



State of Wisconsin
2001 - 2002 LEGISLATURE

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January 2002 Special Session

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ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO ASSEMBLY BILL 1

A

March 6, 2002 – Offered by JOINT COMMITTEE ON FINANCE.

1 AN ACT relating to: state finances and appropriations, correcting the imbalance
2 between projected revenues and authorized expenditures, and diverse other
3 matters.

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

4 *b3118/2.1* SECTION 1bc. 5.02 (13) of the statutes is amended to read:
5 5.02 (13) "Political party" or "party" means a state committee registered under
6 s. 11.05 and organized exclusively for political purposes under whose name
7 candidates appear on a ballot at any election, and all county, congressional,
8 legislative, local and other affiliated committees authorized to operate under the
9 same name. For purposes of ch. 11, the term does not include ~~a legislative campaign~~
10 ~~committee~~ or a committee filing an oath under s. 11.06 (7).

11 *b3118/2.1* SECTION 1bf. 5.05 (2) of the statutes is amended to read:

1 5.05 (2) AUDITING. In addition to the facial examination of reports and
2 statements required under s. 11.21 (13), the board shall conduct an audit of reports
3 and statements which are required to be filed with it to determine whether violations
4 of ch. 11 have occurred. The board may examine records relating to matters required
5 to be treated in such reports and statements. The board shall make official note in
6 the file of a candidate, committee, group or individual under ch. 11 of any error or
7 other discrepancy which the board discovers and shall inform the person submitting
8 the report or statement. The board may also examine all documentation that is
9 required to be maintained by political parties that receive grants from the Wisconsin
10 election campaign fund under s. 11.50 (2s).

11 ~~*b3118/2.2* SECTION 1bh. 6.18 of the statutes is amended to read:~~

12 ***b3112/1.1* SECTION 1g. 5.86 of the statutes is amended to read:**

13 **5.86 Proceedings at central counting location locations.** (1) All
14 proceedings at the each central counting location shall be under the direction of the
15 municipal clerk or an election official designated by the clerk unless the central
16 counting location is at the county seat and the municipal clerk delegates the
17 responsibility to supervise the location to the county clerk, in which case the
18 proceedings shall be under the direction of the county clerk or an election official
19 designated by the county clerk. Unless election officials are selected under s. 7.30
20 (4) (c) without regard to party affiliation, the employees at the each central counting
21 location, other than any specially trained technicians who are required for the
22 operation of the automatic tabulating equipment, shall be equally divided between
23 members of the 2 major political parties under s. 7.30 (2) (a) and all duties performed
24 by the employees shall be by teams consisting of an equal number of members of each
25 political party whenever sufficient persons from each party are available.

1 (2) At the each central counting location, a team of election officials designated
2 by the clerk or other election official having charge of the location under sub. (1) shall
3 check the container returned containing the ballots to determine that all seals are
4 intact, and thereupon shall open the container, check the inspectors' slip and
5 compare the number of ballots so delivered against the total number of electors of
6 each ward served by the polling place who voted, remove the ballots or record of the
7 votes cast and deliver them to the technicians operating the automatic tabulating
8 equipment. Any discrepancies between the number of ballots and total number of
9 electors shall be noted on a sheet furnished for that purpose and signed by the
10 election officials.

11

type in or
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p. 2
b3118/2.2
b3112/1.1 SECTION 1g. 6.18 of the statutes is amended to read:

(bh) ✓

12 **6.18 Former residents.** If ineligible to qualify as an elector in the state to
13 which the elector has moved, any former qualified Wisconsin elector may vote an
14 absentee ballot in the ward of the elector's prior residence in any presidential election
15 occurring within 24 months after leaving Wisconsin by requesting an application
16 form and returning it, properly executed, to the municipal clerk of the elector's prior
17 Wisconsin residence. When requesting an application form for an absentee ballot,
18 the applicant shall specify the applicant's eligibility for only the presidential ballot.
19 The application form shall require the following information and be in substantially
20 the following form:

21 This blank shall be returned to the municipal clerk's office. Application must
22 be received in sufficient time for ballots to be mailed and returned prior to any
23 presidential election at which applicant wishes to vote. Complete all statements in
24 full.

25

APPLICATION FOR PRESIDENTIAL

1 ELECTOR'S ABSENT BALLOT.

2 (To be voted at the Presidential Election

3 on November, (year)

4 I, hereby swear or affirm that I am a citizen of the United States, formerly
5 residing at in the ward aldermanic district (city, town, village) of, County
6 of for 10 days prior to leaving the State of Wisconsin. I, do solemnly swear or
7 affirm that I do not qualify to register or vote under the laws of the State of(State
8 you now reside in) where I am presently residing. A citizen must be a resident of:
9 State(Insert time) County(Insert time) City, Town or Village(Insert time),
10 in order to be eligible to register or vote therein. I further swear or affirm that my
11 legal residence was established in the State of(the State where you now reside)
12 on Month Day Year.

13 Signed

14 Address(Present address)

15(City)(State)

16 Subscribed and sworn to before me this day of (year)

17(Notary Public, or other officer authorized to administer oaths.)

18(County)

19 My Commission expires

20 MAIL BALLOT TO:

21 NAME

22 ADDRESS

23 CITY STATE ZIP CODE

24 *Penalties for Violations.* Whoever swears falsely to any absent elector affidavit
25 under this section may be fined not more than \$1,000 or imprisoned for not more than

1 6 months, or both. Whoever intentionally votes more than once in an election may
2 be fined not more than \$10,000 or imprisoned for not more than 3 years, and 6 months
3 or both.

4(Municipal Clerk)

5(Municipality)

6 ***b3118/2.3* SECTION 1bk.** 7.08 (2) (c) of the statutes is amended to read:

7 7.08 (2) (c) As soon as possible after the canvass of the spring and September
8 primary votes, but no later than the first Tuesday in March and the 4th Tuesday in
9 September, transmit to the state treasurer a certified list of all eligible candidates
10 for state office who have filed applications under s. 11.50 (2) and whom the board
11 determines to be eligible to receive payments from the Wisconsin election campaign
12 fund, together with a list of eligible political parties that are authorized to use grants
13 from the Wisconsin election campaign fund to make contributions under s. 11.50 (2s)
14 (f) to those candidates. The board shall also electronically transmit a similar list of
15 candidates who the board determines are eligible to receive a grant under s. 11.50
16 (4) (bg) or (br) within 24 hours after any candidate qualifies to receive such a grant.

17 The list shall contain each candidate's name, the mailing address indicated upon the
18 candidate's registration form, the office for which the individual is a candidate and
19 the party or principle which he or she represents, if any, or the name of the eligible
20 political party and the mailing address indicated on the party's registration form.

21 ***b3118/2.3* SECTION 1bm.** 7.08 (2) (cm) of the statutes is amended to read:

22 7.08 (2) (cm) As soon as possible after the canvass of a special primary, or the
23 date that the primary would be held, if required, transmit to the state treasurer a
24 certified list of all eligible candidates for state office who have filed applications
25 under s. 11.50 (2) and whom the board determines to be eligible to receive a grant

1 from the Wisconsin election campaign fund prior to the election. The board shall also
2 transmit a similar list of candidates, if any, who have filed applications under s. 11.50
3 (2) and whom the board determines to be eligible to receive a grant under s. 11.50 (1)
4 (a) ~~2. 1. b.~~ after the special election. In addition, the board shall transmit at the same
5 time a list of eligible political parties that are authorized to use grants from the
6 Wisconsin election campaign fund to make contributions under s. 11.50 (2s) (f) to
7 candidates of those parties whose names are certified under this paragraph. The
8 board shall electronically transmit a similar list of candidates who the board
9 determines are eligible to receive a grant under s. 11.50 (4) (bg) or (br) within 24
10 hours after any candidate qualifies to receive such a grant. The list shall contain
11 each candidate's name, the mailing address indicated upon the candidate's
12 registration form, the office for which the individual is a candidate and the party or
13 principle which he or she represents, if any or the name of the eligible political party
14 and the mailing address indicated on the party's registration form.

15 ***b3118/2.3* SECTION 1bp.** 8.30 (2) of the statutes is amended to read:

16 8.30 (2) If no registration statement has been filed by or on behalf of a candidate
17 for state or local office in accordance with s. 11.05 (2g) ~~or (2r)~~ by the applicable
18 deadline for filing nomination papers by ~~such~~ the candidate, or the deadline for filing
19 a declaration of candidacy for an office for which nomination papers are not filed, the
20 name of the candidate may not appear on the ballot. This subsection may not be
21 construed to exempt a candidate from applicable penalties if he or she files a
22 registration statement later than the time prescribed in ss. 11.01 (1) and 11.05 (2g).

