioned population. In lieu of a special election, the district

6   board may specify that the referendum shall be held at the next succeeding spring

7   ~~primary or~~ election or partisan primary or general election. Any resolution to borrow

8   amounts of money in excess of $1,500,000 for building remodeling or improvement

9   shall be submitted to the electors of the district for approval. If a referendum is held

10   or required under this subdivision, no promissory note may be issued until the

11   issuance is approved by a majority of the district electors voting at such referendum.

12   The referendum shall be noticed, called, and conducted under s. 67.05 (6a) insofar

13   as applicable, except that the notice of special election and ballot need not embody

14   a copy of the resolution and the question ~~which~~ <u>that</u> shall appear on the ballot shall

15   be "Shall .... (name of district) be authorized to borrow the sum of $.... for (state

16   purpose) by issuing its general obligation promissory note (or notes) under section

17   67.12 (12) of the Wisconsin Statutes?"

18   SECTION 99. 77.994 (3) (b) 2. b. of the statutes is amended to read:

19   77.994 **(3)** (b) 2. b. The resolution must be approved by a majority of the electors

20   in the municipality voting on the resolution at a referendum, to be held at the first

21   spring ~~primary or~~ election or partisan primary or general election following by at

22   least 70 days the date of adoption of the resolution.

23   SECTION 100. 117.22 (2) (e) of the statutes is repealed.

24   SECTION 101. 119.08 (2) of the statutes is amended to read:

1   119.08 **(2)** The electors of each election district shall elect one member residing

2   within the election district to represent the election district. The at-large member

3   shall be elected by the electors of the city. Board members shall be electors of the city

4   and shall be elected at the spring election. Candidates shall file nomination papers

5   for full terms or, when vacancies are to be filled, for unexpired terms. The ~~primary~~

6   ~~and~~ spring elections for board members shall be conducted by the election officials

7   for the election of judicial or other officers held on that date. The polling places for

8   the state, municipal, or judicial election shall be the polling places for the board

9   election and the municipal election hours shall apply.

10   **SECTION 102.** 120.06 (7) (a) of the statutes is renumbered 120.06 (7).

11   **SECTION 103.** 120.06 (7) (b) of the statutes is repealed.

12   **SECTION 104.** 120.06 (8) (a) of the statutes is amended to read:

13   120.06 **(8)** (a) Notify the municipal clerk of each municipality lying wholly or

14   partially within the school district ~~of the primary election if one is to be held and~~ of

15   the spring election and furnish those municipal clerks with a copy of the notice of the

16   school board election.

17   **SECTION 105.** 120.06 (8) (b) of the statutes is amended to read:

18   120.06 **(8)** (b) Determine ~~for the primary, if any, and again~~ for the spring

19   election the order in which the names of candidates shall appear on the ballot by

20   supervising the drawing of lots not later than the 2nd Tuesday in January, or the next

21   day if the first Tuesday is a holiday~~, and the 2nd day following the completion of the~~

22   ~~canvass of the primary election, if any~~.

23   **SECTION 106.** 120.06 (8) (c) (intro.) of the statutes is amended to read:

24   120.06 **(8)** (c) (intro.) Cause to be given a class 1 notice, in accordance with ch.

25   985, ~~on the Monday before the primary election, if one is to be held, and~~ on the

1   Monday before the spring election. If publication is made in a newspaper ~~which~~ that

2   does not publish on Monday, publication shall be made on the closest preceding day

3   on which the newspaper publishes. If the school district clerk determines that due

4   to the method of delivering newspapers in the school district more effective notice

5   will be provided by publication at an earlier date, the school district clerk may

6   publish the notice not earlier than 3 days before the ~~primary or~~ election. The notice

7   shall contain the following information:

8   SECTION 107. 120.06 (8) (d) of the statutes is amended to read:

9   120.06 **(8)** (d) Where paper ballots are utilized at a spring ~~primary or~~ election,

10   provide the municipal clerk an adequate supply of ballots for the ~~primary or~~ election

11   at least 22 days before the ~~primary or~~ election.

12   SECTION 108. 120.06 (8) (f) of the statutes is amended to read:

13   120.06 **(8)** (f) After ~~the spring primary, if any, after~~ the spring election~~,~~ and after

14   any special ~~primary,~~ election or referendum, assure that the returns are canvassed

15   as provided in sub. (14) and ~~s.~~ ss. 7.53 (3) and 7.62.

