

ENGROSSED ASSEMBLY BILL 600

1 **SECTION 90.** 6.55 (7) (c) 2. of the statutes is amended to read:

2 6.55 (7) (c) 2. ~~A Wisconsin~~ An identification card issued under s. ~~125.08, 1987~~
3 ~~stats~~ s. 343.50.

4 **SECTION 91.** 6.55 (7) (d) of the statutes is amended to read:

5 6.55 (7) (d) ~~Forms of identification~~ Identifying documents specified in par. (c)
6 which are valid for use during a specified period shall be valid on the day of an
7 election in order to constitute acceptable proof of residence at that election.

8 **SECTION 92.** 6.56 (2) to (4) of the statutes are amended to read:

9 6.56 (2) Upon receipt of the list, the municipal clerk shall make a check to
10 determine whether each person who has been allowed to vote under s. 6.55 (3) is
11 properly registered. If so, the clerk shall correct the registration list. If the address
12 on the registration list is not correct, the clerk shall correct the address. The clerk
13 shall then notify the elector by postcard when he or she is properly registered. If such
14 person is found not to be properly registered, the clerk shall send the person a 1st
15 class letter with that information, containing a mail registration form under s. 6.30
16 (4). The letter shall be marked ~~“ADDRESS CORRECTION REQUESTED”~~ in accordance with
17 postal regulations to ensure that it will be returned to the clerk if the elector does not
18 reside at the address given on the postcard. If such letter is returned undelivered,
19 or if the U.S. postal service notifies the clerk of an improper address which was
20 apparently improper on the day of the election, the clerk shall notify the district
21 attorney.

22 (3) Upon receipt of the list under sub. (1), the municipal clerk or board of
23 election commissioners shall make an audit of all electors registering to vote at the
24 polling place or other registration location under s. 6.55 (2) and all electors
25 registering by agent on election day under s. 6.86 (3) (a) 2. The audit shall be made

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1 by 1st class postcard. The postcard shall be labeled ~~“ADDRESS CORRECTION REQUESTED”~~
2 or ~~“DO NOT FORWARD – RETURN POSTAGE GUARANTEED”~~ marked in accordance with postal
3 regulations to ensure that it will be returned to the clerk or board of election
4 commissioners if the elector does not reside at the address given on the postcard. If
5 any postcard is returned undelivered, or if the clerk or board of election
6 commissioners is informed of a different address than the one specified by the elector
7 which was apparently improper on the day of the election, the clerk or board shall
8 ~~remove the elector’s name from~~ change the status of the elector from eligible to
9 ineligible on the registration list, and mail the elector a notice of the removal change
10 in status and provide the name to the district attorney for the county where the
11 polling place is located.

12 (4) After each election, the municipal clerk shall carefully check to assure that
13 no person has been allowed to vote more than once. Whenever the municipal clerk
14 has good reason to believe that a person has voted more than once in an election, the
15 clerk shall send the person a 1st class letter ~~with return receipt and address~~
16 ~~correction requested, informing him or her~~ marked in accordance with postal
17 regulations to ensure that it will be returned to the clerk if the elector does not reside
18 at the address given on the letter. The letter shall inform the person that all
19 registrations relating to that person may be ~~canceled~~ changed from eligible to
20 ineligible status within 7 days unless the person contacts the office of the clerk to
21 clarify the matter. A copy of ~~such~~ the letter and of any subsequent information
22 received from or about the addressee shall be sent to the district attorney.

23 **SECTION 93.** 6.57 of the statutes is repealed and recreated to read:

24 **6.57 Registration list for special elections.** The municipal clerk of each
25 municipality where a special election is held nonconcurrently with a regularly

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1 scheduled election shall obtain a copies of the current registration list from the board
2 for use in the special election.

3 **SECTION 94.** 6.79 (intro.) (except 6.79 (title)) of the statutes is renumbered 6.79
4 (1m) and amended to read:

5 **6.79 (1m) SEPARATE POLL LISTS.** Two election officials at each election ward shall
6 be in charge of and shall maintain 2 separate poll lists of containing information
7 relating to all persons voting. The municipal clerk may elect to maintain the
8 information on the poll list lists manually or electronically. If the list is lists are
9 maintained electronically, the officials shall enter the information into an electronic
10 data recording system that enables retrieval of ~~a~~ printed copy copies of the poll list
11 lists at the polling place. The system employed is subject to the approval of the board.

12 **SECTION 95.** 6.79 (1) of the statutes is repealed.

13 **SECTION 95g.** 6.79 (2) of the statutes is renumbered 6.79 (2) (a).

14 **SECTION 96.** 6.79 (2) of the statutes, as affected by 2003 Wisconsin Act (this
15 act), is repealed and recreated to read:

16 **6.79 (2) VOTING PROCEDURE.** (a) Unless information on the poll list is entered
17 electronically, the municipal clerk shall supply the inspectors with 2 copies of the
18 most current official registration list or lists prepared under s. 6.36 (2) (a) for use as
19 poll lists at the polling place. Except as provided in sub. (6), each person, before
20 receiving a serial number, shall state his or her full name and address. The officials
21 shall verify that the name and address provided by the person are the same as the
22 person's name and address on the poll list.

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

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1 (c) The officials shall maintain separate lists for electors who are voting under
2 s. 6.15, 6.29, or 6.55 (2) or (3) and electors who are reassigned from another polling
3 place under s. 5.25 (5) (b) and shall enter the full name, address, and serial number
4 of each of these electors on the appropriate separate list. Alternatively, if the poll list
5 is maintained electronically, the officials may enter on the poll list the information
6 that would otherwise appear on a separate list if the information that would be
7 obtainable from a separate list is entered on the poll list.

8 (d) If the poll list indicates that identification is required, the officials shall
9 require the elector to provide identification. If identification is provided, the officials
10 shall verify that the name and address on the identification provided is the same as
11 the name and address shown on the registration list. If identification is required and
12 not provided, the officials shall offer the opportunity for the elector to vote under s.
13 6.97.

14 (e) The officials shall then provide each elector with a slip bearing the same
15 serial number as is recorded for the elector upon the poll list or separate list.

16 **SECTION 96g.** 6.79 (2) (b) of the statutes is created to read:

17 6.79 (2) (b) If the poll list is to be used at an election for national office, the
18 municipal clerk shall enter on the poll list an indication next to the name of each
19 elector for whom identification is required. If the poll list indicates that
20 identification is required, the officials shall require the elector to provide
21 identification. If identification is provided, the officials shall verify that the name
22 and address on the identification provided is the same as the name and address
23 shown on the registration list. If identification is required and not provided, the
24 officials shall offer the opportunity for the elector to vote under s. 6.97.