23 ***b3118/2.3* SECTION 1bt.** 8.35 (4) (a) 1. a. and b. of the statutes are amended
24 to read:

1 8.35 (4) (a) 1. a. ~~Donated to the former candidate's local or state political party~~
2 ~~if If the former candidate was a partisan candidate or, donated to the former~~
3 ~~candidate's local or state political party, donated to the a charitable organization of~~
4 ~~the former candidate's choice or the charitable organization chosen or transferred to~~
5 ~~the board for deposit in the Wisconsin election campaign fund, as instructed by the~~
6 ~~former candidate or, if the candidate left no instruction, by the former candidate's~~
7 ~~next of kin if the former candidate is deceased, or if no choice is made returned to the~~
8 ~~donors on a proportional basis; or~~

9 b. If the former candidate was a nonpartisan candidate, donated to the a
10 charitable organization of the former candidate's choice or the charitable
11 ~~organization chosen or transferred to the board for deposit in the Wisconsin election~~
12 ~~campaign fund, as instructed by the former candidate or, if the candidate left no~~
13 ~~instruction, by the former candidate's next of kin if the former candidate is deceased;~~
14 or

15 ***b3118/2.3* SECTION 1bw.** 8.35 (4) (c) and (d) of the statutes are amended to
16 read:

17 8.35 (4) (c) The transfer to the replacement candidate under par. (b) shall be
18 made and reported to the appropriate filing officer ~~in a special report submitted~~ by
19 the former candidate's campaign treasurer. If the former candidate is deceased and
20 was serving as his or her own campaign treasurer, the former candidate's petitioner
21 or personal representative shall ~~file the report and~~ make the transfer required by
22 ~~par. (b), if any~~ and file the report. The report shall be made at the appropriate
23 interval under s. 11.20 (2) or (4) and shall include a complete statement of all
24 contributions, disbursements and incurred obligations pursuant to s. 11.06 (1)

1 covering the period from the day after the last date covered on the former candidate's
2 most recent report to the date of disposition.

3 (d) The newly appointed candidate shall file his or her report at the next
4 appropriate interval under s. 11.20 (2) or (4) after his or her appointment. The
5 appointed candidate shall include any transferred funds moneys in his or her first
6 report.

7 ***b3118/2.3* SECTION 1cd.** 11.001 (2m) of the statutes is created to read:

8 11.001 (2m) The legislature finds a compelling justification for minimal
9 disclosure of all communications that are to be made near the time of an election and
10 that include a reference to or depiction of a clearly identified candidate at that
11 election in order to permit increased funding for candidates who are affected by those
12 communications. This minimal disclosure burden is outweighed by the need to
13 establish an effective funding mechanism for affected candidates to effectively
14 respond to communications that may impact an election.

15 ***b3118/2.3* SECTION 1cm.** 11.01 (4m) of the statutes is created to read:

16 11.01 (4m) "Communication" means a message, other than a communication
17 that is exempt from reporting under s. 11.29, that is transmitted by means of a
18 printed advertisement, billboard, handbill, marked sample ballot, radio or television
19 advertisement, mass electronic communication, mass telephoning, or mass mailing,
20 or any medium that may be utilized for the purpose of disseminating or broadcasting
21 a message, but not including a poll conducted solely for the purpose of identifying or
22 collecting data concerning the attitudes or preferences of electors.

23 ***b3118/2.3* SECTION 1cs.** 11.01 (12s) of the statutes is repealed.

24 ***b3118/2.3* SECTION 1cz.** 11.01 (12w), (13) and (14) of the statutes are created
25 to read:

1 11.01 (12w) “Mass electronic communication” means the transmission of 50 or
2 more pieces of substantially identical material by means of electronic mail or
3 facsimile transmission.

4 (13) “Mass mailing” means the distribution of 50 or more pieces of
5 substantially identical material.

6 (14) “Mass telephoning” means the making of 50 or more telephone calls
7 conveying a substantially identical message.

8 ***b3118/2.3* SECTION 1dd.** 11.01 (16) (a) 3. of the statutes is created to read:

9 11.01 (16) (a) 3. A communication, other than a communication that is exempt
10 from reporting under s. 11.29, that is made during the period beginning on the 60th
11 day preceding a general, special, or spring election and ending on the date of that
12 election and that includes a reference to or depiction of a clearly identified candidate
13 whose name is certified under s. 7.08 (2) (a) or 8.50 (1) (d) to appear on the ballot for
14 election or nomination to an office to be filled at that election.

15 ***b3118/2.3* SECTION 1dh.** 11.01 (17g) and (17r) of the statutes are created to
16 read:

17 11.01 (17g) “Public access channel” means a channel that is required under a
18 franchise granted under s. 66.0419 (3) (b) by a city, village, or town to a cable operator,
19 as defined in s. 66.0419 (2) (b), and that is used for public access purposes, but does
20 not include a channel that is used for governmental or educational purposes.

21 (17r) “Public access channel operator” means a person designated by a city,
22 village, or town as responsible for the operation of a public access channel.

23 ***b3118/2.3* SECTION 1dt.** 11.05 (1) of the statutes is renumbered 11.05 (1) (a)
24 and amended to read:

1 11.05 (1) (a) Except as provided in s. 9.10 (2) (d), every committee, other than
2 a personal campaign committee, ~~and every political group subject to registration~~
3 ~~under s. 11.23 which~~ that makes or accepts contributions, incurs obligations or
4 makes disbursements in a calendar year in an aggregate amount in excess of \$25
5 shall file a statement with the appropriate filing officer giving the information
6 required by sub. (3). In the case of any committee other than a personal campaign
7 committee, the statement shall be filed by the treasurer. A personal campaign
8 committee shall register under sub. (2g) ~~or (2r)~~.

9 ***b3118/2.3* SECTION 1dx.** 11.05 (1) (b) of the statutes is created to read:

10 11.05 (1) (b) Every political group subject to registration under s. 11.23 which
11 makes or accepts contributions, incurs obligations, or makes disbursements in a
12 calendar year in an aggregate amount in excess of \$100 shall file a statement with
13 the appropriate filing officer giving the information required by sub. (3).

14 ***b3118/2.3* SECTION 1ee.** 11.05 (2) of the statutes is renumbered 11.05 (2) (a)
15 and amended to read:

16 11.05 (2) (a) Except as provided in s. 9.10 (2) (d), every individual, other than
17 a candidate or agent of a candidate, who accepts contributions, incurs obligations,
18 or makes disbursements with respect to one or more elections for state or local office
19 in a calendar year in an aggregate amount in excess of \$25 shall file a statement with
20 the appropriate filing officer giving the information required by sub. (3). An
21 individual who guarantees a loan on which an individual, committee or group subject
22 to a registration requirement defaults is not subject to registration under this
23 subsection solely as a result of such default.

24 ***b3118/2.3* SECTION 1eh.** 11.05 (2) (b) of the statutes is created to read:

1 11.05 (2) (b) Every individual who accepts contributions, incurs obligations, or
2 makes disbursements with respect to one or more referenda in a calendar year in an
3 aggregate amount in excess of \$100 shall file a statement with the appropriate filing
4 officer giving the information required by sub. (3).

5 ***b3118/2.3* SECTION 1em.** 11.05 (2r) (title) of the statutes is renumbered 11.06
6 (2m) (title).

7 ***b3118/2.3* SECTION 1eo.** 11.05 (2r) of the statutes is renumbered 11.06 (2m)
8 (a) and amended to read:

9 11.06 (2m) (a) Any person, committee or group, other than ~~a committee or an~~
10 individual or committee required to file an oath under ~~s. 11.06 sub.~~ (7), who or which
11 does not anticipate accepting contributions, making disbursements or incurring
12 obligations in an aggregate amount in excess of \$1,000 in a calendar year and does
13 not anticipate accepting any contribution or contributions from a single source, other
14 than contributions made by a candidate to his or her own campaign, exceeding \$100
15 in that year may indicate on its registration statement that the person, committee
16 or group will not accept contributions, incur obligations or make disbursements in
17 the aggregate in excess of \$1,000 in any calendar year and will not accept any
18 contribution or contributions from a single source, other than contributions made by
19 a candidate to his or her own campaign, exceeding \$100 in ~~such~~ any calendar year.
20 Any registrant making such an indication is not subject to any filing requirement if
21 the statement is true. The registrant need not file a termination report. A registrant
22 not making such an indication on a registration statement is subject to a filing
23 requirement. The indication may be revoked and the registrant is then subject to a
24 filing requirement as of the date of revocation, or the date that aggregate
25 contributions, disbursements or obligations for the calendar year exceed \$1,000, or

1 the date on which the registrant accepts any contribution or contributions exceeding
2 \$100 from a single source, other than contributions made by a candidate to his or her
3 own campaign, during that any calendar year, whichever is earlier. ~~If the revocation~~
4 ~~is not timely, the registrant violates s. 11.27 (1).~~

5 ***b3118/2.3* SECTION 1er.** 11.05 (3) (c) of the statutes is amended to read:

6 11.05 (3) (c) In the case of a committee, a statement as to whether the
7 committee is a personal campaign committee, a political party committee, ~~a~~
8 ~~legislative campaign committee~~, a support committee or a special interest
9 committee.

10 ***b3118/2.3* SECTION 1ev.** 11.05 (3) (m) of the statutes is created to read:

11 11.05 (3) (m) In the case of a personal campaign committee, the name of the
12 candidate on whose behalf the committee was formed or intends to operate and the
13 office or offices that the candidate seeks.

14 ***b3118/2.3* SECTION 1ex.** 11.05 (3) (o) of the statutes is repealed.

15 ***b3118/2.3* SECTION 1fd.** 11.05 (3) (r) of the statutes is created to read:

16 11.05 (3) (r) In the case of a candidate or personal campaign committee of a
17 candidate, the telephone number or numbers and a facsimile transmission number
18 or electronic mail address, if any, at which the candidate may be contacted.