16   SECTION 109. 120.06 (8) (g) of the statutes is amended to read:

17   120.06 **(8)** (g) Retain and supervise the destruction of election materials from

18   ~~the primary, if any, and~~ the spring election pursuant to s. 7.23 insofar as applicable.

19   SECTION 110. 120.06 (8) (h) of the statutes is amended to read:

20   120.06 **(8)** (h) Whenever a recount of ~~a primary or other~~ an election is required,

21   assure that the recount is conducted by the municipal and school district boards of

22   canvassers pursuant to s. 9.01.

23   SECTION 111. 120.06 (9) (a) of the statutes is amended to read:

24   120.06 **(9)** (a) The ~~primary and~~ spring elections for school board members shall

25   be conducted by the election officials for state and municipal elections. In a school

1   board election or referendum held in conjunction with a state, county, municipal, or

2   judicial election, the polling places for the state, county, municipal, or judicial

3   election shall be the polling places for the school board election or referendum, and

4   the municipal election hours shall apply. If no state, county, municipal, or judicial

5   election is held on the day of the school board election or referendum, the school board

6   may select the polling places to be used. The election costs shall be charged as

7   provided in ss. 5.68 and 7.03.

8   SECTION 112. 121.91 (3) (a) 1. of the statutes is amended to read:

9   121.91 **(3)** (a) 1. If a school board wishes to exceed the limit under sub. (2m)

10   otherwise applicable to the school district in any school year, it shall promptly adopt

11   a resolution supporting inclusion in the final school district budget of an amount

12   equal to the proposed excess revenue. The resolution shall specify whether the

13   proposed excess revenue is for a recurring or nonrecurring purpose, or, if the

14   proposed excess revenue is for both recurring and nonrecurring purposes, the

15   amount of the proposed excess revenue for each purpose. The resolution shall be filed

16   as provided in s. 8.37. Within 10 days after adopting the resolution, the school board

17   shall notify the department that it will schedule a referendum for the purpose of

18   submitting the resolution to the electors of the school district for approval or rejection

19   and shall submit a copy of the resolution to the department. Except as provided in

20   subd. 2., the school board shall schedule the referendum to be held at the next

21   regularly scheduled spring ~~primary or~~ election or partisan primary or general

22   election, provided such election is to be held not sooner than 70 days after the filing

23   of the resolution of the school board. A school board may proceed under this

24   subdivision and under s. 67.05 (6a) (a) 2. a. no more than 2 times in any calendar year.

The school district clerk shall certify the results of the referendum to the department within 10 days after the referendum is held. 1 2

SECTION 113. 995.20 of the statutes is amended to read: 3

995.20 Legal holidays. January 1, the 3rd Monday in January (which shall be the day of celebration for January 15), the 3rd Monday in February (which shall be the day of celebration for February 12 and 22), the last Monday in May (which shall be the day of celebration for May 30), June 19, which shall be the day of observation for Juneteenth Day, July 4, the 1st Monday in September which shall be known as Labor day, the 2nd Monday in October, November 11, the 4th Thursday in November (which shall be the day of celebration for Thanksgiving), December 25, the day of holding the partisan primary election, and the day of holding the general election in November are legal holidays. On Good Friday the period from 11 a.m. to 3 p.m. shall uniformly be observed for the purpose of worship. In every 1st class city the day of holding any municipal election is a legal holiday, and in every such city the afternoon of each day upon which a primary election is held for the nomination of candidates for city offices is a half holiday and in counties having a population of 750,000 or more the county board may by ordinance provide that all county employees shall have a half holiday on the day of such primary election and a holiday on the day of such municipal election, and that employees whose duties require that they work on such days be given equivalent time off on other days. Whenever any legal holiday falls on Sunday, the succeeding Monday shall be the legal holiday. 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21

SECTION 114. **Initial applicability.** 22

(1) RANKED-CHOICE VOTING. This act first applies to the 2022 spring primary and spring election. 23 24

SECTION 115. **Effective date.** 25

1   (1) RANKED-CHOICE VOTING. This act takes effect on the day after publication,

2   or on the 2nd day after publication of the 2021 biennial budget act, whichever is later.

3   **(END)**