25 **SECTION 97.** 6.79 (4) of the statutes is amended to read:

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1 6.79 (4) SUPPLEMENTAL INFORMATION. When any elector provides ~~identification~~
2 acceptable proof of residence under ~~sub. (1) or~~ s. 6.15, 6.29 or 6.55 (2) or (3), the
3 election officials shall enter the type of ~~identification~~ identifying document provided
4 on the poll ~~or registration~~ list, or ~~supplemental~~ separate list maintained under sub.
5 (2) (c). If the ~~form of identification document submitted as proof of identity or~~
6 residence includes a number which applies only to the individual holding that ~~piece~~
7 ~~of identification document~~, the election officials shall also enter that number on the
8 list. When any elector corroborates the registration identity or residence of any
9 person offering to vote under ~~sub. (1) or~~ s. 6.55 (2) (b) or (c) or (3), or the registration
10 identity or residence of any person registering on election day under s. 6.86 (3) (a)
11 2., the election officials shall also enter the name and address of the corroborator
12 ~~shall also be entered~~ next to the name of the elector whose information is being
13 corroborated on the ~~registration or~~ poll list, or the separate list maintained under
14 sub. (2) (c). When any person offering to vote has been challenged and taken the oath,
15 following the person's name on the ~~registration or~~ poll list, the officials shall enter
16 the word "Sworn".

17 **SECTION 98.** 6.79 (5) of the statutes is repealed.

18 **SECTION 99.** 6.79 (6) (a) of the statutes is repealed.

19 **SECTION 100.** 6.79 (6) (b) of the statutes is renumbered 6.79 (6) and amended
20 to read:

21 6.79 (6) CONFIDENTIAL NAMES AND ADDRESSES. ~~In municipalities where~~
22 ~~registration is required, an~~ An elector who has a confidential listing under s. 6.47 (2)
23 may present his or her identification card issued under s. 6.47 (3), or may give his
24 or her name and identification serial number issued under s. 6.47 (3), in lieu of
25 stating his or her name and address under sub. (2). If the elector's name and

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1 identification serial number appear on the confidential portion of the list, the
2 inspectors shall issue a voting serial number to the elector, record that number on
3 the registration poll list and permit the elector to vote.

4 **SECTION 101.** 6.82 (1) (a) of the statutes is amended to read:

5 6.82 (1) (a) When any inspectors are informed that an elector is at the entrance
6 to the polling place who as a result of disability is unable to enter the polling place,
7 they shall permit the elector to be assisted in marking a ballot by any individual
8 selected by the elector, except the elector's employer or an agent of that employer or
9 an officer or agent of a labor organization which represents the elector. The
10 individual selected by the elector shall provide identification for the assisted elector,
11 whenever required, and all other information necessary for the elector to obtain a
12 ballot under s. 6.79 (2). The inspectors shall issue a ballot to the individual selected
13 by the elector and shall accompany the individual to the polling place entrance where
14 the assistance is to be given. If the ballot is a paper ballot, the assisting individual
15 shall fold the ballot after the ballot is marked by the assisting individual. The
16 assisting individual shall then immediately take the ballot into the polling place and
17 give the ballot to an inspector. The inspector shall distinctly announce that he or she
18 has "a ballot offered by (stating person's name), an elector who, as a result of
19 disability, is unable to enter the polling place without assistance". The inspector
20 shall then ask, "Does anyone object to the reception of this ballot?" If no objection
21 is made, the inspectors shall record the elector's name under s. 6.79 and deposit the
22 ballot in the ballot box, and shall make a notation on the ~~registration or~~ poll list:
23 "Ballot received at poll entrance".

24 **SECTION 102.** 6.86 (3) (a) 1. of the statutes is amended to read:

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1 6.86 (3) (a) 1. Any elector who is registered, ~~or otherwise qualified where~~
2 ~~registration is not required~~, and who is hospitalized, may apply for and obtain an
3 official ballot by agent. The agent may apply for and obtain a ballot for the
4 hospitalized absent elector by presenting a form prescribed by the board and
5 containing the required information supplied by the hospitalized elector and signed
6 by that elector and any other elector residing in the same municipality as the
7 hospitalized elector, corroborating the information contained therein. The
8 corroborating elector shall state on the form his or her full name and address.

9 **SECTION 103.** 6.86 (3) (a) 2. of the statutes is amended to read:

10 6.86 (3) (a) 2. If a hospitalized elector is not registered ~~where registration is~~
11 ~~required~~, the elector may register by agent under this subdivision at the same time
12 that the elector applies for an official ballot by agent under subd. 1. To register the
13 elector under this subdivision, the agent shall present a completed registration form
14 that contains the required information supplied by the elector and the elector's
15 signature, unless the elector is unable to sign due to physical disability. In this case,
16 the elector may authorize another elector to sign on his or her behalf. Any elector
17 signing a form on another elector's behalf shall attest to a statement that the
18 application is made on request and by authorization of the named elector, who is
19 unable to sign the form due to physical disability. The agent shall present this
20 statement along with all other information required under this subdivision. Except
21 as otherwise provided in this subdivision, the agent shall in every case ~~present~~
22 provide acceptable proof of the elector's residence under s. 6.55 (7). If the agent
23 cannot present this proof, the registration form shall be signed and substantiated by
24 another elector residing in the elector's municipality of residence, corroborating the
25 information in the form. The form shall contain the full name and address of the

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1 corroborating elector. The agent shall then present acceptable proof of the
2 corroborating elector's residence under s. 6.55 (7).

3 **SECTION 104.** 6.86 (3) (b) of the statutes is amended to read:

4 6.86 (3) (b) When each properly executed form and statement required under
5 par. (a) is presented to the municipal clerk, if the elector who proposes to vote is
6 qualified, an absentee ballot shall be issued and the name of such hospitalized elector
7 shall be recorded by the clerk or special registration deputy. An agent who is issued
8 an absentee ballot under this section shall present identification documentation of
9 his or her identity, provide his or her name and address, and attest to a statement
10 that the ballot is received solely for the benefit of a named elector who is hospitalized,
11 and the agent will promptly transmit the ballot to such person.