19 ***b3118/2.3* SECTION 1ff.** 11.05 (5) of the statutes is amended to read:

20 11.05 (5) CHANGE OF INFORMATION. Any change in information previously
21 submitted in a statement of registration shall be reported by the registrant to the
22 appropriate filing officer within 10 days following the change. This period does not
23 apply in case of change of an indication made under ~~sub. (2r)~~ s. 11.06 (2m), which
24 shall be reported no later than the date that a registrant is subject to a filing
25 requirement under ~~sub. (2r)~~ s. 11.06 (2m). Any such change may be reported only by

1 the individual or by the officer who has succeeded to the position of an individual who
2 signed the original statement; but in the case of a personal campaign committee, a
3 candidate or campaign treasurer may report a change in the statement except as
4 provided in s. 11.10 (2), and in the case of any other committee or group, the chief
5 executive officer or treasurer indicated on the statement may report a change. If a
6 preexisting support committee is adopted by a candidate as his or her personal
7 campaign committee, the candidate shall file an amendment to the committee's
8 statement under this subsection indicating that all information contained in the
9 statement is true, correct and complete.

10 ***b3118/2.3* SECTION 1fh.** 11.05 (9) (title) of the statutes is repealed and
11 recreated to read:

12 11.05 (9) (title) DEPOSIT OF CONTRIBUTIONS; CONDUITS.

13 ***b3118/2.3* SECTION 1fk.** 11.05 (9) (b) of the statutes is amended to read:

14 11.05 (9) (b) An individual who or a committee or group which receives a
15 contribution of money and transfers the contribution to another individual,
16 committee, or group while acting as a conduit is not subject to registration under this
17 section unless the individual, committee, or group transfers the contribution to a
18 candidate or a personal campaign, ~~legislative campaign~~, political party, or support
19 committee.

20 ***b3118/2.3* SECTION 1fm.** 11.05 (12) (b) of the statutes is amended to read:

21 11.05 (12) (b) Except as authorized under sub. (13), a committee, group or
22 individual other than a candidate or agent of a candidate shall comply with sub. (1)
23 or (2) no later than the 5th business day commencing after receipt of the first
24 contribution by such committee, group or individual, and before making any
25 disbursement. No committee, group or individual, other than a candidate or agent

1 of a candidate, may accept any contribution or contributions exceeding \$25 in the
2 aggregate the amount specified in sub. (1) or (2) during a calendar year at any time
3 when the committee, group or individual is not registered under this section except
4 within the initial 5-day period authorized by this paragraph.

5 ***b3118/2.3* SECTION 1fo.** 11.05 (13) of the statutes is amended to read:

6 11.05 (13) BANK ACCOUNT AND POSTAL BOX; EXEMPTION. An individual, committee
7 or group does not violate this section by accepting a contribution and making a
8 disbursement in the amount required to rent a postal box, or in the minimum amount
9 required by a bank or trust company to open a checking account, prior to the time of
10 registration, if the disbursement is properly reported on the first report submitted
11 under s. 11.20 or 11.21 (16) after the date that the individual, committee or group is
12 registered, whenever a reporting requirement applies to the registrant.

13 ***b3118/2.3* SECTION 1ft.** 11.06 (1) (intro.) of the statutes is amended to read:

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

21 ***b3118/2.3* SECTION 1fv.** 11.06 (1) (cm) and (dm) of the statutes are created
22 to read:

23 11.06 (1) (cm) If a candidate wishes to make disbursements using contributions
24 that are not subject to the restriction under s. 11.24 (1w) and that are exempt from
25 the limitations under s. 11.26 (9), as provided under s. 11.26 (9m), a separate

1 schedule itemizing those contributions that the candidate intends to use to make
2 disbursements that are exempt from those limitations. The separate schedule may
3 include contributions previously reported by the candidate and, if so, shall indicate
4 the amounts and dates on which those contributions were reported as received.

5 (dm) A separate schedule itemizing those contributions that were transferred
6 to the registrant by a conduit, together with the name and address of the conduit, the
7 date and amount of each transfer, and the cumulative total amount transferred to
8 the registrant by the conduit for the calendar year.

9 ***b3118/2.3* SECTION 1fy.** 11.06 (1) (e) of the statutes is amended to read:

10 11.06 (1) (e) An itemized statement of contributions over \$20 from a single
11 source donated to a charitable organization or to the common school fund, with the
12 full name and mailing address of the donee, and a statement of contributions over
13 \$20 transferred to the board for deposit in the Wisconsin election campaign fund.

14 ***b3118/2.3* SECTION 1gb.** 11.06 (2) of the statutes is amended to read:

15 11.06 (2) DISCLOSURE OF CERTAIN INDIRECT DISBURSEMENTS. Notwithstanding
16 sub. (1), if a disbursement is made or obligation incurred by an individual other than
17 a candidate, or by a committee or group which is not primarily organized for political
18 purposes, for a purpose other than to make a communication described in s. 11.01
19 (16) (a) 3., and the disbursement does not constitute a contribution to any candidate
20 or other individual, committee or group, the disbursement or obligation is required
21 to be reported only if the purpose is to expressly advocate the election or defeat of a
22 clearly identified candidate or the adoption or rejection of a referendum. The
23 exemption provided by this subsection shall in no case be construed to apply to a
24 political party, ~~legislative campaign~~, personal campaign or support committee.

1 ***b3118/2.3* SECTION 1gd.** 11.06 (2m) (b) to (d) of the statutes are created to
2 read:

3 11.06 (2m) (b) Any individual or committee who or which is required to file an
4 oath under sub. (7), who or which accepts contributions, makes disbursements, or
5 incurs obligations for the purpose of supporting or opposing one or more candidates
6 for state office, and who or which does not anticipate accepting contributions, making
7 disbursements, or incurring obligations in an aggregate amount in excess of \$1,000
8 in a calendar year and does not anticipate accepting any contribution or
9 contributions from a single source exceeding \$100 in that year may indicate on its
10 registration statement that the individual or committee will not accept
11 contributions, incur obligations, or make disbursements in the aggregate in excess
12 of \$1,000 in any calendar year and will not accept any contribution or contributions
13 from a single source exceeding \$100 in any calendar year. Any registrant making
14 such an indication is not subject to any filing requirement if the statement is true.
15 The registrant need not file a termination report. A registrant not making such an
16 indication on a registration statement is subject to a filing requirement. The
17 indication may be revoked and the registrant is then subject to a filing requirement
18 as of the date of revocation, or the date on which aggregate contributions,
19 disbursements, or obligations for the calendar year exceed \$1,000, or the date on
20 which the registrant accepts any contribution or contributions exceeding \$100 from
21 a single source during any calendar year, whichever is earlier.

22 (c) Any individual or committee who or which is required to file an oath under
23 sub. (7), who or which accepts contributions, makes disbursements, or incurs
24 obligations for the purpose of supporting or opposing one or more candidates for local
25 office but not for the purpose of supporting or opposing any candidate for state office,

1 and who or which does not anticipate accepting contributions, making
2 disbursements, or incurring obligations in an aggregate amount in excess of \$100 in
3 a calendar year may indicate on its registration statement that the individual or
4 committee will not accept contributions, incur obligations, or make disbursements
5 in the aggregate in excess of \$100 in any calendar year and will not accept any
6 contribution or contributions from a single source, other than contributions made by
7 a candidate to his or her own campaign, exceeding \$100 in any calendar year. Any
8 registrant making such an indication is not subject to any filing requirement if the
9 statement is true. The registrant need not file a termination report. A registrant not
10 making such an indication on a registration statement is subject to a filing
11 requirement. The indication may be revoked and the registrant is then subject to a
12 filing requirement as of the date of revocation, or the date that aggregate
13 contributions, disbursements, or obligations for the calendar year exceed \$100,
14 whichever is earlier.

15 (d) If a revocation by a registrant under this subsection is not timely, the
16 registrant violates s. 11.27 (1).

17 ***b3118/2.3* SECTION 1gg.** 11.06 (3) (b) (intro.) of the statutes is amended to
18 read:

19 11.06 (3) (b) (intro.) ~~Notwithstanding sub. (1), a~~ A nonresident registrant shall
20 report on a form prescribed by the board the applicable information that makes a
21 report under sub. (1) shall ensure that the report separately states information
22 under sub. (1) concerning all of the following, in a manner prescribed by the board:

23 ***b3118/2.3* SECTION 1gi.** 11.06 (4) (b) of the statutes is amended to read:

24 11.06 (4) (b) Unless it is returned or donated within 15 days of receipt, a
25 contribution must be reported as received and accepted on the date received. This

1 subsection paragraph applies notwithstanding the fact that the contribution is not
2 deposited in ~~the a~~ campaign depository account by the closing date for ~~the a~~ reporting
3 period as provided in s. 11.20 (8) or the reporting deadline provided in s. 11.21 (16).

4 ***b3118/2.3* SECTION 1gk.** 11.06 (5) of the statutes is amended to read:

5 11.06 (5) REPORT MUST BE COMPLETE. A registered individual or treasurer of a
6 group or committee shall make a good faith effort to obtain all required information.
7 The first report shall commence no later than the date that the first contribution is
8 received and accepted or the first disbursement is made. Each report shall be filed
9 with the appropriate filing officer on the dates designated in s. 11.20 and, if the
10 registrant files reports under s. 11.21 (16), at the times specified in s. 11.21 (16). The
11 individual or the treasurer of the group or committee shall certify to the correctness
12 of each report. In the case of a candidate, the candidate or treasurer shall certify to
13 the correctness of each report. If a treasurer is unavailable, any person designated
14 as a custodian under s. 11.05 (3) (e) may certify to the correctness of a report.

