



State of Wisconsin
2001 - 2002 LEGISLATURE
January 2002 Special Session

LRBs0382/en
ALL:all:all

ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO ASSEMBLY BILL 1

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

12 **5.86 Proceedings at central counting ~~location~~ locations.** (1) All
13 proceedings at ~~the~~ each central counting location shall be under the direction of the
14 municipal clerk or an election official designated by the clerk unless the central
15 counting location is at the county seat and the municipal clerk delegates the
16 responsibility to supervise the location to the county clerk, in which case the
17 proceedings shall be under the direction of the county clerk or an election official
18 designated by the county clerk. Unless election officials are selected under s. 7.30
19 (4) (c) without regard to party affiliation, the employees at ~~the~~ each central counting
20 location, other than any specially trained technicians who are required for the
21 operation of the automatic tabulating equipment, shall be equally divided between
22 members of the 2 major political parties under s. 7.30 (2) (a) and all duties performed
23 by the employees shall be by teams consisting of an equal number of members of each
24 political party whenever sufficient persons from each party are available.

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 ***b3112/1.2* SECTION 1pc.** 6.87 (2) (form) of the statutes is amended to read:

7 6.87 (2) (form)

8 [STATE OF

9 County of]

10 or

11 [(name of foreign country and city or other jurisdictional unit)]

12 I,, certify subject to the penalties of s. 12.60 (1) (b), Wis. Stats., for false
13 statements, that I am a resident of the [... ward of the] (town) (village) of, or of
14 the aldermanic district in the city of, residing at* in said city, the county
15 of, state of Wisconsin, and am entitled to vote in the (ward) (election district) at
16 the election to be held on; that I am not voting at any other location in this election;
17 that I am unable or unwilling to appear at the polling place in the (ward) (election
18 district) on election day or have changed my residence within the state from one ward
19 or election district to another within 10 days before the election. ~~An elector who~~
20 ~~provides an identification serial number issued under s. 6.47 (3) need not provide a~~
21 ~~street address.~~ I certify that I exhibited the enclosed ballot unmarked to the witness,
22 that I then in (his) (her) presence and in the presence of no other person marked the
23 ballot and enclosed and sealed the same in this envelope in such a manner that no
24 one but myself and any person rendering assistance under s. 6.87 (5), Wis. Stats., if
25 I requested assistance, could know how I voted.

Signed

Identification serial number, if any:

The witness shall execute the following:

I, the undersigned witness, subject to the penalties of s. 12.60 (1) (b), Wis. Stats., for false statements, certify that the above statements are true and the voting procedure was executed as there stated. I am not a candidate for any office on the enclosed ballot (except in the case of an incumbent municipal clerk). I did not solicit or advise the elector to vote for or against any candidate or measure.

...(Name)

...(Address)**

* — An elector who provides an identification serial number issued under s. 6.47 (3), Wis. Stats., need not provide a street address.

** — If this form is executed before 2 special voting deputies under s. 6.875 (6), Wis. Stats., both deputies shall witness and sign.

***b3112/1.2* SECTION 1pe.** 6.875 (1) (at) of the statutes is amended to read:

6.875 (1) (at) “Qualified retirement home” means a retirement home that qualifies under sub. (2) ~~(b)~~ (c) to utilize the procedures under this section.

***b3112/1.2* SECTION 1pg.** 6.875 (2) (a) of the statutes is amended to read:

6.875 (2) (a) The procedures prescribed in this section are the exclusive means of absentee voting for electors who are occupants of nursing homes or, qualified community-based residential facilities or qualified retirement homes.

***b3112/1.2* SECTION 1pj.** 6.875 (6) of the statutes, as affected by 2001 Wisconsin Act 16, is amended to read:

6.875 (6) Special voting deputies in each municipality shall, not later than 5 p.m. on the Friday preceding an election, arrange one or more convenient times with

1 the administrator of each nursing home or, qualified retirement home, and qualified
2 community-based residential facility in the municipality from which one or more
3 occupants have filed an application under s. 6.86 to conduct absentee voting for the
4 election. The time may be no earlier than the 4th Monday preceding the election and
5 no later than 5 p.m. on the Monday preceding the election. Upon request of a relative
6 of an occupant of a nursing home or qualified retirement home or qualified
7 community-based residential facility, the administrator may notify the relative of
8 the time or times at which special voting deputies will conduct absentee voting at the
9 home or facility, and permit the relative to be present in the room where the voting
10 is conducted. At the designated time, 2 deputies appointed under sub. (4) shall visit
11 the ~~nursing home or qualified retirement home or qualified community-based~~
12 ~~residential facility~~. The municipal clerk or executive director of the board of election
13 commissioners shall issue a supply of absentee ballots to the deputies sufficient to
14 provide for the number of valid applications received by the clerk, and a reasonable
15 additional number of ballots. The municipal clerk or executive director shall keep
16 a careful record of all ballots issued to the deputies and shall require the deputies to
17 return every ballot issued to them. The deputies shall personally offer each elector
18 who has filed a proper application the opportunity to cast his or her absentee ballot.
19 If an elector is present who has not filed a proper application, the 2 deputies may
20 accept an application from the elector and shall issue a ballot to the elector if the
21 elector is qualified and the application is proper. The deputies shall ~~administer each~~
22 witness the oath certification and may, upon request of the elector, assist the elector
23 in marking the elector's ballot. Upon request of the elector, a relative of the elector
24 who is present in the room may assist the elector in marking the elector's ballot. All
25 voting shall be conducted in the presence of the deputies. No individual other than

1 a deputy may ~~administer~~ witness the oath certification and no individual other than
2 a deputy or relative of an elector may render voting assistance to the elector. Upon
3 completion of the voting, the deputies shall promptly deliver, either personally or by
4 1st class mail, any absentee ballot applications and the sealed certificate envelope
5 containing each ballot to the clerk or board of election commissioners of the
6 municipality in which the elector casting the ballot resides, within such time as will
7 permit delivery to the polling place serving the elector's residence on election day.
8 Personal delivery may be made by the deputies no later than noon on election day.
9 If a qualified elector is not able to cast his or her ballot on 2 separate visits by the
10 deputies to the ~~nursing home or qualified retirement home~~ facility, they shall so
11 inform the municipal clerk or executive director of the board of election
12 commissioners, who may then send the ballot to the elector no later than 5 p.m. on
13 the Friday preceding the election.

14 ***b3112/1.2* SECTION 1pL.** 6.88 (1) of the statutes is amended to read:

15 6.88 (1) When an absentee ballot arrives at the office of the municipal clerk,
16 the clerk shall enclose it, unopened, in a carrier envelope which shall be securely
17 sealed and endorsed with the name and official title of the clerk, and the words "This
18 envelope contains the ballot of an absent elector and must be opened at the polls
19 during polling hours on election day". If the ballot was received by the elector by
20 facsimile transmission or electronic mail and is accompanied by a separate
21 certificate, the clerk shall enclose the ballot in a certificate envelope and securely
22 append the completed certificate to the outside of the envelope before enclosing the
23 ballot in the carrier envelope. The clerk shall keep the ballot in the clerk's office until
24 delivered, as required in sub. (2).

1 ***b3112/1.2* SECTION 1pn.** 6.92 of the statutes is renumbered 6.92 (1) and
2 amended to read:

3 6.92 (1) ~~Each~~ Except as provided in sub. (2), each inspector shall challenge for
4 cause any person offering to vote whom the inspector knows or suspects is not a
5 qualified elector. If a person is challenged as unqualified by an inspector, one of the
6 inspectors shall administer the following oath or affirmation to the person: “You do
7 solemnly swear (or affirm) that you will fully and truly answer all questions put to
8 you regarding your place of residence and qualifications as an elector of this
9 election”; and shall then ask questions which are appropriate as determined by the
10 board, by rule, to test the person’s qualifications.

11 ***b3112/1.2* SECTION 1po.** 6.92 (2) of the statutes is created to read:

12 6.92 (2) An inspector appointed under s. 7.30 (2) (am) may not challenge any
13 person offering to vote.

14 ***b3112/1.2* SECTION 1pp.** 7.03 (1) (a) of the statutes, as affected by 2001
15 Wisconsin Act 16, is amended to read:

16 7.03 (1) (a) ~~A~~ Except as authorized under this paragraph, a reasonable daily
17 compensation shall be paid to each inspector, voting machine custodian, automatic
18 tabulating equipment technician, member of a board of canvassers, messenger, and
19 tabulator who is employed and performing duties under chs. 5 to 12. Daily
20 compensation shall also be provided to officials and trainees for attendance at
21 training sessions and examinations required by the board under s. 7.31.
22 Alternatively, such election officials and trainees may be paid by the hour at a
23 proportionate rate for each hour actually worked. Any election official or trainee may
24 choose to volunteer his or her services by filing with the municipal clerk of the
25 municipality in which he or she serves a written declination to accept compensation.