12 **SECTION 105.** 6.86 (3) (c) of the statutes is amended to read:

13 6.86 (3) (c) An application under par. (a) 1. may be made and a registration form
14 under par. (a) 2. may be filed in person at the office of the municipal clerk not earlier
15 than 7 days before an election and not later than 5 p.m. on the day of the election.
16 A list of hospitalized electors applying for ballots under par. (a) 1. shall be made by
17 the municipal clerk and used to check that the electors vote only once, and by
18 absentee ballot. If identification is required, the municipal clerk shall so inform the
19 agent and the elector shall enclose identification in the envelope with the ballot. The
20 ballot shall be sealed by the elector and returned to the municipal clerk either by mail
21 or by personal delivery of the agent; but if the ballot is returned on the day of the
22 election, the agent shall make personal delivery at the polling place serving the
23 hospitalized elector's residence before the closing hour for the ballot to be counted.

24 **SECTION 106.** 6.865 (title) of the statutes is amended to read:

25 **6.865 (title) Federal ~~postcard request form~~ absentee ballot requests.**

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1 **SECTION 107.** 6.865 of the statutes is renumbered 6.865 (2).

2 **SECTION 108.** 6.865 (1) of the statutes is created to read:

3 6.865 (1) In this section, “military elector” and “overseas elector” have the
4 meanings given under s. 6.36 (2) (c).

5 **SECTION 109.** 6.865 (3) and (4) of the statutes are created to read:

6 6.865 (3) If the elector making a timely request for an absentee ballot is a
7 military elector or an overseas elector and the elector requests that he or she be sent
8 an absentee ballot for the next 2 general elections, the municipal clerk or board of
9 election commissioners shall comply with the request except that no ballot shall be
10 sent for a succeeding general election if the elector’s name appeared on the
11 registration list for a previous general election and no longer appears on the
12 registration list for the succeeding general election. If the elector’s address for the
13 succeeding general election is in a municipality that is different from the
14 municipality in which the elector resided for the first general election, the clerk or
15 board of election commissioners shall forward the request to the clerk or board of
16 election commissioners of the municipality where the elector resides.

17 (4) If the municipal clerk or board of election commissioners rejects a request
18 for an absentee ballot from a military elector or an overseas elector, the clerk or board
19 of election commissioners shall promptly inform the elector of the reason for the
20 rejection.

21 **SECTION 110.** 6.869 of the statutes is created to read:

22 **6.869 Uniform instructions.** The board shall prescribe uniform instructions
23 for absentee voters. The instructions shall include information concerning the
24 procedure for correcting errors in marking a ballot and obtaining a replacement for

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1 a spoiled ballot. The procedure shall, to the extent possible, respect the privacy of
2 each elector and preserve the confidentiality of each elector's vote.

3 **SECTION 111.** 6.87 (3) (d) of the statutes is amended to read:

4 6.87 (3) (d) A municipal clerk of a municipality may, if the clerk is reliably
5 informed by an absent elector of a facsimile transmission number or electronic mail
6 address where the elector can receive an absentee ballot, transmit a facsimile or
7 electronic copy of the absent elector's ballot to that elector in lieu of mailing under
8 this subsection if, in the judgment of the clerk, the time required to send the ballot
9 through the mail may not be sufficient to enable return of the ballot by the time
10 provided under sub. (6). An elector may receive an absentee ballot under this
11 subsection only if the elector has filed a valid application for the ballot under sub. (1).
12 If the clerk transmits an absentee ballot under this paragraph, the clerk shall also
13 transmit a facsimile or electronic copy of the text of the material that appears on the
14 certificate envelope prescribed in sub. (2), together with instructions prescribed by
15 the board. The instructions shall require the absent elector to make and subscribe
16 to the certification as required under sub. (4) and to enclose the absentee ballot in
17 a separate envelope contained within a larger envelope, that shall include the
18 completed certificate. The elector shall then mail the absentee ballot with postage
19 prepaid to the municipal clerk. An Except as authorized in s. 6.97 (2), an absentee
20 ballot received under this paragraph shall not be counted unless it is cast in the
21 manner prescribed in this paragraph and in accordance with the instructions
22 provided by the board.

23 **SECTION 112.** 6.87 (4) of the statutes is amended to read:

24 6.87 (4) Except as otherwise provided in s. 6.875, the elector voting absentee
25 shall make and subscribe to the certification before one witness. The absent elector,

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1 in the presence of the witness, shall mark the ballot in a manner that will not disclose
2 how the elector's vote is cast. The elector shall then, still in the presence of the
3 witness, fold the ballots ~~if they are paper ballots~~ so each is separate and so that the
4 elector conceals the markings thereon and deposit them in the proper envelope. If
5 a consolidated ballot under s. 5.655 is used, the elector shall fold the ballot ~~if it is a~~
6 ~~paper ballot~~ so that the elector conceals the markings thereon and deposit the ballot
7 in the proper envelope. If the elector has registered by mail and has not, or is not
8 certain whether the elector has, previously voted in an election for national office in
9 this state, the elector shall enclose identification in the envelope. Identification is
10 required if the elector is not a military elector or an overseas elector, as defined in
11 s. 6.36 (2) (c), and the elector registered by mail and has not voted in an election for
12 national office in the municipality where the elector is voting. The elector may
13 receive assistance under sub. (5). The return envelope shall then be sealed. The
14 witness may not be a candidate. The envelope shall be mailed by the elector, postage
15 prepaid, or delivered in person, to the municipal clerk issuing the ballot or ballots.
16 Failure to return an unused ballot in a primary does not invalidate the ballot on
17 which the elector's votes are cast. Return of more than one marked ballot in a
18 primary or return of a ballot prepared under s. 5.655 or a ballot used with an
19 electronic voting system in a primary which is marked for candidates of more than
20 one party invalidates all votes cast by the elector for candidates in the primary.