15 ***b3118/2.3* SECTION 1gm.** 11.06 (7m) (a) of the statutes is amended to read:

16 11.06 (7m) (a) If a committee which was registered under s. 11.05 as a political
17 party committee ~~or legislative campaign committee~~ supporting candidates of a
18 political party files an oath under sub. (7) affirming that it does not act in cooperation
19 or consultation with any candidate who is nominated to appear on the party ballot
20 of the party at a general or special election, that the committee does not act in concert
21 with, or at the request or suggestion of, such a candidate, that the committee does
22 not act in cooperation or consultation with such a candidate or agent or authorized
23 committee of such a candidate who benefits from a disbursement made in opposition
24 to another candidate, and that the committee does not act in concert with, or at the
25 request or suggestion of, such a candidate or agent or authorized committee of such

1 a candidate who benefits from a disbursement made in opposition to another
2 candidate, the committee filing the oath may not make any contributions in support
3 of any candidate of the party at the general or special election or in opposition to any
4 such candidate's opponents exceeding the applicable amounts specified in s. 11.26 (2)
5 and (2m), except as authorized in par. (c).

6 ***b3118/2.3* SECTION 1go.** 11.06 (7m) (b) of the statutes is amended to read:

7 11.06 (7m) (b) If the committee has already made contributions in excess of the
8 applicable amounts specified in s. 11.26 (2) or (2m) at the time it files an oath under
9 sub. (7), each candidate to whom contributions are made shall promptly return a
10 sufficient amount of contributions to bring the committee in compliance with this
11 subsection and the committee may not make any additional contributions in
12 violation of this subsection.

13 ***b3118/2.3* SECTION 1gq.** 11.06 (7m) (c) of the statutes is amended to read:

14 11.06 (7m) (c) A committee filing an oath under sub. (7) which desires to change
15 its status to a political party committee ~~or legislative campaign committee~~ may do
16 so as of December 31 of any even-numbered year. Section 11.26 does not apply to
17 contributions received by such a committee prior to the date of the change. Such a
18 committee may change its status at other times only by filing a termination
19 statement under s. 11.19 (1) and reregistering as a newly organized committee under
20 s. 11.05.

21 ***b3118/2.3* SECTION 1gs.** 11.06 (11) (bm) of the statutes is created to read:

22 11.06 (11) (bm) The board shall prescribe a separate schedule for reporting
23 under sub. (1) by transferees of contributions transferred by conduits.

24 ***b3118/2.3* SECTION 1gu.** 11.07 (1) of the statutes is amended to read:

1 11.07 (1) Every nonresident committee or group making contributions and
2 every nonresident individual, committee or group making disbursements exceeding
3 ~~\$25 cumulatively~~ the amount specified in s. 11.05 (1) or (2) in a calendar year within
4 this state shall file the name, mailing and street address and the name and the
5 mailing and street address of a designated agent within the state with the office of
6 the secretary of state. An agent may be any adult individual who is a resident of this
7 state. After any change in the name or address of such agent the new address or
8 name of the successor agent shall be filed within 30 days. Service of process in any
9 proceeding under this chapter or ch. 12, or service of any other notice or demand may
10 be made upon such agent.

11 ***b3118/2.3* SECTION 1gx.** 11.07 (5) of the statutes is amended to read:

12 11.07 (5) Any campaign treasurer or individual who knowingly receives a
13 contribution made by an unregistered nonresident in violation of this section may
14 not use or expend such contribution but shall immediately return it to the source or
15 at the option of the campaign treasurer or individual, donate the contribution to a
16 charitable organization or to the common school fund or transfer the contribution to
17 the board for deposit in the Wisconsin election campaign fund.

18 ***b3118/2.3* SECTION 1gz.** 11.09 (3) of the statutes is amended to read:

19 11.09 (3) Each registrant whose filing officer is the board, who or which makes
20 disbursements in connection with elections for offices which serve or referenda
21 which affect only one county or portion thereof, except a candidate, personal
22 campaign committee, political party committee or other committee making
23 disbursements in support of or in opposition to a candidate for state senator,
24 representative to the assembly, court of appeals judge or circuit judge, shall file a
25 duplicate original of each financial report filed with the board with the county clerk

1 or board of election commissioners of the county in which the elections in which the
2 registrant participates are held. Such reports shall be filed no later than the dates
3 specified under s. 11.20 (2) and (4) for the filing of each report with the board. This
4 subsection does not apply to a registrant who or which files reports under s. 11.21
5 (16).

6 ***b3118/2.3* SECTION 1hc.** 11.10 (1) of the statutes is amended to read:

7 11.10 (1) Each candidate in an election shall appoint one campaign treasurer.
8 Except as provided in s. 11.14 (3), each candidate shall designate one campaign
9 depository account within 5 business days after the candidate receives his or her first
10 contribution and before the candidate makes or authorizes any disbursement in
11 behalf of his or her candidacy. If a candidate adopts a preexisting support committee
12 as his or her personal campaign committee, the candidate shall make such
13 designation within 5 business days of adoption. The person designated as campaign
14 treasurer shall be the treasurer of the candidate's personal campaign committee, if
15 any. The candidate may appoint himself or herself or any other elector as campaign
16 treasurer. A registration statement under s. 11.05 (2g) ~~or (2r)~~ must be filed jointly
17 by every candidate and his or her campaign treasurer. The candidate does not
18 qualify for ballot placement until this requirement is met. Except as authorized
19 under s. 11.06 (5), the campaign treasurer or candidate shall certify as to the
20 correctness of each report required to be filed, and the candidate bears the
21 responsibility for the accuracy of each report for purposes of civil liability under this
22 chapter, whether or not the candidate certifies it personally.

23 ***b3118/2.3* SECTION 1he.** 11.12 (2) of the statutes is amended to read:

24 11.12 (2) Any anonymous contribution exceeding \$10 received by a campaign
25 or committee treasurer or by an individual under s. 11.06 (7) may not be used or

1 expended. The contribution shall be donated to the common school fund or to any
2 charitable organization or transferred to the board for deposit in the Wisconsin
3 election campaign fund, at the option of the treasurer.

4 ***b3118/2.3* SECTION 1hg.** 11.12 (4) of the statutes is amended to read:

5 11.12 (4) Each registrant shall report contributions, disbursements and
6 incurred obligations in accordance with s. 11.20 and, if the registrant files reports
7 under s. 11.21 (16), in accordance with s. 11.21 (16). Except as permitted under s.
8 11.06 (2), ~~(3)~~ and (3m), each report shall contain the information which is required
9 under s. 11.06 (1).

10 ***b3118/2.3* SECTION 1hi.** 11.12 (5) of the statutes is amended to read:

11 11.12 (5) If any contribution or contributions of \$500 or more cumulatively are
12 received by a candidate for state office or by a committee or individual from a single
13 contributor later than 15 days prior to a primary or election such that it is not
14 included in the preprimary or preelection report submitted under s. 11.20 (3), the
15 treasurer of the committee or the individual receiving the contribution shall within
16 24 hours of receipt inform the appropriate filing officer of the information required
17 under s. 11.06 (1) in such manner as the board may prescribe. The information shall
18 also be included in the treasurer's or individual's next regular report. For purposes
19 of the reporting requirement under this subsection, only contributions received
20 during the period beginning with the day after the last date covered on the
21 preprimary or preelection report, and ending with the day before the primary or
22 election need be reported. This subsection does not apply to a registrant who or
23 which is required to file daily reports under s. 11.21 (16).

24 ***b3118/2.3* SECTION 1hk.** 11.12 (6) of the statutes is renumbered 11.12 (6) (a)
25 and amended to read:

1 11.12 (6) (a) If Except as otherwise provided in this paragraph, if any
2 disbursement of more than \$20 individual or committee incurs one or more
3 obligations or makes one or more disbursements in an amount exceeding \$250
4 cumulatively is made to advocate the election or defeat of a clearly identified
5 candidate by an individual or committee later than 15 days prior to a primary or
6 election in which the candidate's name appears on the ballot without cooperation or
7 consultation with a candidate or agent or authorized committee of a candidate who
8 is supported or opposed, and not in concert with or at the request or suggestion of
9 such a candidate, agent or committee, the individual or treasurer of the committee
10 shall, within 24 hours of after incurring the obligation or making the disbursement,
11 inform the appropriate filing officer of. The report shall include the information
12 required under s. 11.06 (1) and shall be made in such manner as the board may
13 prescribe. The information shall also be included in the next regular report of the
14 individual or committee under s. 11.20. For purposes of this subsection, paragraph,
15 obligations and disbursements cumulate beginning with the day after the last date
16 covered on the preprimary or preelection report and ending with the day before the
17 primary or election and disbursements made for the purpose of payment of
18 obligations that were previously reported are not included in determining the
19 cumulative amount of obligations and disbursements. Upon receipt of a report
20 identifying any obligation or disbursement under this subsection paragraph, the
21 filing officer shall, within 24 hours of receipt, mail a copy of the report to all
22 candidates for any office in support of or opposition to one of whom an obligation is
23 incurred or a disbursement identified in the report is made. This paragraph does not
24 apply to disbursements or obligations required to be reported under par. (am) or to
25 an individual or committee that is required to file daily reports under s. 11.21 (16).