1 The volunteer status of the election official or trainee remains effective until the
2 official or trainee files a written revocation with the municipal clerk.

3 ***b3112/1.2* SECTION 1pr.** 7.03 (1) (b), (bm), (c) and (d) of the statutes are
4 amended to read:

5 7.03 (1) (b) Except as provided in par. (bm), ~~payment~~ any compensation owed
6 shall be made paid by the municipality in which the election is held, except that any
7 compensation payable to a technician, messenger, tabulator, or member of the board
8 of canvassers who is employed to perform services for the county shall be paid by the
9 county and compensation payable to any messenger or tabulator who is employed to
10 perform services for the state shall be paid by the board.

11 (bm) Whenever a special election is called by a county or by a school district,
12 a technical college district, a sewerage district, a sanitary district, or a public inland
13 lake protection and rehabilitation district, the county or district shall pay the
14 compensation of all election officials performing duties in those municipalities, as
15 determined under sub. (2).

16 (c) If a central counting location serving more than one municipality is utilized
17 under s. 7.51 (1), the cost of compensation of election officials at the location shall be
18 proportionately divided between the municipalities utilizing the location, except
19 that if all municipalities within a county utilize the location, the compensation shall
20 be paid by the county.

21 (d) ~~Special~~ Except as otherwise provided in par. (a), special registration
22 deputies appointed under s. 6.55 (6), special voting deputies appointed under s. 6.875
23 (4) and officials and trainees who attend training sessions under s. 7.15 (1) (e) or 7.25
24 (5) may also be compensated by the municipality where they serve at the option of
25 the municipality.

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

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

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

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

17 7.08 (2) (cm) As soon as possible after the canvass of a special primary, or the
18 date that the primary would be held, if required, transmit to the state treasurer a
19 certified list of all eligible candidates for state office who have filed applications
20 under s. 11.50 (2) and whom the board determines to be eligible to receive a grant
21 from the Wisconsin election campaign fund prior to the election. The board shall also
22 transmit a similar list of candidates, if any, who have filed applications under s. 11.50
23 (2) and whom the board determines to be eligible to receive a grant under s. 11.50 (1)
24 (a) 2. 1. b. after the special election. In addition, the board shall transmit at the same
25 time a list of eligible political parties that are authorized to use grants from the

1 Wisconsin election campaign fund to make contributions under s. 11.50 (2s) (f) to
2 candidates of those parties whose names are certified under this paragraph. The
3 board shall electronically transmit a similar list of candidates who the board
4 determines are eligible to receive a grant under s. 11.50 (4) (bg) or (br) within 24
5 hours after any candidate qualifies to receive such a grant. The list shall contain
6 each candidate's name, the mailing address indicated upon the candidate's
7 registration form, the office for which the individual is a candidate and the party or
8 principle which he or she represents, if any or the name of the eligible political party
9 and the mailing address indicated on the party's registration form.

10 ***b3112/1.2* SECTION 1pt.** 7.08 (3) (intro.) and (4) of the statutes are amended
11 to read:

12 7.08 (3) ELECTION MANUAL. (intro.) Prepare and publish separate from the
13 election laws an election manual written so as to be easily understood by the general
14 public explaining the duties of the election officials, together with notes and
15 references to the statutes as the board considers advisable. ~~The manual shall be~~
16 ~~furnished by the board free to each county and municipal clerk or board of election~~
17 ~~commissioners and others in such manner as it deems most likely to promote the~~
18 ~~public welfare.~~ The election manual shall:

19 (4) ELECTION LAWS. Publish the election laws. ~~The board shall furnish the~~
20 ~~election laws free to each county and municipal clerk and board of election~~
21 ~~commissioners in sufficient supply to provide one copy for reference at each office and~~
22 ~~at each polling place.~~ The board shall sell or distribute or arrange for the sale or
23 distribution of copies of the election laws to county and municipal clerks and boards
24 of election commissioners and members of the public.

25 ***b3112/1.2* SECTION 1pv.** 7.08 (5) of the statutes is created to read:

1 7.08 (5) DISTRICT MAPS. Distribute, upon request and free of charge, to any
2 candidate for representative in Congress, state senator, or representative to the
3 assembly a copy of the map or maps received under s. 16.96 (3) (b) showing district
4 boundaries.

5 ***b3112/1.2* SECTION 1px.** 7.30 (2) (a) of the statutes is amended to read:

6 7.30 (2) (a) Only election officials appointed under this section may conduct an
7 election. Except as authorized in s. 7.15 (1) (k), each inspector shall be a qualified
8 elector ~~in of the ward or wards, or the election district,~~ for which the polling place is
9 established. Special registration deputies appointed under s. 6.55 (6) and election
10 officials ~~servng more than one ward or when necessary who are appointed~~ to fill a
11 vacancy under par. (b) need not be a resident of ~~that the ward or wards, or the election~~
12 district, but shall be a resident of the municipality. Special registration deputies may
13 be appointed to serve more than one polling place. All officials shall be able to read
14 and write the English language, be capable, be of good understanding, and may not
15 be a candidate for any office to be voted for at an election at which they serve. In 1st
16 class cities, they may hold no public office other than notary public. Except as
17 authorized under sub. (4) (c), all inspectors shall be affiliated with one of the 2
18 recognized political parties which received the largest number of votes for president,
19 or governor in nonpresidential general election years, in the ward or combination of
20 wards served by the polling place at the last election. The party which received the
21 largest number of votes is entitled to one more inspector than the party receiving the
22 next largest number of votes at each polling place. The same election officials may
23 serve the electors of more than one ward where wards are combined under s. 5.15 (6)
24 (b). If a municipality is not divided into wards, the ward requirements in this
25 paragraph apply to the municipality at large.

1 ***b3112/1.2* SECTION 1rc.** 7.30 (2) (am) of the statutes is created to read:

2 7.30 (2) (am) Except as otherwise provided in this paragraph, a pupil who is
3 16 or 17 years of age, who is enrolled in grades 9 to 12 in a public or private school,
4 and who has at least a 3.0 grade point average or the equivalent may serve as an
5 inspector at the polling place serving the pupil's residence, with the approval of the
6 pupil's parent or guardian and of the principal of the school in which the pupil is
7 enrolled. A pupil may serve as an inspector at a polling place under this paragraph
8 only if at least one election official at the polling place other than the chief inspector
9 is a qualified elector of this state. No pupil may serve as chief inspector at a polling
10 place under this paragraph. Before appointment by any municipality of a pupil as
11 an inspector under this paragraph, the municipal clerk shall obtain written
12 authorization from the pupil's parent or guardian and from the principal of the school
13 where the pupil is enrolled for the pupil to serve for the entire term for which he or
14 she is appointed. Upon appointment of a pupil to serve as an inspector, the municipal
15 clerk shall notify the principal of the school where the pupil is enrolled of the date
16 of expiration of the pupil's term of office.

17 ***b3112/1.2* SECTION 1re.** 7.30 (4) (b) 1. of the statutes is amended to read:

18 7.30 (4) (b) 1. In cities where there is a board of election commissioners, the
19 aldermanic district committeemen or committeewomen under s. 8.17 of each of the
20 2 dominant recognized political parties shall submit a certified list no later than
21 November 30 of each even-numbered year containing the names of at least as many
22 electers nominees as there are inspectors from that party for each of the voting wards
23 in the aldermanic district. The chairperson may designate any individual whose
24 name is submitted as a first choice nominee. The board of election commissioners
25 shall appoint, no later than December 31 of even-numbered years, at least 5

1 inspectors for each ward. The board of election commissioners shall appoint all first
2 choice nominees for so long as positions are available, unless nonappointment is
3 authorized under par. (e), and shall appoint other individuals in its discretion. The
4 board of election commissioners may designate such alternates as it deems
5 advisable.

6 ***b3112/1.2* SECTION 1rg.** 7.30 (6) (b) of the statutes, as affected by 2001
7 Wisconsin Act 16, is amended to read:

8 7.30 (6) (b) Prior to the first election following the appointment of the
9 inspectors, the ~~inspectors at each polling place~~ municipal clerk shall ~~elect~~ appoint
10 one of ~~their number~~ the inspectors at each polling place to ~~act~~ serve as chief inspector.
11 No person may serve as chief inspector at any election who is not certified by the
12 board under s. 7.31 at the time of the election. The chief inspector shall hold the
13 position for the remainder of the term unless the inspector is removed by the clerk
14 or the inspector ceases to be certified under s. 7.31, except that whenever wards are
15 combined or separated under s. 5.15 (6) (b), the ~~inspectors~~ municipal clerk shall ~~elect~~
16 a new chief appoint another inspector who is certified under s. 7.31 to serve as chief
17 inspector at each polling place designated under s. 5.15 (6) (b). If a vacancy occurs
18 in the position of chief inspector at any polling place, the municipal clerk shall
19 appoint one of the other inspectors who is certified under s. 7.31 to fill the vacancy.

20 ***b3112/1.2* SECTION 1rj.** 7.33 (2) of the statutes is amended to read:

21 7.33 (2) Service as an election official under this chapter shall be mandatory
22 upon all ~~qualified electors~~ individuals appointed, during the full 2-year term, after
23 which they shall be exempt from further service as an election official, under this
24 chapter, until 3 terms of 2 years each have elapsed. Municipal clerks may grant
25 exemptions from service at any time.

1 ***b3112/1.2* SECTION 1rL.** 7.41 (4) of the statutes, as affected by 2001
2 Wisconsin Act 39, is amended to read:

3 7.41 (4) No individual exercising the right under sub. (1) may view the
4 confidential portion of a registration list maintained under s. 6.36 (4) or a poll list
5 maintained under s. 6.79 (6). However, the inspectors shall disclose to such an
6 individual, upon request, the existence of such a list, the number of electors whose
7 names appear on the list, and the number of those electors who have voted at any
8 point in the proceedings. No ~~observer~~ such individual may view the
9 ~~certificate-affidavit form~~ certificate of an absent elector who obtains a confidential
10 listing under s. 6.47 (2).

11 ***b3112/1.2* SECTION 1rn.** 7.51 (1) of the statutes is amended to read:

12 7.51 (1) CANVASS PROCEDURE. Immediately after the polls close the inspectors
13 shall proceed to canvass publicly all votes received at the polling place. In any
14 municipality where an electronic voting system is used, the municipal governing
15 body or board of election commissioners may provide or authorize the municipal
16 clerk or executive director of the board of election commissioners to provide for the
17 adjournment of the canvass to one or more central counting locations for specified
18 polling places in the manner prescribed in subch. III of ch. 5. No central counting
19 location may be used to count votes at a polling place where an electronic voting
20 system is not employed. The canvass, whether conducted at the polling place or at
21 ~~the~~ a central counting location, shall continue without adjournment until the
22 canvass is completed and the return statements are made. The inspectors shall not
23 permit access to the name of any elector who has obtained a confidential listing under
24 s. 6.47 (2) during the canvass, except as authorized in s. 6.47 (8).

25 ***b3112/1.2* SECTION 1rp.** 7.60 (2) of the statutes is amended to read:

1 7.60 (2) COUNTY BOARD OF CANVASSERS. The county clerk and 2 qualified electors
2 of the county appointed by the clerk constitute the county board of canvassers. The
3 members of the board of canvassers shall serve for 2-year terms commencing on
4 January 1 of each odd-numbered year, except that any member who is appointed to
5 fill a permanent vacancy shall serve for the unexpired term of the original appointee.
6 One member of the board of canvassers shall belong to a political party other than
7 the clerk's. If The county clerk shall designate a deputy clerk who shall perform the
8 clerk's duties as a member of the board of canvassers in the event that the county
9 clerk's office is vacant, if the clerk cannot perform his or her duties, or if the clerk is
10 a candidate at an election being canvassed, ~~the county clerk shall designate a deputy~~
11 ~~clerk to perform the clerk's duties.~~ If the county clerk and designated deputy clerk
12 are both unable to perform their duties, the county executive or, if there is no county
13 executive, the chairperson of the county board of supervisors shall designate another
14 qualified elector of the county to perform the clerk's duties. If a member other than
15 the clerk cannot perform his or her duties, the clerk shall appoint another member
16 to serve. No person may serve on the county board of canvassers if the person is a
17 candidate for an office to be canvassed by that board. If lists of candidates for the
18 county board of canvassers are submitted to the county clerk by political party county
19 committees, the lists shall consist of at least 3 names and the clerk shall choose the
20 board members from the lists. Where there is a county board of election
21 commissioners, it shall serve as the board of canvassers. If the county board of
22 election commissioners serves as the board of canvassers, the executive director of
23 the county board of election commissioners shall serve as a member of the board of
24 canvassers to fill a temporary vacancy on that board.

25 ***b3112/1.2* SECTION 1rr.** 8.15 (4) (a) of the statutes is amended to read:

1 8.15 (4) (a) The certification of a qualified elector stating his or her residence
2 with street and number, if any, shall appear at the bottom of each nomination paper,
3 stating he or she personally circulated the nomination paper and personally
4 obtained each of the signatures; he or she knows they are electors of the ward,
5 aldermanic district, municipality or county, as the nomination papers require; he or
6 she knows they signed the paper with full knowledge of its content; he or she knows
7 their respective residences given; he or she knows each signer signed on the date
8 stated opposite his or her name; and, that he or she, the circulator, resides within the
9 district which the candidate named therein will represent, if elected; that he or she
10 intends to support the candidate; and that he or she is aware that falsifying the
11 certification is punishable under s. 12.13 (3) (a), Wis. stats. The circulator shall
12 indicate the date that he or she makes the certification next to his or her signature.

13 The certification may be made by the candidate or any qualified elector.

14 ***b3112/1.2* SECTION 1rt.** 8.15 (9) of the statutes is repealed.

15 ***b3112/1.2* SECTION 1rv.** 8.20 (10) of the statutes is repealed.

16 ***b3112/1.2* SECTION 1rx.** 8.21 of the statutes is amended to read:

17 **8.21 Declaration of candidacy.** Each candidate, except a candidate for
18 presidential elector under s. 8.20 (2) (d), shall file a declaration of candidacy, no later
19 than the latest time provided for filing nomination papers under s. 8.10 (2) (a), 8.15
20 (1), 8.20 (8) (a) or 8.50 (3) (a), or the time provided under s. 8.16 (2) or 8.35 (2) (c).
21 A candidate shall file the declaration with the officer or agency with which
22 nomination papers are filed for the office which the candidate seeks, or if nomination
23 papers are not required, with the clerk or board of election commissioners of the
24 jurisdiction in which the candidate seeks office. The declaration shall be sworn to
25 before any officer authorized to administer oaths. The declaration shall contain the

1 name of the candidate in the form specified under s. 8.10 (2) (b) for candidates for
2 nonpartisan office or s. 8.15 (5) (a) or 8.20 (2) (a) for candidates for partisan office,
3 and shall state that the signer is a candidate for a named office, that he or she meets
4 or will at the time he or she assumes office meet applicable age, citizenship, residency
5 or voting qualification requirements, if any, prescribed by the constitutions and laws
6 of the United States and of this state, and that he or she will otherwise qualify for
7 office if nominated and elected. The declaration shall include the candidate's name
8 in the form in which it will appear on the ballot. Each candidate for state and local
9 office shall include in the declaration a statement that he or she has not been
10 convicted of any ~~infamous crime~~ misdemeanor designated under state or federal law
11 as a violation of the public trust or any felony for which he or she has not been
12 ~~pardoned and a list of all felony convictions for which he or she has not been~~
13 ~~pardoned~~. In addition, each candidate for state or local office shall include in the
14 declaration a statement that discloses his or her municipality of residence for voting
15 purposes, and the street and number, if any, on which the candidate resides. The
16 declaration is valid with or without the seal of the officer who administers the oath.
17 A candidate for state or local office shall file an amended declaration under oath with
18 the same officer or agency if any information contained in the declaration changes
19 at any time after the original declaration is filed and before the candidate assumes
20 office or is defeated for election or nomination.

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

22 8.30 (2) If no registration statement has been filed by or on behalf of a candidate
23 for state or local office in accordance with s. 11.05 (2g) ~~or (2r)~~ by the applicable
24 deadline for filing nomination papers by ~~such~~ the candidate, or the deadline for filing
25 a declaration of candidacy for an office for which nomination papers are not filed, the

1 name of the candidate may not appear on the ballot. This subsection may not be
2 construed to exempt a candidate from applicable penalties if he or she files a
3 registration statement later than the time prescribed in ss. 11.01 (1) and 11.05 (2g).

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

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

14 b. If the former candidate was a nonpartisan candidate, donated to the a
15 charitable organization of the former candidate's choice or the charitable
16 organization chosen or transferred to the board for deposit in the Wisconsin election
17 campaign fund, as instructed by the former candidate or, if the candidate left no
18 instruction, by the former candidate's next of kin if the former candidate is deceased;
19 or

20 ***b3118/2.3* SECTION 1sw.** 8.35 (4) (c) and (d) of the statutes are amended to
21 read:

22 8.35 (4) (c) The transfer to the replacement candidate under par. (b) shall be
23 made and reported to the appropriate filing officer in a special report submitted by
24 the former candidate's campaign treasurer. If the former candidate is deceased and
25 was serving as his or her own campaign treasurer, the former candidate's petitioner

1 or personal representative shall ~~file the report and~~ make the transfer required by
2 ~~par. (b), if any and file the report.~~ The report shall be made at the appropriate
3 interval under s. 11.20 (2) or (4) and shall include a complete statement of all
4 contributions, disbursements and incurred obligations pursuant to s. 11.06 (1)
5 covering the period from the day after the last date covered on the former candidate's
6 most recent report to the date of disposition.

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

11 ***b3112/1.2* SECTION 1tc.** 8.40 (2) of the statutes is amended to read:

12 8.40 (2) The certification of a qualified elector stating his or her residence with
13 street and number, if any, shall appear at the bottom of each separate sheet of each
14 petition specified in sub. (1), stating that he or she personally circulated the petition
15 and personally obtained each of the signatures; that the circulator knows that they
16 are electors of the jurisdiction or district in which the petition is circulated; that the
17 circulator knows that they signed the paper with full knowledge of its content; that
18 the circulator knows their respective residences given; that the circulator knows that
19 each signer signed on the date stated opposite his or her name; that the circulator
20 resides within the jurisdiction or district in which the petition is circulated; and that
21 the circulator is aware that falsifying the certification is punishable under s. 12.13
22 (3) (a). The circulator shall indicate the date that he or she makes the certification
23 next to his or her signature.

24 ***b3112/1.2* SECTION 1te.** 9.10 (2) (e) 3. of the statutes is amended to read:

1 9.10 (2) (e) 3. The signature is dated after the date of the ~~notarization~~
2 certification contained on the petition sheet.

3 *b3112/1.2* SECTION 1tg. 9.10 (2) (em) 4. and 5. of the statutes are repealed.

4 *b3112/1.2* SECTION 1tj. 9.10 (2) (o) of the statutes is repealed.

5 *b3112/1.2* SECTION 1tL. 9.10 (2) (r) 1. to 3. of the statutes are repealed.

6 *b3112/1.2* SECTION 1tn. 9.10 (4) (d) of the statutes is amended to read:

7 9.10 (4) (d) The Promptly upon receipt of a certificate under par. (a), the
8 governing body, school board, or board of election commissioners upon receiving the
9 certificate shall call an a recall election. The recall election shall be held on the
10 Tuesday of the 6th week commencing after the date of on which the certificate. If is
11 filed, except that if Tuesday is a legal holiday, the recall election shall be held on the
12 first day after Tuesday which is not a legal holiday.

13 *b3112/1.2* SECTION 1tp. 10.06 (3) (am) of the statutes is amended to read:

14 10.06 (3) (am) As soon as possible following the deadline for filing nomination
15 papers for any municipal election when there is to be an election for a county or state
16 office or a county or statewide referendum, but no later than ~~2~~ 3 days after such
17 deadline, the municipal clerk of each municipality in which voting machines or
18 ballots containing the names of candidates for both local offices and national, state
19 or county offices are used shall certify the list of candidates for municipal office to the
20 county clerk if a primary is required, unless the municipality prepares its own ballots
21 under s. 7.15 (2) (c).

22 *b3112/1.2* SECTION 1tr. 10.06 (3) (bm) of the statutes is amended to read:

23 10.06 (3) (bm) As soon as possible following the municipal canvass of the
24 primary vote or the qualification of the candidates under s. 8.05 (1) (j) when a
25 municipal caucus when is held, if there is to be an election for a county or state office

1 or a county or statewide referendum, but no later than 23 days after such date, the
2 municipal clerk of each municipality in which voting machines or ballots containing
3 the names of candidates for both local offices and national, state or county offices are
4 used shall certify the list of candidates for municipal office and municipal referenda
5 appearing on the ballot to the county clerk, unless the municipality prepares its own
6 ballots under s. 7.15 (2) (c).

7 ***b3118/2.3* SECTION 1tu.** 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 1tv.** 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 1tw.** 11.01 (12s) of the statutes is repealed.

24 ***b3118/2.3* SECTION 1tx.** 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 1ty.** 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 1tz.** 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 1uba.** 11.05 (1) of the statutes is renumbered 11.05 (1)
24 (a) 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 1ubb.** 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 1ubc.** 11.05 (2) of the statutes is renumbered 11.05 (2)
15 (a) 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 1ubd.** 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 1ube.** 11.05 (2r) (title) of the statutes is renumbered
6 11.06 (2m) (title).

7 ***b3118/2.3* SECTION 1ubf.** 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 1ubg.** 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 1ubh.** 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 1ubi.** 11.05 (3) (o) of the statutes is repealed.

15 ***b3118/2.3* SECTION 1ubj.** 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 1ubk.** 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 1ubL.** 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 1ubm.** 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 1ubn.** 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 1ubo.** 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 1ubp.** 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 1ubq.** 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 1ubr.** 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 1ubs.** 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 1ubt.** 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 1ubu.** 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 1ubv.** 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 1ubw.** 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 1ubx.** 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 1uby.** 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 1ubz.** 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 1uca.** 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 1ucb.** 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 1ucc.** 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 1ucd.** 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 1uce.** 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 1ucf.** 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 1ucg.** 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 1uch.** 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 1uci.** 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 1ucj.** 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 1uck.** 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 1ucl.** 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 1ucm.** 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 1ucn.** 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 1uco.** 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 1ucp. 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 1ucq. 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 1ucr.** 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 1ucs.** 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 1uct.** 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 1ucu.** 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 1ucv.** 11.20 (3) (a) and (b) of the statutes are amended
16 to 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 1ucx.** 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 1ucy.** 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 1ucz.** 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 1uda.** 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 1udb.** 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 1udc.** 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 1udd.** 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 1ude.** 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 ***b3112/1.2* SECTION 1udf.** 11.21 (3) of the statutes is amended to read:

2 11.21 (3) Prepare and publish for the use of persons required to file reports and
3 statements under this chapter a manual setting forth simply and concisely
4 recommended uniform methods of bookkeeping and reporting. ~~The board shall~~
5 ~~furnish a copy of the manual without charge, upon request, to all persons who are~~
6 ~~required to file reports or statements with the board, and shall distribute or arrange~~
7 ~~for the distribution of copies of the manual for use by other filing officers.~~

8 ***b3112/1.2* SECTION 1udg.** 11.21 (14) of the statutes is amended to read:

9 11.21 (14) Prepare, publish and periodically revise as necessary a manual
10 simply and concisely describing the filing and registration requirements established
11 in this chapter in detail, as well as other major provisions of this chapter and ch. 12.
12 ~~The board shall furnish a copy of the manual without charge, upon request, to all~~
13 ~~persons who are required to file reports or statements with the board, and shall~~
14 ~~distribute or arrange for the distribution of copies of the manual for use by other~~
15 ~~filing officers.~~

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

17 11.21 (15) Inform each candidate who files an application to become eligible to
18 receive a grant from the Wisconsin election campaign fund of the dollar amount of
19 the applicable disbursement limitation under s. 11.31 (1), adjusted as provided under
20 s. 11.31 (9), which applies to the office for which such person is a candidate. Failure
21 to receive the notice required by this subsection does not constitute a defense to a
22 violation of s. 11.27 (1) or 11.31.

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

24 11.21 (16) Require each registrant for whom the board serves as filing officer
25 and who or which accepts contributions in a total amount or value of \$20,000 or more

1 during a campaign period to file each campaign finance report that is required to be
2 filed under this chapter in an electronic format, and accept from any other registrant
3 for whom the board serves as a filing officer any campaign finance report that is
4 required to be filed under this chapter in an electronic format. A registrant who or
5 which becomes subject to a requirement to file reports in an electronic format under
6 this subsection shall initially file the registrant's report in an electronic format for
7 the period which includes the date on which the registrant becomes subject to the
8 requirement or, if the registrant is required to report transactions within 24 hours
9 of their occurrence, within 24 hours after the date on which the registrant becomes
10 subject to the requirement. To facilitate implementation of this subsection, the board
11 shall specify, by rule, a type of software that is suitable for compliance with the
12 electronic filing requirement under this subsection. The board shall provide copies
13 of the software to registrants at a price fixed by the board that may not exceed cost.
14 Each registrant who or which files a report under this subsection in an electronic
15 format shall also file a copy of the report with the board that is recorded on a medium
16 specified by the board. The copy shall be signed by an authorized individual and filed
17 with the board by each registrant no later than the time prescribed for filing of the
18 report under this chapter. If a registrant is a committee, the copy shall be certified
19 by an authorized individual and filed with the board by the registrant no later than
20 24 hours after the occurrence of any transaction that is reportable under s. 11.06 (1).
21 If a registrant or other person becomes subject to a requirement to report
22 electronically under this subsection, the registrant or other person shall continue to
23 report electronically regardless of the amount of contributions accepted or
24 expenditures made by the registrant or other person, until a termination report is
25 filed. The board shall provide complete instructions to any registrant who or which

1 files a report under this subsection. In this subsection, the “campaign period” of a
2 candidate, personal campaign committee or support committee begins and ends with
3 the “campaign” of the candidate whose candidacy is supported, as defined in s. 11.26
4 (17), and the “campaign period” of any other registrant begins on January 1 of each
5 odd-numbered year and ends on December 31 of the following year. Section 990.001
6 (4) does not apply to the computation of time permitted for compliance with the filing
7 requirements under this subsection.

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

9 11.21 (17) Promulgate rules that require public access channel operators and
10 licensees of public television stations in this state to provide a minimum amount of
11 free time on public access channels and public television stations to individuals
12 whose names are certified under s. 7.08 (2) (a) or 8.50 (1) (d) to appear as candidates
13 for state office on the ballot at general, spring, or special elections. The rules
14 promulgated under this subsection shall require public access channel operators and
15 licensees of public television stations to offer the same amount of time to each
16 candidate for a particular state office, but may require different amounts of time to
17 be offered to candidates for different offices.

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

19 11.22 (3) Furnish to each registrant prescribed forms for the making of reports
20 and statements. Forms shall be sent by 1st class mail not earlier than 21 days and
21 not later than 14 days prior to the applicable filing deadline under s. 11.20 and
22 addressed to the attention of the treasurer or other person indicated on the
23 registration statement. Forms need not be sent to a registrant who has made an
24 indication that aggregate contributions, disbursements and obligations will not
25 exceed the amount specified under s. ~~11.05 (2r)~~ 11.06 (2m) or to a registrant who has

1 been granted a suspension under s. 11.19 (2). Whenever any notice of the filing
2 requirements under this chapter is sent to a candidate's campaign treasurer, the
3 filing officer shall also send a notice to the candidate if he or she has appointed a
4 separate treasurer. Failure to receive any form or notice does not exempt a registrant
5 from compliance with this chapter.

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

7 11.23 (1) Any group or individual may promote or oppose a particular vote at
8 any referendum in this state. Before making disbursements, receiving contributions
9 or incurring obligations in excess of ~~\$25~~ \$100 in the aggregate in a calendar year for
10 such purposes, the group or individual shall file a registration statement under s.
11 11.05 (1), or (2) ~~or (2r)~~. In the case of a group the name and mailing address of each
12 of its officers shall be given in the statement. Every group and every individual
13 under this section shall designate a campaign depository account under s. 11.14.
14 Every group shall appoint a treasurer, who may delegate authority but is jointly
15 responsible for the actions of his or her authorized designee for purposes of civil
16 liability under this chapter. The appropriate filing officer shall be notified by a group
17 of any change in its treasurer within 10 days of the change under s. 11.05 (5). The
18 treasurer of a group shall certify the correctness of each statement or report
19 submitted by it under this chapter.

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

21 11.23 (2) Any anonymous contribution exceeding \$10 received by an individual
22 or group treasurer may not be used or expended. The contribution shall be donated
23 to the common school fund or to any charitable organization or transferred to the
24 board for deposit in the Wisconsin election campaign fund, at the option of the
25 treasurer.

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

2 11.24 (1w) (a) Except as authorized under s. 11.26 (9m), no candidate or
3 personal campaign committee of a candidate who accepts a grant under s. 11.50 may
4 accept any contribution from a committee other than a political party committee if
5 the full amount of the grant, except any grant authorized under s. 11.50 (4) (bg) or
6 (br), to which the candidate is entitled under s. 11.50 (9) is available to the candidate.

7 (b) Except as authorized under s. 11.26 (9m), if a candidate accepts a grant
8 under s. 11.50 and the full amount of the grant, except any grant authorized under
9 s. 11.50 (4) (bg) or (br), to which the candidate is entitled under s. 11.50 (9) is not
10 available to the candidate, the candidate may not accept any contributions from
11 committees other than political party committees exceeding that amount which,
12 when added to the amount of the grant received under s. 11.50 (9), equals the
13 percentage specified in s. 11.26 (9) (am) of the disbursement level specified in s. 11.31
14 (1) (a) to (de), (e), or (f), as adjusted under s. 11.31 (9), for the office that the candidate
15 seeks.

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

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

18 11.24 (4) (a) No person may make a contribution to an incumbent partisan state
19 elective official or to the personal campaign committee or support committee
20 authorized under s. 11.05 (3) (p) of that official for the purpose of promoting that
21 official's nomination or reelection to the office held by the official during the period
22 beginning on the first Monday of January in each odd-numbered year and ending
23 on the date of enactment of the biennial budget act.

24 (b) Paragraph (a) does not apply to a contribution made to an incumbent
25 partisan state elective official against whom a recall petition has been filed during

1 the period beginning on the date that the petition offered for filing is filed under s.
2 9.10 (3) (b) and ending on the date of the recall election unless the official resigns at
3 an earlier date under s. 9.10 (3) (c).

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

5 11.26 (1) (intro.) ~~Ne~~ Subject to sub. (10a) and except as provided under subs.
6 (1m), (1t), (9m), and (10), no individual may make any contribution or contributions
7 to a candidate for election or nomination to any of the following offices and to any
8 individual or committee under s. 11.06 (7) acting solely in support of such a candidate
9 or solely in opposition to the candidate's opponent to the extent of more than a total
10 of the amounts specified per candidate:

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

12 11.26 (1m) Subject to sub. (10a) and except as provided under subs. (1t) and
13 (9m), no individual may make any contribution or contributions to a candidate for
14 election or nomination to legislative office who has not filed an affidavit under s.
15 11.31 (2m) and to any individual or committee under s. 11.06 (7) acting solely in
16 support of such a candidate or solely in opposition to the candidate's opponent to the
17 extent of more than a total of the amounts specified per candidate:

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

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

20 ***b3118/2.3* SECTION 1uds.** 11.26 (1t) of the statutes is created to read:

21 11.26 (1t) The limitations under sub. (1m) apply to any candidate for legislative
22 office who files an affidavit under s. 11.31 (2m) (a) but who the board determines is
23 ineligible to receive a grant from the Wisconsin election campaign fund, who
24 withdraws his or her application for a grant under s. 11.50 (2) (h), or to whom s. 11.50
25 (2) (i) applies, unless the candidate subsequently files an affidavit under s. 11.31 (2m)

1 (b). Any such candidate who has received a contribution that exceeds the amount
2 specified for the office the candidate seeks under sub. (1m) before the date on which
3 a limitation under sub. (1m) applies to the candidate shall return to the contributor,
4 donate to the common school fund or to any charitable organization, or transfer to
5 the board for deposit in the Wisconsin election campaign fund the excess amount of
6 the contribution. If a candidate for legislative office files an affidavit under s. 11.31
7 (2m) (b), the limitations under sub. (1) apply to that candidate beginning on the date
8 that the affidavit is filed.

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

10 11.26 (2) (intro.) No Subject to sub. (10a) and except as provided under subs.
11 (2m), (2t), and (9m), no committee other than a political party committee ~~or~~
12 ~~legislative campaign committee~~ may make any contribution or contributions to a
13 candidate for election or nomination to any of the following offices and to any
14 individual or committee under s. 11.06 (7) acting solely in support of such a candidate
15 or solely in opposition to the candidate's opponent to the extent of more than a total
16 of the following amounts specified per candidate:

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

18 11.26 (2) (a) Candidates for governor, ~~lieutenant governor, secretary of state,~~
19 ~~state treasurer, attorney general, state superintendent or justice, 4% of the value of~~
20 ~~the disbursement level specified in the schedule under s. 11.31 (1) \$43,500.~~

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

23 11.26 (2) (ae) Candidates for lieutenant governor, \$12,000.

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

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

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

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

3 11.26 (2m) Subject to sub. (10a) and except as provided under subs. (2t) and
4 (9m), no committee other than a political party committee may make any
5 contribution or contributions to a candidate for election or nomination to legislative
6 office who has not filed an affidavit under s. 11.31 (2m) and to any individual or
7 committee under s. 11.06 (7) acting solely in support of such a candidate or solely in
8 opposition to the candidate's opponent to the extent of more than a total of the
9 amounts specified per candidate:

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

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

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

13 11.26 (2t) The limitations under sub. (2m) apply to any candidate for legislative
14 office who files an affidavit under s. 11.31 (2m) (a) but who the board determines is
15 ineligible to receive a grant from the Wisconsin election campaign fund, who
16 withdraws his or her application for a grant under s. 11.50 (2) (h), or to whom s. 11.50
17 (2) (i) applies, unless the candidate subsequently files an affidavit under s. 11.31 (2m)
18 (b). Any such candidate who has received a contribution that exceeds the amount
19 specified for the office the candidate seeks under sub. (2m) before the date on which
20 a limitation under sub. (2m) applies to the candidate shall return to the contributor,
21 donate to the common school fund or to any charitable organization, or transfer to
22 the board for deposit in the Wisconsin election campaign fund the excess amount of
23 the contribution. If a candidate for legislative office files an affidavit under s. 11.31
24 (2m) (b), the limitations under sub. (2) apply to that candidate beginning on the date
25 that the affidavit is filed.

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

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

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

8 11.26 (4) ~~No~~ Subject to sub. (10a), no individual may make any contribution or
9 contributions to all candidates for state and local offices and to any individuals who
10 or committees which are subject to a registration requirement under s. 11.05,
11 including ~~legislative campaign committees and~~ committees of a political party, to the
12 extent of more than a total of \$10,000 in any calendar year.

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

14 11.26 (5) The contribution limits provided in subs. (1), ~~(1m)~~, and (4) do not apply
15 to a candidate who makes any contribution or contributions to his or her own
16 campaign for office from the candidate's personal funds or property or the personal
17 funds or property which are owned jointly or as marital property with the candidate's
18 spouse, with respect to any contribution or contributions made to that candidate's
19 campaign only. A candidate's personal contributions shall be deposited in his or her
20 campaign depository account and reported in the normal manner.

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

22 11.26 (6) When a candidate adopts a preexisting support committee as his or
23 her personal campaign committee, the support committee is deemed to have been the
24 same committee as the candidate's personal campaign committee for purposes of the
25 application of subs. (1), ~~(1m)~~, ~~(2)~~, ~~(2m)~~, and (9). The limitations prescribed in subs.

1 (1), (1m), (2), (2m), and (9) do not apply to the transfer of contributions which is made
2 at the time of such adoption, but do apply to the contributions which have been made
3 by any other committee to the support committee at the time of adoption.

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

5 11.26 (8) (a) ~~No~~ Subject to sub. (10a) and except as provided in sub. (8n), no
6 political party as defined in s. 5.02 (13) may receive more than a total of \$150,000
7 \$450,000 in value of its contributions in any biennium from all other committees,
8 ~~excluding contributions from legislative campaign committees and transfers~~
9 ~~between party committees of the same party.~~ In this paragraph, ~~a~~ "biennium
10 ~~commences"~~ means the time period commencing with January 1 of each
11 odd-numbered year and ends ending with December 31 of each even-numbered
12 year.

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

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

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

23 11.26 (8n) (a) Subject to sub. (10a), a political party, as defined in s. 5.02 (13),
24 may receive and accept for use under par. (b) up to a total of \$450,000 in value of
25 contributions in any biennium made or transferred to the party by all other

1 individuals, committees, and conduits combined, excluding transfers between party
2 committees of the same party. A political party may receive and accept a contribution
3 transferred by a conduit under this paragraph only if the original contributor
4 designated that the contribution was made for the purpose of contributing to
5 accounts established by the political party under par. (b). Subsection (8) does not
6 apply to contributions received and accepted under this paragraph. In this
7 paragraph, “biennium” has the meaning given in sub. (8) (a).

8 (b) A political party that receives and accepts a contribution under par. (a) shall
9 maintain 2 segregated accounts, one designated as a “Section 11.26 (8n) Senate
10 Account” and one designated as a “Section 11.26 (8n) Assembly Account.” The
11 political party shall deposit one-half of each contribution received and accepted
12 under par. (a) in each account. Contributions deposited in the senate account may
13 be disbursed only for the purpose of making contributions to candidates for the office
14 of state senator that the candidates are authorized to receive and accept under sub.
15 (9) (a). Contributions deposited in the assembly account may be disbursed only for
16 the purpose of making contributions to candidates for the office of representative to
17 the assembly that the candidates are authorized to receive and accept under sub. (9)
18 (a).

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

20 11.26 (8r) (a) Except as provided in par. (b), no committee may make a
21 contribution to any other committee except a political party, personal campaign, or
22 support committee.

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

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

3 2. Either committee is a confederation of multiple labor organizations or
4 multiple trade interests.

5 ***b3118/2.3* SECTION 1uef.** 11.26 (9) (a) of the statutes is renumbered 11.26 (9)
6 (a) (intro.) and amended to read:

7 11.26 (9) (a) (intro.) ~~No Except as provided under sub. (9m), no individual who~~
8 is a candidate for state or local office may receive and accept more than 65% of the
9 value of the total disbursement level determined under s. 11.31 (1), adjusted as
10 provided under s. 11.31 (9), for the office for which he or she is a candidate during any
11 primary and election campaign combined from all committees subject to a filing
12 requirement, including political party ~~and legislative campaign~~ committees, except
13 as follows:

14 ***b3118/2.3* SECTION 1ueg.** 11.26 (9) (a) 1. to 4. of the statutes are created to
15 read:

16 11.26 (9) (a) 1. If a report filed under s. 11.12 (8) indicates that a candidate for
17 legislative office has made disbursements exceeding the amount specified under s.
18 11.31 (1) (e) or (f) for the office that the candidate seeks, as adjusted under s. 11.31
19 (9), then each opposing candidate may exceed the limitation under this paragraph
20 by receiving and accepting contributions from a political party committee paid out
21 of the applicable account established under sub. (8n) (b) in an amount equivalent to
22 the total amount by which the combined total of all such disbursements exceeds the
23 applicable amount specified under s. 11.31 (1) (e) or (f), as adjusted under s. 11.31 (9).

24 2. If a report filed under s. 11.12 (6) (am) or (c) indicates that disbursements
25 have been made or are proposed to be made against a candidate for legislative office

1 or in support of such a candidate's opponent, or that obligations have been incurred
2 for such a purpose, and if the aggregate total of such disbursements, proposed
3 disbursements, and obligations, less any disbursements made, or to be made, for the
4 purpose of the payment of obligations that were previously reported, exceeds 5% of
5 the amount specified under s. 11.31 (1) (e) or (f) for the office that the candidate seeks,
6 as adjusted under s. 11.31 (9), then the candidate may exceed the limitation provided
7 under this paragraph by receiving and accepting contributions from a political party
8 committee paid out of the applicable account established under sub. (8n) (b) in an
9 amount equivalent to the total amount of the disbursements and obligations
10 reported under s. 11.12 (6) (am) during the period beginning with the 60th day
11 preceding the general, special, or spring election at which the candidate seeks office
12 and ending with the 31st day preceding that election, together with the total amount
13 of the proposed disbursements and obligations reported under s. 11.12 (6) (c), less the
14 amount of any disbursements made, or to be made, for the purpose of the payment
15 of obligations that were previously reported.

16 3. A candidate for a partisan state office other than district attorney may
17 exceed the limitation under this paragraph by receiving and accepting a contribution
18 from a political party committee made under s. 11.50 (2s) (f).

19 4. A candidate for a partisan state office other than district attorney may
20 exceed the limitation under this paragraph by receiving and accepting a grant under
21 s. 11.50 (4) (bg) or (br).

22 *b3118/2.3* **SECTION 1ueh.** 11.26 (9) (am) of the statutes is created to read:

23 11.26 (9) (am) Except as otherwise provided in this paragraph and sub. (9m),
24 no individual who is a candidate for a state office specified in s. 11.31 (1) (a) to (de),
25 (e), or (f) may receive and accept more than the amount specified below during any

1 primary and election campaign combined from all committees other than political
2 party committees subject to a filing requirement. The amounts are as follows:

3 1. Candidates for the office of governor, 35% of the value of the total
4 disbursement level determined under s. 11.31 (1) (a), adjusted as provided under s.
5 11.31 (9).

6 2. All other candidates subject to this paragraph, 40% of the total disbursement
7 level determined under s. 11.31 (1), adjusted under s. 11.31 (9), for the office that the
8 candidate seeks.

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

10 11.26 (9) (b) No individual who is a candidate for state office, other than a state
11 office described in par. (am), or local office may receive and accept more than 45% of
12 the value of the total disbursement level determined under s. 11.31 (1), adjusted as
13 provided under s. 11.31 (9), for the office for which he or she is a candidate during any
14 primary and election campaign combined from all committees other than political
15 party ~~and legislative campaign~~ committees subject to a filing requirement.

16 ***b3118/2.3* SECTION 1uej.** 11.26 (9m) of the statutes is created to read:

17 11.26 (9m) (a) If a report filed under s. 11.12 (8) indicates that a candidate has
18 made disbursements exceeding the amount specified under s. 11.31 (1) (a) to (de), (e),
19 or (f) for the office that the candidate seeks, as adjusted under s. 11.31 (9), then the
20 limitations under subs. (1), (1m), (2), and (2m) applicable to contributions made to
21 each opposing candidate are doubled. In addition, s. 11.24 (1w) and sub. (9) do not
22 apply to any contributions received by each opposing candidate that the opposing
23 candidate intends to use to make disbursements in response to the disbursements
24 reported under s. 11.12 (8), as reported by the opposing candidate under s. 11.06 (1)
25 (cm), to the extent that the contributions do not exceed the total amount by which

1 the combined total of all such disbursements reported under s. 11.12 (8) exceeds the
2 applicable amount specified under s. 11.31 (1) (a) to (de), (e), or (f), as adjusted under
3 s. 11.31 (9). If the opposing candidate receives grant moneys under s. 11.50 (4) (bg),
4 sub. (9) does not apply to those grant moneys.

5 (b) If a report filed under s. 11.12 (6) (am) or (c) indicates that disbursements
6 have been made, or are to be made, in any campaign against a candidate, or in
7 support of such a candidate's opponent, or that obligations have been incurred for
8 such a purpose, and if the aggregate total of such disbursements, proposed
9 disbursements, and obligations, less any disbursements made, or to be made, for the
10 purpose of the payment of obligations previously reported, exceeds 5% of the amount
11 specified under s. 11.31 (1) (a) to (de), (e), or (f), for the office that the candidate seeks,
12 as adjusted under s. 11.31 (9), the limitations under subs. (1), (1m), (2), and (2m)
13 applicable to contributions made to that candidate are doubled. In addition, s. 11.24
14 (1w) and sub. (9) do not apply to any contributions received by the candidate that the
15 candidate intends to use to make disbursements in response to the disbursements,
16 proposed disbursements, or obligations reported under s. 11.12 (6) (am) or (c), as
17 reported by the candidate under s. 11.06 (1) (cm), to the extent that the contributions
18 do not exceed the combined total of all such disbursements and obligations reported
19 under s. 11.12 (6) (am) during the period beginning with the 60th day preceding the
20 general, special, or spring election at which the candidate seeks office and ends with
21 the 31st day preceding that election, together with the total amount of proposed
22 disbursements and obligations reported under s. 11.12 (6) (c), less the amount of any
23 disbursements made, or to be made, for the purpose of the payment of obligations
24 previously reported. If the candidate receives grant moneys under s. 11.50 (4) (bg)
25 or (br), sub. (9) does not apply to those grant moneys.

1 ***b3118/2.3* SECTION 1uek.** 11.26 (10) of the statutes is amended to read:

2 11.26 (10) No candidate for state office who files ~~a sworn statement and an~~
3 application to receive a grant from the Wisconsin election campaign fund and an
4 affidavit under s. 11.31 (2m) (a) may make contributions of more than 200% of the
5 amounts applicable amount specified in sub. (1) to the candidate's own campaign
6 from the candidate's personal funds or property or the personal funds or property
7 which are owned jointly or as marital property with the candidate's spouse, unless
8 the board determines that the candidate is not eligible to receive a grant, the
9 candidate withdraws his or her application under s. 11.50 (2) (h), or s. 11.31 (3p) or
10 11.50 (2) (i) applies to the candidate. For purposes of this subsection, any
11 contribution received by a candidate or his or her personal campaign committee from
12 a committee which is registered with the federal elections commission as the
13 authorized committee of the candidate under 2 USC 432 (e) shall be treated as a
14 contribution made by the candidate to his or her own campaign. The contribution
15 limit of sub. (4) applies to amounts contributed by such a candidate personally to the
16 candidate's own campaign and to other campaigns, except that a candidate may
17 exceed the limitation if authorized under this subsection to contribute more than the
18 amount specified to the candidate's own campaign, up to the amount of the
19 limitation.

20 ***b3118/2.3* SECTION 1ueL.** 11.26 (10a) of the statutes is created to read:

21 11.26 (10a) (a) In this subsection, "consumer price index" means the average
22 of the consumer price index over each 12-month period, all items, U.S. city average,
23 as determined by the bureau of labor statistics of the U.S. department of labor.

24 (b) The dollar amounts of the limitations under subs. (1), (1m), (2), (2m), (4),
25 (8), and (8n) are subject to a biennial adjustment to be determined by rule of the board

1 in accordance with this subsection. To determine the adjustment, the board shall,
2 in each year that the adjustment is made, calculate the percentage difference
3 between the consumer price index for the 12-month period ending on December 31
4 of the preceding year and the consumer price index for calendar year 2003.
5 Beginning in 2006 and every 2 years thereafter, the board shall multiply the amount
6 of each limitation under subs. (1), (1m), (2), (2m), (4), (8), and (8n) by the percentage
7 difference in the consumer price indices. The board shall then add that product to
8 the applicable limitation under subs. (1), (1m), (2), (2m), (4), (8), and (8n), round each
9 sum to the nearest multiple of \$5, and adjust the amount of each limitation to
10 substitute the resulting amount. The amount so determined shall then be in effect
11 until a subsequent rule is promulgated under this subsection. Notwithstanding s.
12 227.24 (1) (a), (2) (b), and (3), determinations under this subsection may be
13 promulgated as an emergency rule under s. 227.24 without providing evidence that
14 the emergency rule is necessary for the public peace, health, safety, or welfare and
15 without a finding of emergency.

16 ***b3118/2.3* SECTION 1uem.** 11.26 (15) of the statutes is amended to read:

17 11.26 (15) The fact that 2 or more committees, other than personal campaign
18 committees, utilize common policies and practices concerning the endorsement of
19 candidates or agree to make contributions only to such endorsed candidates does not
20 affect the right of each committee independently to make contributions up to the
21 applicable amount specified under sub. (1), (1m), (2), or (2m).

22 ***b3118/2.3* SECTION 1uen.** 11.26 (17) (a) of the statutes is amended to read:

23 11.26 (17) (a) For purposes of application of ~~the limitations imposed in~~ subs.
24 (1), (1m), (2), (2m), (9), (9m), and (10), the “campaign” of a candidate begins and ends
25 at the times specified in this subsection.

1 ***b3118/2.3* SECTION 1ueo.** 11.265 of the statutes is repealed.

2 ***b3118/2.3* SECTION 1uep.** 11.31 (1) (intro.) of the statutes is amended to read:

3 11.31 (1) SCHEDULE. (intro.) The following levels of disbursements are
4 established with reference to the candidates listed below. The levels are subject to
5 adjustment under sub. (9). Except as provided in sub. (2), such levels do not operate
6 to restrict the total amount of disbursements which are made or authorized to be
7 made by any candidate in any primary or other election.

8 ***b3118/2.3* SECTION 1ueq.** 11.31 (1) (a) to (d) of the statutes are amended to
9 read:

10 11.31 (1) (a) Candidates for governor, ~~\$1,078,200~~ \$2,000,000.

11 (b) Candidates for lieutenant governor, ~~\$323,475~~ \$500,000.

12 (c) Candidates for attorney general, ~~\$539,000~~ \$700,000.

13 (d) Candidates for secretary of state, state treasurer, ~~justice~~ or state
14 superintendent, ~~\$215,625~~ \$250,000.

15 ***b3118/2.3* SECTION 1uer.** 11.31 (1) (de) of the statutes is created to read:

16 11.31 (1) (de) Candidates for justice, \$300,000.

17 ***b3118/2.3* SECTION 1ues.** 11.31 (1) (e) and (f) of the statutes are amended to
18 read:

19 11.31 (1) (e) Candidates for state senator, ~~\$34,500~~ \$100,000 total in the primary
20 and election, with disbursements not exceeding ~~\$21,575~~ \$72,000 for either the
21 primary or the election.

22 (f) Candidates for representative to the assembly, ~~\$17,250~~ \$50,000 total in the
23 primary and election, with disbursements not exceeding ~~\$10,775~~ \$36,000 for either
24 the primary or the election.

25 ***b3118/2.3* SECTION 1uet.** 11.31 (2) of the statutes is amended to read:

1 11.31 (2) LIMITATION IMPOSED. No candidate for state office at a spring or general
2 election who files ~~a sworn statement and an~~ application to receive a grant from the
3 Wisconsin election campaign fund and an affidavit under sub. (2m) (a) may make or
4 authorize total disbursements from the his or her campaign treasury in any
5 campaign to the extent of more than the amount prescribed in sub. (1), adjusted as
6 provided under sub. (9), unless the board determines that the candidate is not
7 eligible to receive a grant, the candidate withdraws his or her application under s.
8 11.50 (2) (h), or s. 11.50 (2) (i) or sub. (3p) applies to that candidate. No candidate for
9 state office at a special election who files ~~a sworn statement and an~~ application to
10 receive a grant from the Wisconsin election campaign fund and an affidavit under
11 sub. (2m) (a) may make or authorize total disbursements from the his or her
12 campaign treasury in any campaign to the extent of more than the amount
13 prescribed under sub. (1), adjusted as provided under sub. (9), for the preceding
14 spring or general election for the same office, unless the board determines that the
15 candidate is not eligible to receive a grant, the candidate withdraws his or her
16 application under s. 11.50 (2) (h), or s. 11.50 (2) (i) or sub. (3p) applies to that
17 candidate.

18 ***b3118/2.3* SECTION 1ueu.** 11.31 (2m) (title) of the statutes is amended to
19 read:

20 11.31 (2m) (title) ~~VOLUNTARY LIMITATION AFFIDAVIT OF ADHERENCE TO LIMITATIONS.~~

21 ***b3118/2.3* SECTION 1uev.** 11.31 (2m) of the statutes is renumbered 11.31 (2m)
22 (b) and amended to read:

23 11.31 (2m) (b) Any candidate to whom sub. (2) and s. 11.26 (10) do not apply
24 may file an affidavit with his or her filing officer affirming that he or she has adhered
25 and will adhere to the limitations imposed under sub. (2) and s. 11.26 (10) during the

1 entire campaign. These limitations apply unless the candidate withdraws the
2 affidavit by notifying his or her filing officer in writing no later than the 7th day after
3 the date of the primary in which the person filing the affidavit is a candidate, or the
4 7th day after the date that the primary would be held, if no primary is required.

5 ***b3118/2.3* SECTION 1uew.** 11.31 (2m) (a) of the statutes is created to read:

6 11.31 (2m) (a) Each candidate who files an application to receive a grant from
7 the Wisconsin election campaign fund shall file an affidavit with the board affirming
8 that the candidate, and his or her authorized agents, have complied with the
9 limitations imposed under sub. (2) and s. 11.26 at all times during which the
10 limitations have applied to his or her candidacy and will continue to comply with the
11 limitations at all times during which the limitations apply to his or her candidacy,
12 unless the board determines that the candidate is not eligible to receive a grant from
13 the fund, the candidate withdraws his or her application for a grant under s. 11.50
14 (2) (h), or s. 11.50 (2) (i) or sub. (3p) applies to that candidate.

15 ***b3118/2.3* SECTION 1uex.** 11.31 (3) of the statutes is amended to read:

16 11.31 (3) GUBERNATORIAL CAMPAIGNS. For purposes of compliance with the
17 limitations imposed under sub. (2), candidates for governor and lieutenant governor
18 of the same political party who both accept grants from the Wisconsin election
19 campaign fund may agree to combine disbursement levels under sub. (1) (a) and (b),
20 adjusted as provided under sub. (9), and reallocate the total level between them. The
21 candidates shall each inform the board of any such agreement.

22 ***b3118/2.3* SECTION 1uey.** 11.31 (3p) of the statutes is created to read:

23 11.31 (3p) CANDIDATES RECEIVING ADDITIONAL MONEYS; EXCEPTION. If a candidate
24 receives a contribution described in s. 11.26 (9) (a) 1. to 3., a contribution authorized
25 under s. 11.26 (9m), or a grant under s. 11.50 (4) (bg) or (br), the disbursement

1 limitation of that candidate for the campaign in which the contribution or grant is
2 received is increased by the amount of that contribution or grant.

3 ***b3118/2.3* SECTION 1uez.** 11.31 (9) of the statutes is created to read:

4 11.31 (9) ADJUSTMENT OF DISBURSEMENT LEVELS. (a) In this subsection,
5 “consumer price index” means the average of the consumer price index over each
6 12-month period, all items, U.S. city average, as determined by the bureau of labor
7 statistics of the U.S. department of labor.

8 (b) The dollar amounts of the limitations under sub. (1) are subject to a biennial
9 adjustment to be determined by rule of the board in accordance with this subsection.
10 To determine the adjustment, the board shall, in each year that the adjustment is
11 made, calculate the percentage difference between the consumer price index for the
12 12-month period ending on December 31 of the preceding year and the consumer
13 price index for calendar year 2003. Beginning in 2006 and every 2 years thereafter,
14 the board shall multiply the amount of each limitation under sub. (1) by the
15 percentage difference in the consumer price indices. The board shall then add that
16 product to the applicable limitation under sub. (1), round each sum to the nearest
17 multiple of \$5, and adjust the amount of each limitation to substitute the resulting
18 amount. The amount so determined shall then be in effect until a subsequent rule
19 is promulgated under this subsection. Notwithstanding s. 227.24 (1) (a), (2) (b), and
20 (3), determinations under this subsection may be promulgated as an emergency rule
21 under s. 227.24 without providing evidence that the emergency rule is necessary for
22 the public peace, health, safety, or welfare and without a finding of emergency.

23 ***b3118/2.3* SECTION 1ufa.** 11.38 (1) (a) 2. of the statutes is amended to read:

24 11.38 (1) (a) 2. Notwithstanding subd. 1., any such corporation or association
25 may establish and administer a separate segregated fund and solicit contributions

1 from individuals to the fund to be utilized by such corporation or association, for the
2 purpose of supporting or opposing any candidate for state or local office but the
3 corporation or association may not make any contribution to the fund. The fund shall
4 appoint a treasurer and shall register as a political committee under s. 11.05. A
5 parent corporation or association engaging solely in this activity is not subject to
6 registration under s. 11.05, but shall register and file special reports on forms
7 prescribed by the board disclosing its administrative and solicitation expenses on
8 behalf of such fund. A corporation not domiciled in this state need report only its
9 expenses for administration and solicitation of contributions in this state together
10 with a statement indicating where information concerning other administration and
11 solicitation expenses of its fund may be obtained. The reports shall be filed with the
12 filing officer for the fund specified in s. 11.02 in the manner provided under s. 11.21
13 (16), if applicable, or otherwise in the manner in which continuing reports are filed
14 under s. 11.20 (4) and (8).

15 ***b3118/2.3* SECTION 1ufb.** 11.38 (6) of the statutes is amended to read:

16 11.38 (6) Any individual or campaign treasurer who receives funds in violation
17 of this section shall promptly return such funds to the contributor ~~or~~, donate the
18 funds to the common school fund or a charitable organization or transfer the funds
19 to the board for deposit in the Wisconsin election campaign fund, at the treasurer's
20 option.

21 ***b3118/2.3* SECTION 1ufc.** 11.38 (8) (b) of the statutes is amended to read:

22 11.38 (8) (b) Except as authorized in s. 11.05 (12) (b) and (13), prior to making
23 any disbursement on behalf of a political group which is promoting or opposing a
24 particular vote at a referendum and prior to accepting any contribution or making
25 any disbursement to promote or oppose a particular vote at a referendum, a