21 **SECTION 112a.** 6.87 (4) of the statutes, as affected by 2003 Wisconsin Act
22 (this act), is amended to read:

23 6.87 (4) Except as otherwise provided in s. 6.875, the elector voting absentee
24 shall make and subscribe to the certification before one witness. The absent elector,
25 in the presence of the witness, shall mark the ballot in a manner that will not disclose

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1 how the elector's vote is cast. The elector shall then, still in the presence of the
2 witness, fold the ballots so each is separate and so that the elector conceals the
3 markings thereon and deposit them in the proper envelope. If a consolidated ballot
4 under s. 5.655 is used, the elector shall fold the ballot so that the elector conceals the
5 markings thereon and deposit the ballot in the proper envelope. If the elector has
6 registered by mail and has not, or is not certain whether the elector has, previously
7 voted in an election for national office in this state, the elector shall enclose
8 identification in the envelope. Identification is required if the elector is not a military
9 elector or an overseas elector, as defined in s. 6.36 (2) (c), and the elector registered
10 by mail and has not voted in an election for national office in ~~the municipality where~~
11 ~~the elector is voting~~ this state. The elector may receive assistance under sub. (5). The
12 return envelope shall then be sealed. The witness may not be a candidate. The
13 envelope shall be mailed by the elector, postage prepaid, or delivered in person, to the
14 municipal clerk issuing the ballot or ballots. Failure to return an unused ballot in
15 a primary does not invalidate the ballot on which the elector's votes are cast. Return
16 of more than one marked ballot in a primary or return of a ballot prepared under s.
17 5.655 or a ballot used with an electronic voting system in a primary which is marked
18 for candidates of more than one party invalidates all votes cast by the elector for
19 candidates in the primary.

20 **SECTION 113.** 6.88 (3) (a) of the statutes is amended to read:

21 6.88 (3) (a) Any time between the opening and closing of the polls on election
22 day, the inspectors shall open the carrier envelope only, and announce the name of
23 the absent elector or the identification serial number of the absent elector if the
24 elector has a confidential listing under s. 6.47 (2). When the inspectors find that the
25 certification has been properly executed, the applicant is a qualified elector of the

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1 ward or election district, and the applicant has not voted in the election, they shall
2 enter an indication on the poll ~~or registration~~ list next to the applicant's name
3 indicating an absentee ballot is cast by the elector. They shall then open the envelope
4 containing the ballot in a manner so as not to deface or destroy the certification
5 thereon. The inspectors shall take out the ballot without unfolding it or permitting
6 it to be unfolded or examined. Unless the ballot is cast under s. 6.95, the inspectors
7 shall verify that the ballot has been endorsed by the issuing clerk. If the poll list
8 indicates that identification is required and no identification is enclosed or the name
9 or address on the document that is provided is not the same as the name and address
10 shown on the poll list, the inspectors shall proceed as provided under s. 6.97 (2). The
11 inspectors shall then deposit the ballot into the proper ballot box and enter the
12 absent elector's name or voting number after his or her name on the poll ~~or~~
13 ~~registration~~ list in the same manner as if the elector had been present and voted in
14 person.

15 **SECTION 114.** 6.94 of the statutes is amended to read:

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

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1 person challenged refuses to take the oath or affirmation, the person's vote shall be
2 rejected. If the person challenged answers fully all relevant questions put to the
3 elector by the inspector under s. 6.92, takes the oath or affirmation, and fulfills the
4 applicable registration requirements, ~~where applicable~~, and if the answers to the
5 questions given by the person indicate that the person meets the voting qualification
6 requirements, the person's vote shall be received.

7 **SECTION 115.** 6.95 of the statutes is amended to read:

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

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1 of any board of canvassers or of the chairperson or chairperson's designee may be
2 appealed under s. 9.01. The standard for disqualification specified in s. 6.325 shall
3 be used to determine the validity of challenged ballots.

4 **SECTION 116.** 6.96 of the statutes is created to read:

5 **6.96 Voting procedure for electors voting pursuant to federal court**
6 **order.** Whenever any elector is allowed to vote at a polling place pursuant to a
7 federal court order after the closing time provided under s. 6.78, the inspectors shall,
8 before giving the elector a ballot, write on the back of the ballot the notation "s. 6.96".
9 If voting machines are used in the municipality where the elector is voting, the
10 elector's vote may be received only upon an absentee ballot furnished by the
11 municipal clerk which shall have the notation "s. 6.96" written on the back of the
12 ballot by the inspectors before the ballot is given to the elector. When receiving the
13 elector's ballot, the inspectors shall provide the elector with the written voting
14 information prescribed by the board under s. 7.08 (8). The inspectors shall indicate
15 on the list the fact that the elector is voting pursuant to a federal court order. The
16 inspectors shall then deposit the ballot. The ballot shall be counted under s. 5.85 or
17 7.51 unless the order is vacated. If the order is vacated after the ballot is counted, the
18 appropriate board or boards of canvassers or the chairperson of the board or his or
19 her designee shall reopen the canvass to discount any ballots that were counted
20 pursuant to the vacated order and adjust the statements, certifications, and
21 determinations accordingly.

22 **SECTION 117.** 6.97 of the statutes is created to read:

23 **6.97 Voting procedure for individuals not providing required**
24 **identification.** (1) Whenever any individual who is required to provide
25 identification in order to be permitted to vote appears to vote at a polling place and

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1 cannot provide the required identification, the inspectors shall offer the opportunity
2 for the individual to vote under this section. If the individual wishes to vote, the
3 inspectors shall provide the elector with an envelope marked "Ballot under s. 6.97,
4 stats." on which the serial number of the elector is entered and shall require the
5 individual to execute on the envelope a written affirmation stating that the
6 individual is a qualified elector of the ward or election district where he or she offers
7 to vote and is eligible to vote in the election. The inspectors shall, before giving the
8 elector a ballot, write on the back of the ballot the serial number of the individual
9 corresponding to the number kept at the election on the poll list or other list
10 maintained under s. 6.79 and the notation "s. 6.97". If voting machines are used in
11 the municipality where the individual is voting, the individual's vote may be received
12 only upon an absentee ballot furnished by the municipal clerk which shall have the
13 corresponding number from the poll list or other list maintained under s. 6.79 and
14 the notation "s. 6.97" written on the back of the ballot by the inspectors before the
15 ballot is given to the elector. When receiving the individual's ballot, the inspectors
16 shall provide the individual with written voting information prescribed by the board
17 under s. 7.08 (8). The inspectors shall indicate on the list the fact that the individual
18 is required to provide identification but did not do so. The inspectors shall notify the
19 individual that he or she may provide identification to the municipal clerk or
20 executive director of the municipal board of election commissioners. The inspectors
21 shall also promptly notify the municipal clerk or executive director of the name,
22 address, and serial number of the individual. The inspectors shall then place the
23 ballot inside the envelope and place the envelope in a separate carrier envelope.