1 ***b3118/2.3* SECTION 1hm.** 11.12 (6) (am) of the statutes is created to read:

2 11.12 (6) (am) If any committee identified under s. 11.05 (3) (c) as a special
3 interest committee, other than a conduit, incurs one or more obligations or makes one
4 or more disbursements in an amount exceeding \$250 cumulatively for the purpose
5 of making a communication advocating the election or defeat of a clearly identified
6 candidate for a state office specified in s. 11.31 (1) (a) to (de), (e), or (f) at a general,
7 special, or spring election, or any such candidate who seeks a nomination for such
8 an office at a primary election, or for the purpose of making a communication
9 described in s. 11.01 (16) (a) 3., during the period beginning on the 60th day preceding
10 the applicable general, special, or spring election and ending on the date of that
11 election, without cooperation or consultation with a candidate or agent or authorized
12 committee of a candidate who is supported or whose opponent is opposed, and not in
13 concert with or at the request or suggestion of such a candidate, agent, or committee,
14 the committee shall, within 24 hours after incurring the obligation or making the
15 disbursement, file a report with the board, with each candidate whose name is
16 certified to appear on the ballot for the office in connection with which the obligation
17 is incurred or disbursement is made, and the political party under whose name each
18 such candidate appears on the ballot, if any, on a form prescribed by the board for this
19 purpose. The form shall provide a place for reporting obligations separately from
20 disbursements. The report shall be filed by electronic mail or facsimile transmission.
21 The report shall include the information required under s. 11.06 (1) and shall be
22 made in such manner as the board may prescribe. For purposes of this paragraph,
23 obligations and disbursements cumulate beginning with the 60th day preceding the
24 applicable general, special, or spring election and ending with the day before that
25 election and disbursements made for the purpose of payment of obligations that were

1 previously reported are not included in determining the cumulative amount of
2 disbursements. Within 24 hours after receiving a report under this paragraph, the
3 board shall notify each candidate whose name is certified to appear on the ballot for
4 the office in connection with which the reported disbursement is made. The board
5 shall provide this notification by electronic mail, facsimile transmission, telephone,
6 or posting on the Internet.

7 ***b3118/2.3* SECTION 1ho.** 11.12 (6) (c) and (d) of the statutes are created to
8 read:

9 11.12 (6) (c) No committee identified under s. 11.05 (3) (c) as a special interest
10 committee, other than a conduit, may make any disbursement or incur any
11 obligation to which this paragraph applies unless the committee has filed a report
12 under this paragraph concerning that disbursement or obligation. This paragraph
13 applies only to disbursements made or obligations incurred for the purpose of
14 making a communication during the period beginning on the 30th day preceding a
15 general, special, or spring election and ending on the date of that election advocating
16 the election or defeat of a clearly identified candidate for a state office specified in s.
17 11.31 (1) (a) to (de), (e), or (f) at that election, or any such candidate who seeks a
18 nomination for such an office at a primary election, or for the purpose of making a
19 communication described in s. 11.01 (16) (a) 3., without cooperation or consultation
20 with a candidate or agent or authorized committee of a candidate who is supported
21 or whose opponent is opposed, and not in concert with or at the request or suggestion
22 of such a candidate, agent, or committee. Each report required under this paragraph
23 shall be filed with the board, with each candidate whose name is certified to appear
24 on the ballot for the office in connection with which the communication is to be made,
25 and the political party under whose name each such candidate appears on the ballot,

1 if any, on a form prescribed by the board for this purpose. The report shall be filed
2 by electronic mail or facsimile transmission no later than the 31st day preceding the
3 general, special, or spring election to which the report relates. Each report shall
4 indicate the name of each candidate who will be supported or whose opponent will
5 be opposed and the total disbursements to be made and obligations incurred for such
6 a purpose with regard to that candidate during the period covered by the report.
7 Within 24 hours after receiving a report, the board shall notify each candidate whose
8 name is certified to appear on the ballot for the office in connection with which the
9 communication is to be made of the report. The board shall provide this notification
10 by electronic mail, facsimile transmission, telephone, or posting on the Internet.

11 (d) All information reported by a registrant under this subsection shall also be
12 included in the next regular report of the registrant under s. 11.20.

13 ***b3118/2.3* SECTION 1hq.** 11.12 (8) and (9) of the statutes are created to read:

14 11.12 (8) If a candidate for a state office specified in s. 11.31 (1) (a) to (de), (e),
15 or (f) who does not accept a grant under s. 11.50 incurs any obligation or makes any
16 disbursement after that candidate has accumulated cash in his or her campaign
17 depository account or has incurred obligations or made disbursements during his or
18 her campaign, as defined in s. 11.31 (7), exceeding a combined total of 75% of the
19 amount specified in s. 11.31 (1) (a) to (de), (e), or (f), as adjusted under s. 11.31 (9),
20 for the office that the candidate seeks, that candidate or the candidate's personal
21 campaign committee shall file special weekly or daily reports with the board, with
22 each candidate whose name is certified to appear on the ballot for the office in
23 connection with which the disbursement is made or incurred, and with the political
24 party under whose name each such candidate appears on the ballot, if any, by
25 electronic mail or facsimile transmission. The reports shall cover the period

1 beginning with that date or the day after the primary election or the date that a
2 primary would be held, if required, whichever is later, and ending on the date of the
3 election at which the candidate seeks office. The candidate or committee shall file
4 weekly reports for each week, if any, beginning on the day after the primary or, if no
5 primary is held, the day that the primary would be held if a primary were required
6 to be held, and shall file daily reports for each day beginning on the 30th day before
7 the election through the day before the election at which the candidate seeks office.
8 Each report shall contain information pertaining to each disbursement made and
9 obligation incurred by the candidate or committee. Each report shall include the
10 same information concerning each disbursement and obligation that is required to
11 be reported for other disbursements and obligations under s. 11.06 (1). Each report
12 shall list obligations separately from disbursements. The information shall be
13 included also in the next regular report of the candidate or committee under s. 11.20.
14 Within 24 hours after receiving a report under this subsection, the board shall notify
15 each candidate whose name is certified to appear on the ballot for the office in
16 connection with which the reported disbursement is made or obligation is incurred
17 of the report. The board shall provide this notification by telephone, electronic mail,
18 facsimile transmission, or posting on the Internet.

19 (9) Whenever a report or notice is required to be filed with a political party or
20 candidate by electronic mail or facsimile transmission under this section, the report
21 shall be filed at the address or number of the political party committee or candidate
22 or personal campaign committee, respectively, as shown on the registration
23 statement of the political party committee, candidate, or committee. If no electronic
24 mail address or facsimile transmission number is shown, the report shall be filed at
25 the mailing address shown on the statement.

1 ***b3118/2.3* SECTION 1hs.** 11.14 (3) of the statutes is amended to read:

2 11.14 (3) Notwithstanding sub. (1), any candidate who serves as his or her own
3 campaign treasurer and who is authorized to make and makes an indication on his
4 or her registration statement under s. ~~11.05 (2r)~~ 11.06 (2m) that he or she will not
5 accept contributions, make disbursements or incur obligations in an aggregate
6 amount exceeding \$1,000 in a calendar year, and will not accept any contribution or
7 contributions from a single source, other than contributions made by the candidate
8 to his or her own campaign, exceeding \$100 in a calendar year, may designate a single
9 personal account as his or her campaign depository account, and may intermingle
10 personal and other funds with campaign funds. If a separate depository account is
11 later established by the candidate, the candidate shall transfer all campaign funds
12 in the personal account to the new depository account. Disbursements made from
13 such personal account need not be identified in accordance with s. 11.16 (3).

14 ***b3118/2.3* SECTION 1hu.** 11.16 (2) of the statutes is amended to read:

15 11.16 (2) LIMITATION ON CASH CONTRIBUTIONS. Every contribution of money
16 exceeding \$50 shall be made by negotiable instrument or evidenced by an itemized
17 credit card receipt bearing on the face the name of the remitter. No treasurer may
18 accept a contribution made in violation of this subsection. The treasurer shall
19 promptly return the contribution, ~~or donate it~~ the contribution to the common school
20 fund or to a charitable organization, or transfer the contribution to the board for
21 deposit in the Wisconsin election campaign fund in the event that the donor cannot
22 be identified.

23 ***b3118/2.3* SECTION 1hw.** 11.16 (5) of the statutes is amended to read:

24 11.16 (5) ESCROW AGREEMENTS. Any personal campaign committee, or political
25 party committee ~~or legislative campaign committee~~ may, pursuant to a written

1 escrow agreement with more than one candidate, solicit contributions for and
2 conduct a joint fund raising effort or program on behalf of more than one named
3 candidate. The agreement shall specify the percentage of the proceeds to be
4 distributed to each candidate by the committee conducting the effort or program.
5 The committee shall include this information in all solicitations for the effort or
6 program. All contributions received and disbursements made by the committee in
7 connection with the effort or program shall be received and disbursed through a
8 separate depository account under s. 11.14 (1) that is identified in the agreement.
9 For purposes of s. 11.06 (1), the committee conducting the effort or program shall
10 prepare a schedule in the form prescribed by the board supplying all required
11 information under s. 11.06 (1) and items qualifying for exclusion under s. 11.31 (6)
12 for the effort or program, and shall transmit a copy of the schedule to each candidate
13 who receives any of the proceeds within the period prescribed in s. 11.06 (4) (c).

14 *b3118/2.3* **SECTION 1hy.** 11.19 (title) of the statutes is amended to read:

15 **11.19 (title) ~~Dissolution~~ Carry-over of surplus funds; dissolution of**
16 **registrants; termination reports.**

17 *b3118/2.3* **SECTION 1hz.** 11.19 (1) of the statutes is amended to read:

18 **11.19 (1)** Whenever any registrant disbands or determines that obligations will
19 no longer be incurred, and contributions will no longer be received nor disbursements
20 made during a calendar year, and the registrant has no outstanding incurred
21 obligations, the registrant shall file a termination report with the appropriate filing
22 officer. Such report shall indicate a cash balance on hand of zero at the end of the
23 reporting period and shall indicate the disposition of residual funds. Residual funds
24 may be used for any political purpose not prohibited by law, returned to the donors
25 in an amount not exceeding the original contribution, transferred to the board for

1 deposit in the Wisconsin election campaign fund or donated to a charitable
2 organization or the common school fund. The report shall be filed and certified as
3 were previous reports, and shall contain the information required by s. 11.06 (1). A
4 registrant to which s. 11.055 (1) applies shall pay the fee imposed under that
5 subsection with a termination report filed under this subsection. If a termination
6 report or suspension report under sub. (2) is not filed, the registrant shall continue
7 to file periodic reports with the appropriate filing officer, no later than the dates
8 specified in s. 11.20 and, if the registrant files reports under s. 11.21 (16), no later
9 than the times specified in s. 11.21 (16). This subsection does not apply to any
10 registrant making an indication under s. ~~11.05 (2r)~~ 11.06 (2m).

11 ***b3118/2.3* SECTION 1ic.** 11.20 (1) of the statutes is amended to read:

12 11.20 (1) All reports required by s. 11.06 which relate to activities which
13 promote or oppose candidates for state office or statewide referenda and all reports
14 under s. 11.08 shall be filed with the board. All reports required by s. 11.06 which
15 relate to activities which promote or oppose candidates for local office or local
16 referenda shall be filed with the appropriate filing officer under s. 11.02, except
17 reports filed under s. 11.08. Each registrant shall file the reports required by this
18 section. If the registrant is subject to a requirement under s. 11.21 (16) to report
19 electronically the same information that is reportable under this section, the
20 registrant shall, in addition, file the reports required by this section recorded on a
21 medium specified by the board.

22 ***b3118/2.3* SECTION 1if.** 11.20 (2) of the statutes is amended to read:

23 11.20 (2) ~~Preprimary and~~ In addition to any reports required under s. 11.12 (8),
24 each candidate who seeks office at a primary or other election, or his or her personal
25 campaign committee, shall file a preprimary and preelection ~~reports~~ report under s.

1 11.06 (1), which shall be received by the appropriate filing officer no earlier than 14
2 days and no later than 8 days preceding the primary and the election. Each
3 candidate who is required to file reports under s. 11.12 (8), or his or her personal
4 campaign committee, shall file each weekly report so that the report is received by
5 the appropriate filing officer no earlier than the day after the end of the week to which
6 the report pertains and no later than the day after the end of that week, and shall
7 file each daily report so that the report is received no later than the end of the day
8 following the day to which the report pertains.

9 ***b3118/2.3* SECTION 1ih.** 11.20 (2s) of the statutes is created to read:

10 11.20 (2s) A registrant which is required to file reports under s. 11.12 (6) (am)
11 shall file the reports by the date required under s. 11.12 (6) (am).

12 ***b3118/2.3* SECTION 1ik.** 11.20 (2t) of the statutes is created to read:

13 11.20 (2t) A registrant which is required to file reports under s. 11.12 (6) (c)
14 shall file the reports by the date required under s. 11.12 (6) (c).

15 ***b3118/2.3* SECTION 1im.** 11.20 (3) (a) and (b) of the statutes are amended to
16 read:

17 11.20 (3) (a) ~~A~~ In addition to any reports required under s. 11.12 (8), a
18 candidate or personal campaign committee of a candidate at a primary shall file a
19 preprimary and preelection report. If a candidate for a nonpartisan state office at
20 an election is not required to participate in a primary, the candidate or personal
21 campaign committee of the candidate shall file a preprimary report at the time
22 prescribed in sub. (2) preceding the date specified in s. 5.02 (20) or (22) for the holding
23 of the primary, were it to be required.

1 (b) ~~A~~ In addition to any reports required under s. 11.12 (8), a candidate or
2 personal campaign committee of a candidate at an election other than a primary
3 shall file a preelection report.

4 ***b3118/2.3* SECTION 1io.** 11.20 (7) of the statutes is amended to read:

5 11.20 (7) In Except as otherwise required under s. 11.21 (16), in the event that
6 any report is required to be filed under this ~~section~~ chapter on a nonbusiness day, it
7 may be filed on the next business day thereafter.

8 ***b3118/2.3* SECTION 1iq.** 11.20 (8) (intro.) of the statutes, as affected by 2001
9 Wisconsin Act 103, is amended to read:

10 11.20 (8) (intro.) Reports filed under subs. (2), (4), and (4m) and s. 11.12 (8) shall
11 include all contributions received and transactions made as of the end of:

12 ***b3118/2.3* SECTION 1iu.** 11.20 (8) (a) of the statutes, as affected by 2001
13 Wisconsin Act 103, is amended to read:

14 11.20 (8) (a) The 15th day preceding the primary or election in the case of the
15 preprimary and preelection report under sub. (2).

16 ***b3118/2.3* SECTION 1iu.** 11.20 (8) (am) of the statutes is created to read:

17 11.20 (8) (am) The Saturday preceding the due date under sub. (2) in the case
18 of a weekly preelection report under s. 11.12 (8).

19 ***b3118/2.3* SECTION 1iw.** 11.20 (9) of the statutes is amended to read:

20 11.20 (9) Except as provided in ss. ~~11.05 (2r)~~ 11.06 (2m) and 11.19 (2), the duty
21 to file reports under this section continues until a termination report is filed in
22 accordance with s. 11.19.

23 ***b3118/2.3* SECTION 1iz.** 11.20 (10) (a) of the statutes is amended to read:

24 11.20 (10) (a) Where a requirement is imposed under this section for the filing
25 of a financial report which is to be received by the appropriate filing officer no later

1 than a certain date, the requirement may be satisfied either by actual receipt of the
2 report by the prescribed time for filing at the office of the filing officer, or by filing a
3 report with the U.S. postal service by first class mail with sufficient prepaid postage,
4 addressed to the appropriate filing officer, no later than the 3rd day before the date
5 provided by law for receipt of such report.

6 ***b3118/2.3* SECTION 1jc.** 11.20 (12) of the statutes is amended to read:

7 11.20 (12) If a candidate is unopposed in a primary or election, the obligation
8 to file the reports required by this chapter does not cease. Except as provided in ss.
9 ~~11.05 (2r)~~ 11.06 (2m) and 11.19 (2), a registrant who makes or receives no
10 contributions, makes no disbursements or incurs no obligations shall so report on the
11 dates designated in subs. (2) and (4).

12 ***b3118/2.3* SECTION 1je.** 11.21 (2) of the statutes is amended to read:

13 11.21 (2) Furnish to each registrant prescribed forms for the making of reports
14 and statements. Forms shall be sent by 1st class mail not earlier than 21 days and
15 not later than 14 days prior to the applicable filing deadline under s. 11.20, and
16 addressed to the attention of the treasurer or other person indicated on the
17 registration statement. Forms need not be sent to a registrant who has made an
18 indication that aggregate contributions, disbursements and obligations will not
19 exceed the amount specified under s. ~~11.05 (2r)~~ 11.06 (2m) or to a registrant who has
20 been granted a suspension under s. 11.19 (2). Forms for reports shall not be sent by
21 the board to a registrant if the registrant is required to file reports with the board
22 in an electronic format. Whenever any notice of filing requirements under this
23 chapter is sent to a candidate's campaign treasurer, the board shall also send a notice
24 to the candidate if he or she has appointed a separate treasurer. Failure to receive
25 any form or notice does not exempt a registrant from compliance with this chapter.

1 ***b3118/2.3* SECTION 1jg.** 11.21 (15) of the statutes is amended to read:

2 **11.21 (15)** Inform each candidate who files an application to become eligible to
3 receive a grant from the Wisconsin election campaign fund of the dollar amount of
4 the applicable disbursement limitation under s. 11.31 (1), adjusted as provided under
5 s. 11.31 (9), which applies to the office for which such person is a candidate. Failure
6 to receive the notice required by this subsection does not constitute a defense to a
7 violation of s. 11.27 (1) or 11.31.