24 (2) Whenever any individual who votes by absentee ballot is required to
25 provide identification in order to be permitted to vote and does not provide the

ENGROSSED ASSEMBLY BILL 600**SECTION 117**

1 required identification, the inspectors shall write on the back of the absentee ballot
2 the serial number of the individual corresponding to the number kept at the election
3 on the poll list or other list maintained under s. 6.79 and the notation “s. 6.97”. The
4 inspectors shall indicate on the list the fact that the individual is required to provided
5 identification but did not do so. The inspectors shall promptly notify the municipal
6 clerk or executive director of the municipal board of election commissioners of the
7 name, address, and serial number of the individual. The inspectors shall then place
8 the ballot inside an envelope on which the name and serial number of the elector is
9 entered and shall place the envelope in a separate carrier envelope.

10 (3) Whenever the municipal clerk or executive director of the municipal board
11 of election commissioners is informed by the inspectors that a ballot has been cast
12 under this section, the clerk or executive director shall promptly provide written
13 notice to the board of canvassers of each municipality, special purpose district, and
14 county that is responsible for canvassing the election of the number of ballots cast
15 under this section in each ward or election district. The municipal clerk or executive
16 director then shall determine whether each individual voting under this section is
17 qualified to vote in the ward or election district where the individual’s ballot is cast.
18 The municipal clerk or executive director shall make a record of the procedure used
19 to determine the validity of each ballot. If, prior to 4 p.m. on the day after the election,
20 the municipal clerk or executive director determines that the individual is qualified
21 to vote in the ward or election district where the individual’s ballot is cast, the
22 municipal clerk or executive director shall notify the board of canvassers for each
23 municipality, special purpose district and county that is responsible for canvassing
24 the election of that fact.

ENGROSSED ASSEMBLY BILL 600**SECTION 117**

1 (4) Whenever a board of canvassers receives timely notification from the
2 municipal clerk or executive director of the board of election commissioners under
3 sub. (3) that an individual who has voted under this section is qualified to vote in the
4 ward or election district where the individual's ballot is cast, the board of canvassers
5 shall promptly reconvene and, if the ballot cast by the individual is otherwise valid,
6 shall count the ballot and adjust the statements, certifications and determinations
7 accordingly. If the municipal clerk or executive director transmits returns of the
8 election to the county clerk or board of election commissioners, the municipal clerk
9 or executive director shall transmit to the county clerk or board of election
10 commissioners a copy of the amended returns together with all additional ballots
11 counted by each board of canvassers.

12 **SECTION 118.** 7.08 (1) (c) of the statutes is amended to read:

13 7.08 (1) (c) Prescribe forms required by ss. 6.24 (3) and (4), 6.30 (4), 6.33 (1),
14 6.40 (1) ~~(b)~~ (a), 6.47 (1) (a) 2. and (3), 6.55 (2) and (3), ~~6.79 (5)~~ and 6.86 (2) and (3).
15 All such forms shall contain a statement of the penalty applicable to false or
16 fraudulent registration or voting through use of the form. Forms are not required
17 to be furnished by the board.

18 **SECTION 119.** 7.08 (6) and (8) of the statutes are created to read:

19 7.08 (6) ENFORCEMENT OF FEDERAL VOTING SYSTEM STANDARDS. Following each
20 general election, audit the performance of each voting system used in this state to
21 determine the error rate of the system in counting ballots that are validly cast by
22 electors. If the error rate exceeds the rate permitted under standards of the federal
23 election commission in effect on October 29, 2002, the board shall take remedial
24 action and order remedial action to be taken by affected counties and municipalities

ENGROSSED ASSEMBLY BILL 600**SECTION 119**

1 to ensure compliance with the standards. Each county and municipality shall
2 comply with any order received under this subsection.

3 (8) ELECTORS VOTING WITHOUT IDENTIFICATION OR PURSUANT TO COURT ORDER.
4 Prescribe a written notice to be distributed to electors who vote under s. 6.96 or 6.97
5 that informs an elector how to obtain information regarding whether his or her vote
6 has been counted, and if the vote will not be counted, the reason that the vote will
7 not be counted.

8 SECTION 120. 7.10 (1) (b) of the statutes is amended to read:

9 7.10 (1) (b) The county clerk shall supply sufficient ~~poll list forms for~~
10 ~~municipalities that do not have elector registration and other~~ election supplies for
11 national, state and county elections to municipalities within the county. The ~~poll list~~
12 ~~forms and other~~ election supplies shall be enclosed in the sealed package containing
13 the official ballots and delivered to the municipal clerk.

14 SECTION 121. 7.10 (7) to (9) of the statutes are created to read:

15 7.10 (7) VOTER EDUCATION. Each county clerk shall assist the board in
16 conducting educational programs under s. 5.05 (12) to inform electors about the
17 voting process.

18 (8) FREE ELECTION INFORMATION EXCHANGE. Each county clerk shall assist the
19 board and municipal clerks in maintaining toll-free telephone lines and other free
20 access systems under s. 5.05 (13) for exchange of voting information.

21 (9) TRAINING OF ELECTION OFFICIALS. Each county clerk shall assist the board
22 in the training of election officials under ss. 5.05 (7) and 7.31.

23 SECTION 122. 7.10 (10) of the statutes is created to read:

24 7.10 (10) INFORMATION TO BOARD. Each county clerk shall provide to the board
25 any information requested under s. 5.05 (14).

ENGROSSED ASSEMBLY BILL 600**SECTION 123**

1 **SECTION 123.** 7.15 (1) (c) of the statutes is amended to read:

2 7.15 (1) (c) Prepare ballots for municipal elections, and distribute ballots and
3 provide other supplies for conducting all elections. The municipal clerk shall deliver
4 ~~poll list forms received from the county clerk to the polling places with the ballots to~~
5 the polling places before the polls open.

6 **SECTION 124.** 7.15 (4) of the statutes is amended to read:

7 7.15 (4) RECORDING ELECTORS. ~~After~~ Within 30 days after each election where
8 ~~registration is used~~, the municipal clerk shall ~~make a record of~~ enter on the
9 registration list under the name of each elector of the municipality who has voted at
10 the election by ~~stamping or writing the date of the election in the appropriate space~~
11 ~~on the original registration form of the elector. Municipalities employing data~~
12 ~~processing may, in lieu of this requirement, record voting information in such a~~
13 ~~manner that it is readily available for retrieval by computer~~ an indication of the date
14 of the election in which the elector voted.