8 ***b3118/2.3* SECTION 1ji.** 11.21 (16) of the statutes is amended to read:

9 **11.21 (16)** Require each registrant for whom the board serves as filing officer
10 and who or which accepts contributions in a total amount or value of \$20,000 or more
11 during a campaign period to file each campaign finance report that is required to be
12 filed under this chapter in an electronic format, and accept from any other registrant
13 for whom the board serves as a filing officer any campaign finance report that is
14 required to be filed under this chapter in an electronic format. A registrant who or
15 which becomes subject to a requirement to file reports in an electronic format under
16 this subsection shall initially file the registrant's report in an electronic format for
17 the period which includes the date on which the registrant becomes subject to the
18 requirement or, if the registrant is required to report transactions within 24 hours
19 of their occurrence, within 24 hours after the date on which the registrant becomes
20 subject to the requirement. To facilitate implementation of this subsection, the board
21 shall specify, by rule, a type of software that is suitable for compliance with the
22 electronic filing requirement under this subsection. The board shall provide copies
23 of the software to registrants at a price fixed by the board that may not exceed cost.
24 Each registrant who or which files a report under this subsection in an electronic
25 format shall also file a copy of the report with the board that is recorded on a medium

1 specified by the board. The copy shall be signed by an authorized individual and filed
2 with the board by each registrant no later than the time prescribed for filing of the
3 report under this chapter. If a registrant is a committee, the copy shall be certified
4 by an authorized individual and filed with the board by the registrant no later than
5 24 hours after the occurrence of any transaction that is reportable under s. 11.06 (1).
6 If a registrant or other person becomes subject to a requirement to report
7 electronically under this subsection, the registrant or other person shall continue to
8 report electronically regardless of the amount of contributions accepted or
9 expenditures made by the registrant or other person, until a termination report is
10 filed. The board shall provide complete instructions to any registrant who or which
11 files a report under this subsection. In this subsection, the “campaign period” of a
12 candidate, personal campaign committee or support committee begins and ends with
13 the “campaign” of the candidate whose candidacy is supported, as defined in s. 11.26
14 (17), and the “campaign period” of any other registrant begins on January 1 of each
15 odd-numbered year and ends on December 31 of the following year. Section 990.001
16 (4) does not apply to the computation of time permitted for compliance with the filing
17 requirements under this subsection.

18 ***b3118/2.3* SECTION 1jk.** 11.21 (17) of the statutes is created to read:

19 11.21 (17) Promulgate rules that require public access channel operators and
20 licensees of public television stations in this state to provide a minimum amount of
21 free time on public access channels and public television stations to individuals
22 whose names are certified under s. 7.08 (2) (a) or 8.50 (1) (d) to appear as candidates
23 for state office on the ballot at general, spring, or special elections. The rules
24 promulgated under this subsection shall require public access channel operators and
25 licensees of public television stations to offer the same amount of time to each

1 candidate for a particular state office, but may require different amounts of time to
2 be offered to candidates for different offices.

3 ***b3118/2.3* SECTION 1jm.** 11.22 (3) of the statutes is amended to read:

4 11.22 (3) Furnish to each registrant prescribed forms for the making of reports
5 and statements. Forms shall be sent by 1st class mail not earlier than 21 days and
6 not later than 14 days prior to the applicable filing deadline under s. 11.20 and
7 addressed to the attention of the treasurer or other person indicated on the
8 registration statement. Forms need not be sent to a registrant who has made an
9 indication that aggregate contributions, disbursements and obligations will not
10 exceed the amount specified under s. ~~11.05 (2r)~~ 11.06 (2m) or to a registrant who has
11 been granted a suspension under s. 11.19 (2). Whenever any notice of the filing
12 requirements under this chapter is sent to a candidate's campaign treasurer, the
13 filing officer shall also send a notice to the candidate if he or she has appointed a
14 separate treasurer. Failure to receive any form or notice does not exempt a registrant
15 from compliance with this chapter.

16 ***b3118/2.3* SECTION 1jo.** 11.23 (1) of the statutes is amended to read:

17 11.23 (1) Any group or individual may promote or oppose a particular vote at
18 any referendum in this state. Before making disbursements, receiving contributions
19 or incurring obligations in excess of ~~\$25~~ \$100 in the aggregate in a calendar year for
20 such purposes, the group or individual shall file a registration statement under s.
21 11.05 (1), or (2) ~~or (2r)~~. In the case of a group the name and mailing address of each
22 of its officers shall be given in the statement. Every group and every individual
23 under this section shall designate a campaign depository account under s. 11.14.
24 Every group shall appoint a treasurer, who may delegate authority but is jointly
25 responsible for the actions of his or her authorized designee for purposes of civil

1 liability under this chapter. The appropriate filing officer shall be notified by a group
2 of any change in its treasurer within 10 days of the change under s. 11.05 (5). The
3 treasurer of a group shall certify the correctness of each statement or report
4 submitted by it under this chapter.

5 ***b3118/2.3* SECTION 1jq.** 11.23 (2) of the statutes is amended to read:

6 11.23 (2) Any anonymous contribution exceeding \$10 received by an individual
7 or group treasurer may not be used or expended. The contribution shall be donated
8 to the common school fund or to any charitable organization or transferred to the
9 board for deposit in the Wisconsin election campaign fund. at the option of the
10 treasurer.

11

12 ***b3118/2.3* SECTION 1js.** 11.24 (1w) of the statutes is created to read:

13 11.24 (1w) (a) Except as authorized under s. 11.26 (9m), no candidate or
14 personal campaign committee of a candidate who accepts a grant under s. 11.50 may
15 accept any contribution from a committee other than a political party committee if
16 the full amount of the grant, except any grant authorized under s. 11.50 (4) (bg) or
17 (br), to which the candidate is entitled under s. 11.50 (9) is available to the candidate.

18 (b) Except as authorized under s. 11.26 (9m), if a candidate accepts a grant
19 under s. 11.50 and the full amount of the grant, except any grant authorized under
20 s. 11.50 (4) (bg) or (br), to which the candidate is entitled under s. 11.50 (9) is not
21 available to the candidate, the candidate may not accept any contributions from
22 committees other than political party committees exceeding that amount which,
23 when added to the amount of the grant received under s. 11.50 (9), equals the
24 percentage specified in s. 11.26 (9) (am) of the disbursement level specified in s. 11.31

1 (1) (a) to (de), (e), or (f), as adjusted under s. 11.31 (9), for the office that the candidate
2 seeks.

3 *b3118/2.3* SECTION 1ju. 11.24 (2) of the statutes is renumbered 11.24 (5).

4 *b3118/2.3* SECTION 1jw. 11.24 (4) of the statutes is created to read:

5 11.24 (4) (a) No person may make a contribution to an incumbent partisan state
6 elective official or to the personal campaign committee or support committee
7 authorized under s. 11.05 (3) (p) of that official for the purpose of promoting that
8 official's nomination or reelection to the office held by the official during the period
9 beginning on the first Monday of January in each odd-numbered year and ending
10 on the date of enactment of the biennial budget act.

11 (b) Paragraph (a) does not apply to a contribution made to an incumbent
12 partisan state elective official against whom a recall petition has been filed during
13 the period beginning on the date that the petition offered for filing is filed under s.
14 9.10 (3) (b) and ending on the date of the recall election unless the official resigns at
15 an earlier date under s. 9.10 (3) (c).

16 *b3118/2.3* SECTION 1jy. 11.26 (1) (intro.) of the statutes is amended to read:

17 11.26 (1) (intro.) ~~No~~ Subject to sub. (10a) and except as provided under subs.
18 (1m), (1t), (9m), and (10), no individual may make any contribution or contributions
19 to a candidate for election or nomination to any of the following offices and to any
20 individual or committee under s. 11.06 (7) acting solely in support of such a candidate
21 or solely in opposition to the candidate's opponent to the extent of more than a total
22 of the amounts specified per candidate:

23 *b3118/2.3* SECTION 1kb. 11.26 (1m) of the statutes is created to read:

24 11.26 (1m) Subject to sub. (10a) and except as provided under subs. (1t) and
25 (9m), no individual may make any contribution or contributions to a candidate for

1 election or nomination to legislative office who has not filed an affidavit under s.
2 11.31 (2m) and to any individual or committee under s. 11.06 (7) acting solely in
3 support of such a candidate or solely in opposition to the candidate's opponent to the
4 extent of more than a total of the amounts specified per candidate:

5 (a) Candidates for state senator, \$500.

6 (b) Candidates for representative to the assembly, \$250.

7
8 ***b3118/2.3* SECTION 1kd.** 11.26 (1t) of the statutes is created to read:

9 11.26 (1t) The limitations under sub. (1m) apply to any candidate for legislative
10 office who files an affidavit under s. 11.31 (2m) (a) but who the board determines is
11 ineligible to receive a grant from the Wisconsin election campaign fund, who
12 withdraws his or her application for a grant under s. 11.50 (2) (h), or to whom s. 11.50
13 (2) (i) applies, unless the candidate subsequently files an affidavit under s. 11.31 (2m)
14 (b). Any such candidate who has received a contribution that exceeds the amount
15 specified for the office the candidate seeks under sub. (1m) before the date on which
16 a limitation under sub. (1m) applies to the candidate shall return to the contributor,
17 donate to the common school fund or to any charitable organization, or transfer to
18 the board for deposit in the Wisconsin election campaign fund the excess amount of
19 the contribution. If a candidate for legislative office files an affidavit under s. 11.31
20 (2m) (b), the limitations under sub. (1) apply to that candidate beginning on the date
21 that the affidavit is filed.