15 **SECTION 125.** 7.15 (9) to (14) of the statutes are created to read:

16 7.15 (9) VOTER EDUCATION. Each municipal clerk shall assist the board in
17 conducting educational programs under s. 5.05 (12) to inform electors about the
18 voting process.

19 (10) FREE ELECTION INFORMATION EXCHANGE. Each municipal clerk shall assist
20 the board in maintaining toll-free telephone lines and any other free access systems
21 under s. 5.05 (13) for exchange of voting information.

22 (11) TRAINING OF ELECTION OFFICIALS. Each municipal clerk shall assist the
23 board in the training of election officials under ss. 5.05 (7) and 7.31.

24 (12) FREE VOTE COUNTING INFORMATION. Each municipal clerk shall maintain a
25 free access information system under which an elector who votes under s. 6.96 or 6.97

ENGROSSED ASSEMBLY BILL 600**SECTION 125**

1 may ascertain current information concerning whether the elector's vote has been
2 counted, and if the vote will not be counted, the reason that it will not be counted.

3 (13) INFORMATION TO BOARD. Each municipal clerk shall provide to the board any
4 information requested under s. 5.05 (14).

5 (14) VOTING ACCOMMODATIONS FOR INDIVIDUALS WITH DISABILITIES. Each
6 municipal clerk shall make reasonable efforts to comply with requests for voting
7 accommodations made by individuals with disabilities whenever feasible.

8 **SECTION 126.** 7.23 (1) (c) of the statutes is amended to read:

9 7.23 (1) (c) ~~Registration cards which are canceled~~ forms of electors whose
10 registrations are changed to ineligible status under s. 6.50 (7) may be destroyed 4
11 years after ~~cancellation~~ the change, unless an elector becomes eligible again during
12 that period.

13 **SECTION 127.** 7.23 (1) (e) of the statutes is amended to read:

14 7.23 (1) (e) ~~Registration and poll~~ Poll lists created at a nonpartisan primary or
15 election may be destroyed 2 years after the primary or election at which they were
16 created and ~~registration and poll~~ lists created at a partisan primary or election may
17 be destroyed 4 years after the primary or election at which they were created.

18 **SECTION 128.** 7.37 (7) of the statutes is amended to read:

19 7.37 (7) ~~REGISTRATION AND POLL~~ POLL LISTS. Two inspectors shall be assigned
20 to have charge of the ~~registration or~~ poll lists at each election.

21 **SECTION 129.** 7.51 (2) (a) of the statutes is amended to read:

22 7.51 (2) (a) The inspectors shall first compare the poll ~~or registration~~ lists,
23 correcting any mistakes until the poll ~~or registration~~ lists agree. The chief inspector
24 and the inspectors who are responsible for recording electors under s. 6.79 shall
25 verify the correctness of the poll ~~or registration~~ lists after the polls close by each

ENGROSSED ASSEMBLY BILL 600**SECTION 129**

1 signing their name thereto. Where ballots are distributed to electors, the inspectors
2 shall then open the ballot box and remove and count the number of ballots therein
3 without examination except as is necessary to ascertain that each is a single ballot.
4 If 2 or more ballots are folded together so as to appear as a single ballot, the inspectors
5 shall lay them aside until the count is completed; and if, after a comparison of the
6 count and the appearance of the ballots it appears to a majority of the inspectors that
7 the ballots folded together were voted by the same person they may not be counted
8 but the inspectors shall mark them as to the reason for removal, set them aside and
9 carefully preserve them. The inspectors shall then proceed under par. (b).

10 **SECTION 130.** 7.51 (2) (c) of the statutes is amended to read:

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

21 **SECTION 131.** 7.51 (2) (e) of the statutes is amended to read:

22 7.51 (2) (e) If, after any ballots have been laid aside, the number of ballots still
23 exceeds the total number of electors recorded on the ~~registration or~~ poll list, the
24 inspectors shall separate the absentee ballots from the other ballots. If there is an
25 excess number of absentee ballots, the inspectors shall place the absentee ballots in

ENGROSSED ASSEMBLY BILL 600**SECTION 131**

1 the ballot box and one of the inspectors shall publicly and without examination draw
2 therefrom by chance the number of ballots equal to the excess number of absentee
3 ballots. If there is an excess number of other ballots, the inspectors shall place those
4 ballots in the ballot box and one of the inspectors shall publicly and without
5 examination draw therefrom by chance the number of ballots equal to the excess
6 number of those ballots. All ballots so removed may not be counted but shall be
7 specially marked as having been removed by the inspectors on original canvass due
8 to an excess number of ballots, set aside and preserved. When the number of ballots
9 and total shown on the poll ~~or registration~~ list agree, the inspectors shall return all
10 ballots to be counted to the ballot box and shall turn the ballot box in such manner
11 as to thoroughly mix the ballots. The inspectors shall then open, count and record
12 the number of votes. When the ballots are counted, the inspectors shall separate
13 them into piles for ballots similarly voted. Objections may be made to placement of
14 ballots in the piles at the time the separation is made.

15 **SECTION 132.** 7.51 (3) (a) of the statutes is amended to read:

16 7.51 (3) (a) The inspectors shall place together all ballots counted by them
17 which relate to any national, state or county office or any state, county or technical
18 college district referendum and secure them together so that they cannot be untied
19 or tampered with without breaking the seal. The secured ballots together with any
20 ballots marked "Defective" shall then be secured by the inspectors in the ballot
21 container in such a manner that the container cannot be opened without breaking
22 the seals or locks, or destroying the container. The inspectors shall place the ballots
23 cast under s. 6.97 in a separate, securely sealed carrier envelope which is clearly
24 marked "Section 6.97 ballots". The chief inspector and 2 other inspectors shall sign
25 the carrier envelope. The carrier envelope shall not be placed in the ballot container.

ENGROSSED ASSEMBLY BILL 600**SECTION 132**

1 The inspectors shall then deliver the ballots to the municipal clerk in the ballot
2 container and carrier envelope.

3 **SECTION 133.** 7.51 (4) (a) of the statutes is amended to read:

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

18 **SECTION 134.** 7.51 (5) (a) of the statutes is amended to read:

19 7.51 (5) (a) The inspectors shall make full and accurate return of the votes cast
20 for each candidate and proposition on tally sheet forms provided by the municipal
21 clerk for that purpose. Each tally sheet shall record the returns for each office or
22 referendum by ward, unless combined returns are authorized in accordance with s.
23 5.15 (6) (b) in which case the tally sheet shall record the returns for each group of
24 combined wards. After recording the votes, the inspectors shall seal in a carrier
25 envelope outside the ballot bag or container one inspectors' statement under sub. (4)

ENGROSSED ASSEMBLY BILL 600**SECTION 134**

1 (a), one tally sheet, and one poll ~~or registration~~ list for delivery to the county clerk,
2 unless the election relates only to municipal or school district offices or referenda.
3 The inspectors shall also similarly seal one inspectors' statement, one tally sheet,
4 and one poll ~~or registration~~ list for delivery to the municipal clerk. For school district
5 elections, except in 1st class cities, the inspectors shall similarly seal one inspectors'
6 statement, one tally sheet, and one poll ~~or registration~~ list for delivery to the school
7 district clerk. The inspectors shall immediately deliver all ballots, statements, tally
8 sheets, lists, and envelopes to the municipal clerk.

9 **SECTION 135.** 8.17 (1) (a) of the statutes is amended to read:

10 8.17 (1) (a) Political parties qualifying for a separate ballot under s. 5.62 (1) (b)
11 or (2) shall elect their party committeemen and committeewomen as provided under
12 sub. (5) (b). The function of committeemen and committeewomen is to represent
13 their neighborhoods in the structure of a political party. Committeemen and
14 committeewomen shall act as liaison representatives between their parties and the
15 residents of the election districts in which they serve. Activities of committeemen
16 and committeewomen shall include, but not be limited to, ~~voter identification~~
17 identifying voters; assistance in voter registration drives; increasing voter
18 participation in political parties; polling and other methods of passing information
19 from residents to political parties and elected public officials; and dissemination of
20 information from public officials to residents. For assistance in those and other
21 activities of interest to a political party, each committeeman and committeewoman
22 may appoint a captain to engage in these activities in each ward, if the election
23 district served by the committeeman or committeewoman includes more than one
24 ward. In an election district which includes more than one ward, the committeeman

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1 or committeewoman shall coordinate the activities of the ward captains in promoting
2 the interests of his or her party.

3 **SECTION 136.** 9.01 (1) (b) 1. of the statutes is amended to read:

4 9.01 (1) (b) 1. The board of canvassers shall first compare the ~~registration or~~
5 poll lists and determine the number of voting electors.

6 **SECTION 137.** 10.02 (3) (a) of the statutes is amended to read:

7 10.02 (3) (a) Upon entering the polling place and before being permitted to vote,
8 an elector shall ~~give state~~ his or her name and address ~~before being permitted to vote~~
9 and provide identification if required by federal law. Where ballots are distributed
10 to electors, the initials of 2 inspectors must appear on the ballot. Upon being
11 permitted to vote, the elector shall retire alone to a voting booth or machine and cast
12 his or her ballot, except that an elector who is a parent or guardian may be
13 accompanied by the elector's minor child or minor ward. An election official may
14 inform the elector of the proper manner for casting a vote, but the official may not
15 in any manner advise or indicate a particular voting choice.

16 **SECTION 138.** 11.30 (title) of the statutes is amended to read:

17 **11.30 (title) ~~Identification~~ Attribution of political contributions,**
18 **disbursements and communications.**

19 **SECTION 139.** 12.13 (3) (u) of the statutes is amended to read:

20 12.13 (3) (u) ~~Present~~ Provide false identification documentation of identity for
21 the purpose of inducing an election official to permit the person or another person to
22 vote.

23 **SECTION 140.** 15.617 of the statutes is created to read:

24 **15.617 Same; council. (1) ELECTION ADMINISTRATION COUNCIL.** There is
25 created in the elections board an election administration council consisting of

ENGROSSED ASSEMBLY BILL 600**SECTION 140**

1 members appointed by the executive director of the elections board, including the
2 clerk or executive director of the board of election commissioners of the 2 counties or
3 municipalities in this state having the largest population, one or more election
4 officials of other counties or municipalities, representatives of organizations that
5 advocate for the interests of individuals with disabilities and organizations that
6 advocate for the interests of the voting public, and other electors of this state.

7 **SECTION 141.** 19.69 (4) of the statutes is created to read:

8 19.69 (4) NONAPPLICABILITY. This section does not apply to any matching
9 program established between the secretary of transportation and the commissioner
10 of the federal social security administration pursuant to an agreement specified
11 under s. 85.61 (2).

12 ~~**SECTION 142.** 51.62 (3) (a) 4. of the statutes is created to read:~~

13 ~~51.62 (3) (a) 4. Engage in activities to ensure full participation in the electoral~~
14 ~~process for eligible electors with developmental disabilities, including registering to~~
15 ~~vote, voting, and obtaining access to polling places. Activities under this subdivision~~
16 ~~may not include encouraging or discouraging, or attempting to encourage or~~
17 ~~discourage, electors to vote for or against a particular candidate or slate of candidates~~
18 ~~or a particular question submitted to the electors at an election. No activities may~~
19 ~~be conducted under this subdivision during the 30-day period preceding any spring~~
20 ~~primary or election or the 60-day period preceding any other regular election.~~

21 **SECTION 143.** 51.62 (3m) of the statutes is amended to read:

22 51.62 (3m) FUNDING. From the appropriation under s. 20.435 (7) (md), the
23 department may not distribute more than \$75,000 in each fiscal year and, from the
24 appropriation under s. 20.435 (7) (na), the department shall distribute funds made

ENGROSSED ASSEMBLY BILL 600

SECTION 143

1 available under P.A. 107-252 to the protection and advocacy agency for performance
2 of community mental health protection and advocacy services.

3 SECTION 144. 59.05 (2) of the statutes is amended to read:

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

18 SECTION 145. 85.61 of the statutes is created to read:

19 **85.61 Compliance with federal Help America Vote Act.** (1) The secretary
20 of transportation and the executive director of the elections board shall enter into an
21 agreement to match personally identifiable information on the official registration
22 list maintained by the elections board under s. 6.36 (1) with personally identifiable
23 information in the operating record file database under ch. 343 and vehicle
24 registration records under ch. 341 to the extent required to enable the secretary of

ENGROSSED ASSEMBLY BILL 600**SECTION 145**

1 transportation and the executive director of the elections board to verify the accuracy
2 of the information provided for the purpose of voter registration.

3 (2) The secretary of transportation shall enter into an agreement with the
4 commissioner of the federal social security administration for the purpose of
5 verifying whether the name, date of birth, and social security number of an
6 individual in the operating record file database under ch. 343 or vehicle registration
7 records under ch. 341 match the information contained in the records of the social
8 security administration. The agreement shall include safeguards to ensure the
9 maintenance of the confidentiality of any personally identifiable information
10 disclosed and procedures to permit the secretary of transportation to use any
11 applicable personally identifiable information disclosed for purposes related to
12 maintenance of departmental records.

13 **SECTION 146.** 117.20 (2) of the statutes is amended to read:

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

25 **SECTION 147.** 120.06 (5) of the statutes is repealed.

ENGROSSED ASSEMBLY BILL 600**SECTION 148**

1 **SECTION 148.** 125.05 (2) (h) of the statutes is amended to read:

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

11 **SECTION 149. Nonstatutory provisions.**

12 (1) The legislative audit bureau is directed to perform a program evaluation
13 audit relating to compliance by the state and local governments with election laws
14 and the appropriateness of procedures used to implement those laws. In its audit,
15 the bureau shall address compliance by the state and local governments with the
16 requirements of this act, specifically including the polling place accessibility
17 requirements under section 5.25 (4) (a) of the statutes, as affected by this act. The
18 bureau shall also address the treatment of any complaints of electors concerning
19 alleged violations of the law, specifically including complaints relating to denial of
20 the right to vote and denial of the right to corroborate registration information on
21 behalf of electors; any attempts to require electors to provide identification that is
22 not authorized by law; any incidence of an inadequate availability of ballots for all
23 electors who wish to vote; any allegations of elector fraud and the treatment of those
24 allegations; and the appropriateness and legality of procedures used to identify
25 ineligible electors whose names may appear on the registration list. The bureau

ENGROSSED ASSEMBLY BILL 600**SECTION 149**

1 shall file a report of its findings as described under section 13.94 (1) (b) of the statutes
2 within an appropriate time period following the effective date of this subsection that
3 is determined by the bureau upon consultation with the elections board.

SECTION 150. Initial applicability.

4
5 (1) The treatment of sections 5.02 (17), 5.05 (15), 6.20, 6.24 (3), (4) (a) and (c),
6 and (8), 6.26 (1) and (2) (am), (b), and (c), 6.27, 6.275 (1) (b) to (d), 6.28 (2) (b) and (3),
7 6.29 (2) (a) and (b), 6.32 (4), 6.33 (1) and (2) (a) (by SECTION 49b), (3), (4), and (5), 6.36
8 (1), (2) (a) (by SECTION 58b), and (3), 6.40 (1) (b) and (2) (b), 6.47 (6), 6.48 (1) (d) and
9 (2) (b), 6.50 (1), (2), (2m), (3) to (6), (7), (9), and (10), 6.55 (2) (a) 1. (intro.) and 2., (b),
10 and (c) 1. and 2., (3), and (7) (c) 2., 6.56 (3) and (4), 6.57, 6.79 (intro.), (1), (4), (5), and
11 (6) (a) and (b), 6.86 (3) (a) 1. and 2., 6.87 (4) (by SECTION 112a), 6.94, 6.95, 7.08 (1) (c),
12 7.10 (1) (b), 7.15 (1) (c) and (4), 7.23 (1) (c), 7.37 (7), 7.51 (2) (a), (c), and (e), (4) (a),
13 and (5) (a), 9.01 (1) (b) 1., 59.05 (2), 117.20 (2), 120.06 (5), and 125.05 (2) (h) of the
14 statutes, the renumbering and amendment of section 6.40 (1) (a) of the statutes, the
15 amendment of section 6.36 (2) (c) 2. of the statutes, the repeal and recreation of
16 section 6.79 (2) of the statutes, and the creation of section 6.40 (1) (a) 2. and 3. of the
17 statutes first apply with respect to the 2006 spring primary election.

18 **SECTION 151. Effective dates.** This act takes effect on the day after
19 publication, except as follows:

20 (1) The treatment of sections 5.02 (24w), 5.05 (12), 5.25 (4) (a) and (c), 5.91 (15)
21 to (18), 6.869, 7.08 (6), 7.10 (7) and 7.15 (9) of the statutes, the renumbering of section
22 5.87 of the statutes, and the creation of section 5.87 (2) of the statutes take effect on
23 January 1, 2006.

24 (2) The treatment of sections 5.02 (6m), 5.05 (13), 5.35 (6) (a) 2m., 4., 4a., and
25 4b., 6.33 (1), 6.36 (2) (a) (by SECTION 58a), 6.36 (2) (c) 1., 6.82 (1) (a), 6.86 (3) (c), 6.87

ENGROSSED ASSEMBLY BILL 600**SECTION 151**

1 (3) (d), and (4) (by SECTION 112), 6.88 (3) (a), 6.96, 6.97, 7.08 (8), 7.10 (8), 7.15 (10) and
2 (12), 7.51 (3) (a), and 10.02 (3) (a) of the statutes, the renumbering of section 6.79 (2)
3 of the statutes, and the creation of sections 6.36 (2) (c) 2. and 6.79 (2) (b) of the
4 statutes take effect on January 1, 2004, or on the day after publication, whichever
5 is later.

6 (3) The treatment of sections 6.33 (1) and (2) (a) (by SECTION 49b), 6.36 (2) (a)
7 (by SECTION 58b), and 6.87 (4) (by SECTION 112a) of the statutes, the amendment of
8 section 6.36 (2) (c) 2. of the statutes, and the repeal and recreation of section 6.79 (2)
9 of the statutes take effect on January 1, 2006.

10 (END)

**SENATE AMENDMENT 1,
TO 2003 ASSEMBLY BILL 600**

January 20, 2004 - Offered by COMMITTEE ON EDUCATION, ETHICS AND ELECTIONS.

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

2 ✓ 1. Page 73, line 12: delete the material beginning with that line and ending
3 with page 74, line 2.

4 (END)

**SENATE AMENDMENT 2,
TO 2003 ASSEMBLY BILL 600**

January 28, 2004 - Offered by Senators DARLING and WELCH.

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

2 ✓1. Page 11, line 20: after "council" insert "and approval of the joint committee
11-20 on finance as provided in this subsection".

4 ✓2. Page 11, line 25: after "thereon." insert "After approval of the proposed plan
5 or any modification of the plan by the board, the board shall submit the proposed plan
6 or modification to the joint committee on finance for the approval of the committee.

11-25 The board may adopt the proposed plan or modification only if the committee
8 approves the proposed plan or modification.

9 (END)