22 ***b3118/2.3* SECTION 1kf.** 11.26 (2) (intro.) of the statutes is amended to read:

23 11.26 (2) (intro.) No Subject to sub. (10a) and except as provided under subs.
24 (2m), (2t), and (9m), no committee other than a political party committee or
25 legislative campaign committee may make any contribution or contributions to a

1 candidate for election or nomination to any of the following offices and to any
2 individual or committee under s. 11.06 (7) acting solely in support of such a candidate
3 or solely in opposition to the candidate's opponent to the extent of more than a total
4 of the following amounts specified per candidate:

5 ***b3118/2.3* SECTION 1kh.** 11.26 (2) (a) of the statutes is amended to read:

6 11.26 (2) (a) Candidates for governor, ~~lieutenant governor, secretary of state,~~
7 ~~state treasurer, attorney general, state superintendent or justice, 4% of the value of~~
8 ~~the disbursement level specified in the schedule under s. 11.31 (1) \$43,500.~~

9 ***b3118/2.3* SECTION 1kj.** 11.26 (2) (ae), (am), (as) and (av) of the statutes are
10 created to read:

11 11.26 (2) (ae) Candidates for lieutenant governor, \$12,000.

12 (am) Candidates for attorney general, \$22,000.

13 (as) Candidates for state superintendent or justice, \$10,000.

14 (av) Candidates for secretary of state or state treasurer, \$8,650.

15 ***b3118/2.3* SECTION 1kL.** 11.26 (2m) of the statutes is created to read:

16 11.26 (2m) Subject to sub. (10a) and except as provided under subs. (2t) and
17 (9m), no committee other than a political party committee may make any
18 contribution or contributions to a candidate for election or nomination to legislative
19 office who has not filed an affidavit under s. 11.31 (2m) and to any individual or
20 committee under s. 11.06 (7) acting solely in support of such a candidate or solely in
21 opposition to the candidate's opponent to the extent of more than a total of the
22 amounts specified per candidate:

23 (a) Candidates for state senator, \$500.

24 (b) Candidates for representative to the assembly, \$250.

25 ***b3118/2.3* SECTION 1kn.** 11.26 (2t) of the statutes is created to read:

1 11.26 (2t) The limitations under sub. (2m) apply to any candidate for legislative
2 office who files an affidavit under s. 11.31 (2m) (a) but who the board determines is
3 ineligible to receive a grant from the Wisconsin election campaign fund, who
4 withdraws his or her application for a grant under s. 11.50 (2) (h), or to whom s. 11.50
5 (2) (i) applies, unless the candidate subsequently files an affidavit under s. 11.31 (2m)
6 (b). Any such candidate who has received a contribution that exceeds the amount
7 specified for the office the candidate seeks under sub. (2m) before the date on which
8 a limitation under sub. (2m) applies to the candidate shall return to the contributor,
9 donate to the common school fund or to any charitable organization, or transfer to
10 the board for deposit in the Wisconsin election campaign fund the excess amount of
11 the contribution. If a candidate for legislative office files an affidavit under s. 11.31
12 (2m) (b), the limitations under sub. (2) apply to that candidate beginning on the date
13 that the affidavit is filed.

14 ***b3118/2.3* SECTION 1kp.** 11.26 (3) of the statutes is amended to read:

15 11.26 (3) The contribution limitations of subs. (1) ~~and, (1m), (2), and (2m)~~ apply
16 cumulatively to the entire primary and election campaign in which a candidate
17 participates, whether or not there is a contested primary election. The total
18 limitation may be apportioned in any manner desired between the primary and
19 election. All moneys cumulate regardless of the time of contribution.

20 ***b3118/2.3* SECTION 1kr.** 11.26 (4) of the statutes is amended to read:

21 11.26 (4) ~~No Subject to sub. (10a), no~~ individual may make any contribution or
22 contributions to all candidates for state and local offices and to any individuals who
23 or committees which are subject to a registration requirement under s. 11.05,
24 including ~~legislative campaign committees and~~ committees of a political party, to the
25 extent of more than a total of \$10,000 in any calendar year.

1 ***b3118/2.3* SECTION 1kt.** 11.26 (5) of the statutes is amended to read:

2 11.26 (5) The contribution limits provided in subs. (1), (1m), and (4) do not apply
3 to a candidate who makes any contribution or contributions to his or her own
4 campaign for office from the candidate's personal funds or property or the personal
5 funds or property which are owned jointly or as marital property with the candidate's
6 spouse, with respect to any contribution or contributions made to that candidate's
7 campaign only. A candidate's personal contributions shall be deposited in his or her
8 campaign depository account and reported in the normal manner.

9 ***b3118/2.3* SECTION 1kv.** 11.26 (6) of the statutes is amended to read:

10 11.26 (6) When a candidate adopts a preexisting support committee as his or
11 her personal campaign committee, the support committee is deemed to have been the
12 same committee as the candidate's personal campaign committee for purposes of the
13 application of subs. (1), (1m), (2), (2m), and (9). The limitations prescribed in subs.
14 (1), (1m), (2), (2m), and (9) do not apply to the transfer of contributions which is made
15 at the time of such adoption, but do apply to the contributions which have been made
16 by any other committee to the support committee at the time of adoption.

17 ***b3118/2.3* SECTION 1kx.** 11.26 (8) of the statutes is amended to read:

18 11.26 (8) (a) ~~Ne~~ Subject to sub. (10a) and except as provided in sub. (8n), no
19 political party as defined in s. 5.02 (13) may receive more than a total of ~~\$150,000~~
20 \$450,000 in value of its contributions in any biennium from all other committees,
21 ~~excluding contributions from legislative campaign committees and transfers~~
22 ~~between party committees of the same party.~~ In this paragraph, ~~a~~ "biennium
23 ~~commences"~~ means the time period commencing with January 1 of each
24 odd-numbered year and ~~ends~~ ending with December 31 of each even-numbered
25 year.

1 (b) ~~No Subject to sub. (10a) and except as provided in sub. (8n),~~ no such political
2 party may receive more than a total of ~~\$6,000~~ \$18,000 in value of its contributions
3 in any calendar year from any specific committee or ~~its~~ that specific committee's
4 subunits or affiliates, excluding ~~legislative campaign and political~~ transfers between
5 party committees of the same party.

6 (c) ~~No Subject to sub. (10a) and except as provided in sub. (8n),~~ no committee,
7 other than a political party ~~or legislative campaign~~ committee, may make any
8 contribution or contributions, directly or indirectly, to a political party under s. 5.02
9 (13) in a calendar year exceeding a total value of ~~\$6,000~~ \$18,000.

10 ***b3118/2.3* SECTION 1kz.** 11.26 (8n) of the statutes is created to read:

11 11.26 (8n) (a) Subject to sub. (10a), a political party, as defined in s. 5.02 (13),
12 may receive and accept for use under par. (b) up to a total of \$450,000 in value of
13 contributions in any biennium made or transferred to the party by all other
14 individuals, committees, and conduits combined, excluding transfers between party
15 committees of the same party. A political party may receive and accept a contribution
16 transferred by a conduit under this paragraph only if the original contributor
17 designated that the contribution was made for the purpose of contributing to
18 accounts established by the political party under par. (b). Subsection (8) does not
19 apply to contributions received and accepted under this paragraph. In this
20 paragraph, "biennium" has the meaning given in sub. (8) (a).

21 (b) A political party that receives and accepts a contribution under par. (a) shall
22 maintain 2 segregated accounts, one designated as a "Section 11.26 (8n) Senate
23 Account" and one designated as a "Section 11.26 (8n) Assembly Account." The
24 political party shall deposit one-half of each contribution received and accepted
25 under par. (a) in each account. Contributions deposited in the senate account may

1 be disbursed only for the purpose of making contributions to candidates for the office
2 of state senator that the candidates are authorized to receive and accept under sub.
3 (9) (a). Contributions deposited in the assembly account may be disbursed only for
4 the purpose of making contributions to candidates for the office of representative to
5 the assembly that the candidates are authorized to receive and accept under sub. (9)
6 (a).

7 ***b3118/2.3* SECTION 1Lb.** 11.26 (8r) of the statutes is created to read:

8 11.26 (8r) (a) Except as provided in par. (b), no committee may make a
9 contribution to any other committee except a political party, personal campaign, or
10 support committee.

11 (b) Paragraph (a) does not apply to any contribution made by a committee to
12 a bona fide affiliate of the committee, unless:

13 1. The committees are affiliated only by means of affiliation with a
14 confederation of multiple labor organizations or multiple trade interests; or

15 2. Either committee is a confederation of multiple labor organizations or
16 multiple trade interests.

17 ***b3118/2.3* SECTION 1Ld.** 11.26 (9) (a) of the statutes is renumbered 11.26 (9)
18 (a) (intro.) and amended to read:

19 11.26 (9) (a) (intro.) No Except as provided under sub. (9m), no individual who
20 is a candidate for state or local office may receive and accept more than 65% of the
21 value of the total disbursement level determined under s. 11.31 (1), adjusted as
22 provided under s. 11.31 (9), for the office for which he or she is a candidate during any
23 primary and election campaign combined from all committees subject to a filing
24 requirement, including political party and legislative campaign committees., except
25 as follows: