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1           **SECTION 76.** 6.79 (intro.) (except 6.79 (title)) of the statutes is renumbered 6.79  
2 (1m) and amended to read:

3           **6.79 (1m) SEPARATE POLL LISTS.** Two election officials at each election ward shall  
4 be in charge of and shall maintain 2 separate poll lists of containing information  
5 relating to all persons voting. The municipal clerk may elect to maintain the  
6 information on the poll list lists manually or electronically. If the list is lists are  
7 maintained electronically, the officials shall enter the information into an electronic  
8 data recording system that enables retrieval of a printed copy copies of the poll list  
9 lists at the polling place. The system employed is subject to the approval of the board.

10           **SECTION 77.** 6.79 (1) of the statutes is repealed.

11           **SECTION 78.** 6.79 (2) of the statutes is repealed and recreated to read:

12           **6.79 (2) VOTING PROCEDURE.** (a) Unless information on the poll list is entered  
13 electronically, the municipal clerk shall supply the inspectors with 2 copies of the  
14 most current official registration list or lists prepared under s. 6.36 (2) (a) for use as  
15 poll lists at the polling place. Except as provided in sub. (6), each person, before  
16 receiving a serial number, shall state his or her full name and address. The officials  
17 shall verify that the name and address provided by the person are the same as the  
18 person's name and address on the poll list.

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

22           (c) The officials shall maintain separate lists for electors who are voting under  
23 s. 6.15, 6.29, or 6.55 (2) or (3) and electors who are reassigned from another polling  
24 place under s. 5.25 (5) (b) and shall enter the full name, address, and serial number  
25 of each of these electors on the appropriate separate list. Alternatively, if the poll list

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1 is maintained electronically, the officials may enter on the poll list the information  
2 that would otherwise appear on a separate list if the information that would be  
3 obtainable from a separate list is entered on the poll list.

4 (d) If the <sup>poll</sup>~~registration~~ list indicates that identification is required, the officials  
5 shall require the elector to provide identification. If identification is provided, the  
6 officials shall verify that any photograph reasonably resembles the elector or that the  
7 name and address on the identification provided is the same as the name and address  
8 shown on the registration list. If identification is required and not provided or if the  
9 document that is provided cannot be verified by the officials, the officials shall offer  
10 the opportunity for the elector to vote under s. 6.97.

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

13 SECTION 79. 6.79 (4) of the statutes is amended to read:

14 6.79 (4) SUPPLEMENTAL INFORMATION. When any elector provides ~~identification~~  
15 acceptable proof of residence under ~~sub. (1) or~~ s. 6.15, 6.29 or 6.55 (2) or (3), the  
16 election officials shall enter the type of ~~identification~~ identifying document provided  
17 on the poll ~~or registration~~ list, or ~~supplemental~~ separate list maintained under sub.  
18 (2) (c). If the ~~form of identification~~ document submitted as proof of identity or  
19 residence includes a number which applies only to the individual holding that ~~piece~~  
20 of identification document, the election officials shall also enter that number on the  
21 list. When any elector corroborates the registration identity or residence of any  
22 person offering to vote under ~~sub. (1) or~~ s. 6.55 (2) (b) or (c) or (3), or the registration  
23 identity or residence of any person registering on election day under s. 6.86 (3) (a)  
24 2., the election officials shall also enter the name and address of the corroborator  
25 ~~shall also be entered~~ next to the name of the elector whose information is being

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1 corroborated on the ~~registration or~~ poll list, or the separate list maintained under  
2 sub. (2) (c). When any person offering to vote has been challenged and taken the oath,  
3 following the person's name on the ~~registration or~~ poll list, the officials shall enter  
4 the word "Sworn".

5 SECTION 80. 6.79 (5) of the statutes is repealed.

6 SECTION 81. 6.79 (6) (a) of the statutes is repealed.

7 SECTION 82. 6.79 (6) (b) of the statutes is renumbered 6.79 (6) and amended to  
8 read:

9 6.79 (6) CONFIDENTIAL NAMES AND ADDRESSES. ~~In municipalities where~~  
10 ~~registration is required, an~~ An elector who has a confidential listing under s. 6.47 (2)  
11 may present his or her identification card issued under s. 6.47 (3), or may give his  
12 or her name and identification serial number issued under s. 6.47 (3), in lieu of  
13 stating his or her name and address under sub. (2). If the elector's name and  
14 identification serial number appear on the confidential portion of the list, the  
15 inspectors shall issue a voting serial number to the elector, record that number on  
16 the ~~registration poll~~ list and permit the elector to vote.

17 SECTION 83. 6.82 (1) (a) of the statutes is amended to read:

18 6.82 (1) (a) When any inspectors are informed that an elector is at the entrance  
19 to the polling place who as a result of disability is unable to enter the polling place,  
20 they shall permit the elector to be assisted in marking a ballot by any individual  
21 selected by the elector, except the elector's employer or an agent of that employer or  
22 an officer or agent of a labor organization which represents the elector. The  
23 individual selected by the elector shall provide identification for the assisted elector,  
24 whenever required, and all other information necessary for the elector to obtain a  
25 ballot under s. 6.79 (2). The inspectors shall issue a ballot to the individual selected

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1 by the elector and shall accompany the individual to the polling place entrance where  
2 the assistance is to be given. If the ballot is a paper ballot, the assisting individual  
3 shall fold the ballot after the ballot is marked by the assisting individual. The  
4 assisting individual shall then immediately take the ballot into the polling place and  
5 give the ballot to an inspector. The inspector shall distinctly announce that he or she  
6 has "a ballot offered by .... (stating person's name), an elector who, as a result of  
7 disability, is unable to enter the polling place without assistance". The inspector  
8 shall then ask, "Does anyone object to the reception of this ballot?" If no objection  
9 is made, the inspectors shall record the elector's name under s. 6.79 and deposit the  
10 ballot in the ballot box, and shall make a notation on the ~~registration or~~ poll list:  
11 "Ballot received at poll entrance".

12 **SECTION 84.** 6.86 (3) (a) 1. of the statutes is amended to read:

13 6.86 (3) (a) 1. Any elector who is registered, ~~or otherwise qualified where~~  
14 ~~registration is not required,~~ and who is hospitalized, may apply for and obtain an  
15 official ballot by agent. The agent may apply for and obtain a ballot for the  
16 hospitalized absent elector by presenting a form prescribed by the board and  
17 containing the required information supplied by the hospitalized elector and signed  
18 by that elector and any other elector residing in the same municipality as the  
19 hospitalized elector, corroborating the information contained therein. The  
20 corroborating elector shall state on the form his or her full name and address.

21 **SECTION 85.** 6.86 (3) (a) 2. of the statutes is amended to read:

22 6.86 (3) (a) 2. If a hospitalized elector is not registered ~~where registration is~~  
23 ~~required,~~ the elector may register by agent under this subdivision at the same time  
24 that the elector applies for an official ballot by agent under subd. 1. To register the  
25 elector under this subdivision, the agent shall present a completed registration form

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1 that contains the required information supplied by the elector and the elector's  
2 signature, unless the elector is unable to sign due to physical disability. In this case,  
3 the elector may authorize another elector to sign on his or her behalf. Any elector  
4 signing a form on another elector's behalf shall attest to a statement that the  
5 application is made on request and by authorization of the named elector, who is  
6 unable to sign the form due to physical disability. The agent shall present this  
7 statement along with all other information required under this subdivision. Except  
8 as otherwise provided in this subdivision, the agent shall in every case ~~present~~  
9 provide acceptable proof of the elector's residence under s. 6.55 (7). If the agent  
10 cannot present this proof, the registration form shall be signed and substantiated by  
11 another elector residing in the elector's municipality of residence, corroborating the  
12 information in the form. The form shall contain the full name and address of the  
13 corroborating elector. The agent shall then present acceptable proof of the  
14 corroborating elector's residence under s. 6.55 (7).

15 **SECTION 86.** 6.86 (3) (b) of the statutes is amended to read:

16 6.86 (3) (b) When each properly executed form and statement required under  
17 par. (a) is presented to the municipal clerk, if the elector who proposes to vote is  
18 qualified, an absentee ballot shall be issued and the name of such hospitalized elector  
19 shall be recorded by the clerk or special registration deputy. An agent who is issued  
20 an absentee ballot under this section shall ~~present identification documentation of~~  
21 his or her identity, provide his or her name and address, and attest to a statement  
22 that the ballot is received solely for the benefit of a named elector who is hospitalized,  
23 and the agent will promptly transmit the ballot to such person.

24 **SECTION 87.** 6.86 (3) (c) of the statutes is amended to read:

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

12           **SECTION 88.** 6.865 (title) of the statutes is amended to read:

13           **6.865 (title) Federal postcard request form absentee ballot requests.**

14           **SECTION 89.** 6.865 of the statutes is renumbered 6.865 (2).

15           **SECTION 90.** 6.865 (1) of the statutes is created to read:

16           **6.865 (1)** In this section, "military elector" and "overseas elector" have the  
17          meanings given under s. 6.36 (2) (c).

18           **SECTION 91.** 6.865 (3) and (4) of the statutes are created to read:

19           **6.865 (3)** If the elector making a timely request for an absentee ballot is a  
20          military elector or an overseas elector and the elector requests that he or she be sent  
21          an absentee ballot for the next 2 general elections, the municipal clerk or board of  
22          election commissioners shall comply with the request except that no ballot shall be  
23          sent for a succeeding general election if the elector's name appeared on the  
24          registration list for a previous general election and no longer appears on the  
25          registration list for the succeeding general election. If the elector's address for the

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1 succeeding general election is in a municipality that is different from the  
2 municipality in which the elector resided for the first general election, the clerk or  
3 board of election commissioners shall forward the request to the clerk or board of  
4 election commissioners of the municipality where the elector resides.

5 (4) If the municipal clerk or board of election commissioners rejects a request  
6 for an absentee ballot from a military elector or an overseas elector, the clerk or board  
7 of election commissioners shall promptly inform the elector of the reason for the  
8 rejection.

9 **SECTION 92.** 6.869 of the statutes is created to read:

10 **6.869 Uniform instructions.** The board shall prescribe uniform instructions  
11 for absentee voters. The instructions shall include information concerning the  
12 procedure for correcting errors in marking a ballot and obtaining a replacement for  
13 a spoiled ballot. The procedure shall, to the extent possible, respect the privacy of  
14 each elector and preserve the confidentiality of each elector's vote.

15 **SECTION 93.** 6.87 (3) (d) of the statutes is amended to read:

16 **6.87 (3) (d)** A municipal clerk of a municipality may, if the clerk is reliably  
17 informed by an absent elector of a facsimile transmission number or electronic mail  
18 address where the elector can receive an absentee ballot, transmit a facsimile or  
19 electronic copy of the absent elector's ballot to that elector in lieu of mailing under  
20 this subsection if, in the judgment of the clerk, the time required to send the ballot  
21 through the mail may not be sufficient to enable return of the ballot by the time  
22 provided under sub. (6). An elector may receive an absentee ballot under this  
23 subsection only if the elector has filed a valid application for the ballot under sub. (1).  
24 If the clerk transmits an absentee ballot under this paragraph, the clerk shall also  
25 transmit a facsimile or electronic copy of the text of the material that appears on the

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1 certificate envelope prescribed in sub. (2), together with instructions prescribed by  
2 the board. The instructions shall require the absent elector to make and subscribe  
3 to the certification as required under sub. (4) and to enclose the absentee ballot in  
4 a separate envelope contained within a larger envelope, that shall include the  
5 completed certificate. The elector shall then mail the absentee ballot with postage  
6 prepaid to the municipal clerk. ~~An~~ Except as authorized in s. 6.97 (2), an absentee  
7 ballot received under this paragraph shall not be counted unless it is cast in the  
8 manner prescribed in this paragraph and in accordance with the instructions  
9 provided by the board.

10 SECTION 94. 6.87 (4) of the statutes is amended to read:

11 6.87 (4) Except as otherwise provided in s. 6.875, the elector voting absentee  
12 shall make and subscribe to the certification before one witness. The absent elector,  
13 in the presence of the witness, shall mark the ballot in a manner that will not disclose  
14 how the elector's vote is cast. The elector shall then, still in the presence of the  
15 witness, fold the ballots ~~if they are paper ballots~~ so each is separate and so that the  
16 elector conceals the markings thereon and deposit them in the proper envelope. If  
17 a consolidated ballot under s. 5.655 is used, the elector shall fold the ballot ~~if it is a~~  
18 ~~paper ballot~~ so that the elector conceals the markings thereon and deposit the ballot  
19 in the proper envelope. If the elector has registered by mail and has not, or is not  
20 certain whether the elector has, previously voted in an election for national office in  
21 this state, the elector shall enclose identification in the envelope. Identification is  
22 required if the elector is not a military elector or an overseas elector, as defined in  
23 s. 6.36 (2) (c), and the elector registered by mail and has not voted in an election for  
24 national office in this state. The elector may receive assistance under sub. (5). The  
25 return envelope shall then be sealed. The witness may not be a candidate. The



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1 envelope shall be mailed by the elector, postage prepaid, or delivered in person, to the  
2 municipal clerk issuing the ballot or ballots. Failure to return an unused ballot in  
3 a primary does not invalidate the ballot on which the elector's votes are cast. Return  
4 of more than one marked ballot in a primary or return of a ballot prepared under s.  
5 5.655 or a ballot used with an electronic voting system in a primary which is marked  
6 for candidates of more than one party invalidates all votes cast by the elector for  
7 candidates in the primary.

8 SECTION 95. 6.88 (3) (a) of the statutes is amended to read:

9 6.88 (3) (a) Any time between the opening and closing of the polls on election  
10 day, the inspectors shall open the carrier envelope only, and announce the name of  
11 the absent elector or the identification serial number of the absent elector if the  
12 elector has a confidential listing under s. 6.47 (2). When the inspectors find that the  
13 certification has been properly executed, the applicant is a qualified elector of the  
14 ward or election district, and the applicant has not voted in the election, they shall  
15 enter an indication on the poll ~~or registration~~ list next to the applicant's name  
16 indicating an absentee ballot is cast by the elector. They shall then open the envelope  
17 containing the ballot in a manner so as not to deface or destroy the certification  
18 thereon. The inspectors shall take out the ballot without unfolding it or permitting  
19 it to be unfolded or examined. Unless the ballot is cast under s. 6.95, the inspectors  
20 shall verify that the ballot has been endorsed by the issuing clerk. <sup>Poll</sup> ~~If the registration~~  
21 list indicates that identification is required and no identification is enclosed or the  
22 name or address on the document that is provided cannot be verified by the  
23 inspectors, the inspectors shall proceed as provided under s. 6.97 (2). The inspectors  
24 shall then deposit the ballot into the proper ballot box and enter the absent elector's

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1 name or voting number after his or her name on the poll ~~or registration~~ list in the  
2 same manner as if the elector had been present and voted in person.

3 **SECTION 96.** 6.94 of the statutes is amended to read:

4 **6.94 Challenged elector oath.** If the person challenged refuses to answer  
5 fully any relevant questions put to him or her by the inspector under s. 6.92, the  
6 inspectors shall reject the elector's vote. If the challenge is not withdrawn after the  
7 person offering to vote has answered the questions, one of the inspectors shall  
8 administer to the person the following oath or affirmation: "You do solemnly swear  
9 (or affirm) that: you are 18 years of age; you are a citizen of the United States; you  
10 are now and for 10 days have been a resident of this ward except under s. 6.02 (2);  
11 you have not voted at this election; you have not made any bet or wager or become  
12 directly or indirectly interested in any bet or wager depending upon the result of this  
13 election; you are not on any other ground disqualified to vote at this election". If the  
14 person challenged refuses to take the oath or affirmation, the person's vote shall be  
15 rejected. If the person challenged answers fully all relevant questions put to the  
16 elector by the inspector under s. 6.92, takes the oath or affirmation, and fulfills the  
17 applicable registration requirements, ~~where applicable,~~ and if the answers to the  
18 questions given by the person indicate that the person meets the voting qualification  
19 requirements, the person's vote shall be received.

20 **SECTION 97.** 6.95 of the statutes is amended to read:

21 **6.95 Voting procedure for challenged electors.** Whenever the inspectors  
22 under ss. 6.92 to 6.94 receive the vote of a person offering to vote who has been  
23 challenged, they shall give the elector a ballot. ~~Before depositing~~ After voting, the  
24 person shall return the ballot to the inspectors. ~~Upon receiving~~ the ballot, the  
25 inspectors shall write on the back of the ballot the serial number of the challenged

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1 person corresponding to the number kept at the election on the ~~registration or poll~~  
2 list, or other list maintained under s. 6.79, and the notation "s. 6.95". If voting  
3 machines are used in the municipality where the person is voting, the person's vote  
4 may be received only upon an absentee ballot furnished by the municipal clerk which  
5 shall have the corresponding serial number from the ~~registration or poll list or other~~  
6 list maintained under s. 6.79 and the notation "s. 6.95" written on the back of the  
7 ballot ~~before the ballot is deposited by the inspectors~~. The inspectors shall indicate  
8 on the list the reason for the challenge. The inspectors shall then deposit the ballot.  
9 The challenged ballots shall be counted under s. 5.85 or 7.51. The municipal board  
10 of canvassers may decide any challenge when making its canvass under s. 7.53. If  
11 the returns are reported under s. 7.60, a challenge may be reviewed by the county  
12 board of canvassers. If the returns are reported under s. 7.70, a challenge may be  
13 reviewed by the chairperson of the board or the chairperson's designee. The decision  
14 of any board of canvassers or of the chairperson or chairperson's designee may be  
15 appealed under s. 9.01. The standard for disqualification specified in s. 6.325 shall  
16 be used to determine the validity of challenged ballots.

17 **SECTION 98.** 6.96 of the statutes is created to read:

18 **6.96 Voting procedure for electors voting pursuant to federal court**  
19 **order.** Whenever any elector is allowed to vote at a polling place pursuant to a  
20 federal court order after the closing time provided under s. 6.78, the inspectors shall  
21 give the elector a ballot. After voting, the elector shall return the ballot to the  
22 inspectors. Upon receiving the ballot, the inspectors shall write on the back of the  
23 ballot the notation "s. 6.96". If voting machines are used in the municipality where  
24 the elector is voting, the elector's vote may be received only upon an absentee ballot  
25 furnished by the municipal clerk which shall have the notation "s. 6.96" written on

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1 the back of the ballot by the inspectors. When receiving the elector's ballot, the  
2 inspectors shall provide the elector with the written voting information prescribed  
3 by the board under s. 7.08 (8). The inspectors shall indicate on the list the fact that  
4 the elector is voting pursuant to a federal court order. The inspectors shall then  
5 deposit the ballot. The ballot shall be counted under s. 5.85 or 7.51 unless the order  
6 is vacated. If the order is vacated after the ballot is counted, the appropriate board  
7 or boards of canvassers or the chairperson of the board or his or her designee shall  
8 reopen the canvass to discount any ballots that were counted pursuant to the vacated  
9 order and adjust the statements, certifications, and determinations accordingly.

10 **SECTION 99.** 6.97 of the statutes is created to read:

11 **6.97 Voting procedure for individuals not providing required**  
12 **identification.** (1) Whenever any individual who is required to provide  
13 identification in order to be permitted to vote appears to vote at a polling place and  
14 cannot provide the required identification or inspectors cannot verify the document  
15 submitted by the individual, the inspectors shall offer the opportunity for the  
16 individual to vote under this section. If the individual wishes to vote, the inspectors  
17 shall provide the elector with an envelope marked "Ballot under s. 6.97, stats." on  
18 which the serial number of the elector is entered and shall require the individual to  
19 execute on the envelope a written affirmation stating that the individual is a  
20 qualified elector of the ward or election district where he or she offers to vote and is  
21 eligible to vote in the election. The inspectors shall then give the individual a ballot.  
22 After voting, the elector shall return the ballot to the inspectors. Upon receiving the  
23 ballot, the inspectors shall write on the back of the ballot the serial number of the  
24 individual corresponding to the number kept at the election on the poll list or other  
25 list maintained under s. 6.79 and the notation "s. 6.97". If voting machines are used

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1 in the municipality where the individual is voting, the individual's vote may be  
 2 received only upon an absentee ballot furnished by the municipal clerk which shall  
 3 have the corresponding number from the poll list or other list maintained under s.  
 4 6.79 and the notation "s. 6.97" written on the back of the ballot by the inspectors.  
 5 When receiving the individual's ballot, the inspectors shall provide the individual  
 6 with written voting information prescribed by the board under s. 7.08 (8). The  
 7 inspectors shall indicate on the list the fact that the individual is required to provide  
 8 identification but did not do so or the document submitted by the individual could  
 9 not be verified by the inspectors. The inspectors shall notify the individual that he  
 10 or she may provide identification to the municipal clerk. The inspectors shall also  
 11 promptly notify the municipal clerk of the name, address, and serial number of the

12 individual. The inspectors shall then place the ballot inside the envelope and place  
 13 the envelope in the ballot container. *(No later than 4 p.m. on the day after the election, the municipal clerk shall provide written notice to the Board of canvassers of each municipality and special purpose district responsible for canvassing the election that the individual is qualified to vote in the ward or election district where the individual's ballot was cast, the vote of the individual shall be counted. Otherwise, the vote of the individual may not be counted.)*  
 14 *each casting a ballot under this section - then*  
 15 individual is qualified to vote in the ward or election district where the  
 16 individual's ballot is cast. If, prior to 4 p.m. on the day after the election, the  
 17 municipal clerk notifies the board of canvassers for each municipality, *special purpose* district,  
 18 and county that is responsible for canvassing the election that the individual is  
 19 qualified to vote in the ward or election district where the individual's ballot was cast,  
 20 the vote of the individual shall be counted. Otherwise, the vote of the individual may  
 21 not be counted. *districts responsible for canvassing the election or the number of ballots cast under this section in each ward or election district.*

**and county**

21 (2) Whenever any individual who votes by absentee ballot is required to  
 22 provide identification in order to be permitted to vote and does not provide the  
 23 required identification or the inspectors cannot verify the document submitted by  
 24 the individual, the inspectors shall write on the back of the absentee ballot the serial  
 25 number of the individual corresponding to the number kept at the election on the poll

*The municipal clerk shall record the procedure used to determine the validity of each ballot.*

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1 list or other list maintained under s. 6.79 and the notation "s. 6.97". The inspectors  
 2 shall indicate on the list the fact that the individual is required to provided  
 3 identification but did not do so or the document submitted by the individual could  
 4 not be verified by the inspectors. The inspectors shall promptly notify the municipal  
 5 clerk of the name, address, and serial number of the individual. The inspectors shall  
 6 then place the ballot inside an envelope on which the name and serial number of the  
 7 elector is entered and shall place the envelope in the ballot container. If, prior to 4  
 8 p.m. on the day after the election, the municipal clerk notifies the board of canvassers  
 9 for each municipality, school district, and county that is responsible for canvassing  
 10 the election that the individual is qualified to vote in the ward or election district  
 11 where the individual's ballot was cast, the vote of the individual shall be counted.  
 12 Otherwise, the vote of the individual may not be counted.

13 **SECTION 100.** 7.08 (1) (c) of the statutes is amended to read:

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

19 **SECTION 101.** 7.08 (6) and (8) of the statutes are created to read:

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

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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 102.** 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 103.** 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 104.** 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).

**BILL**

1           **SECTION 105.** 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 106.** 7.15 (4) of the statutes is amended to read:

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

15           **SECTION 107.** 7.15 (9) to <sup>(14)</sup>~~(10)~~ 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



**BILL**

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).

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SECTION 108. 7.23 (1) (c) of the statutes is amended to read:

7.23 (1) (c) Registration cards ~~to be~~ <sup>forms of electors whose registrations</sup> which are canceled under s. 6.50 (7) may <sup>are</sup> be destroyed 4 years after <sup>the changes unless an</sup> cancellation. <sup>elector becomes eligible again during that period</sup>

are changed  
to ineligible  
status

SECTION 109. 7.23 (1) (e) of the statutes is amended to read:

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

SECTION 110. 7.37 (7) of the statutes is amended to read:

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

SECTION 111. 7.51 (2) (a) of the statutes is amended to read:

7.51 (2) (a) The inspectors shall first compare the poll ~~or registration~~ lists,  
correcting any mistakes until the poll ~~or registration~~ lists agree. The chief inspector  
and the inspectors who are responsible for recording electors under s. 6.79 shall  
verify the correctness of the poll ~~or registration~~ lists after the polls close by each  
signing their name thereto. Where ballots are distributed to electors, the inspectors  
shall then open the ballot box and remove and count the number of ballots therein  
without examination except as is necessary to ascertain that each is a single ballot.  
If 2 or more ballots are folded together so as to appear as a single ballot, the inspectors  
shall lay them aside until the count is completed; and if, after a comparison of the

**BILL**

1 count and the appearance of the ballots it appears to a majority of the inspectors that  
2 the ballots folded together were voted by the same person they may not be counted  
3 but the inspectors shall mark them as to the reason for removal, set them aside and  
4 carefully preserve them. The inspectors shall then proceed under par. (b).

5 **SECTION 112.** 7.51 (2) (c) of the statutes is amended to read:

6 7.51 (2) (c) Whenever the number of ballots exceeds the number of voting  
7 electors as indicated on the poll ~~or registration~~ list, the inspectors shall place all  
8 ballots face up to check for blank ballots. In this paragraph, "blank ballot" means  
9 a ballot on which no votes are cast for any office or question. The inspectors shall  
10 mark, lay aside and preserve any blank ballots. If the number of ballots still exceeds  
11 the number of voting electors, the inspectors shall place all ballots face down and  
12 proceed to check for the initials. The inspectors shall mark, lay aside and preserve  
13 any ballot not bearing the initials of 2 inspectors or any absentee ballot not bearing  
14 the initials of the municipal clerk. During the count the inspectors shall count those  
15 ballots cast by challenged electors the same as the other ballots.

16 **SECTION 113.** 7.51 (2) (e) of the statutes is amended to read:

17 7.51 (2) (e) If, after any ballots have been laid aside, the number of ballots still  
18 exceeds the total number of electors recorded on the ~~registration or~~ poll list, the  
19 inspectors shall separate the absentee ballots from the other ballots. If there is an  
20 excess number of absentee ballots, the inspectors shall place the absentee ballots in  
21 the ballot box and one of the inspectors shall publicly and without examination draw  
22 therefrom by chance the number of ballots equal to the excess number of absentee  
23 ballots. If there is an excess number of other ballots, the inspectors shall place those  
24 ballots in the ballot box and one of the inspectors shall publicly and without  
25 examination draw therefrom by chance the number of ballots equal to the excess

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1 number of those ballots. All ballots so removed may not be counted but shall be  
2 specially marked as having been removed by the inspectors on original canvass due  
3 to an excess number of ballots, set aside and preserved. When the number of ballots  
4 and total shown on the poll ~~or registration~~ list agree, the inspectors shall return all  
5 ballots to be counted to the ballot box and shall turn the ballot box in such manner  
6 as to thoroughly mix the ballots. The inspectors shall then open, count and record  
7 the number of votes. When the ballots are counted, the inspectors shall separate  
8 them into piles for ballots similarly voted. Objections may be made to placement of  
9 ballots in the piles at the time the separation is made.

10 **SECTION 114.** 7.51 (3) (a) of the statutes is amended to read:

11 7.51 (3) (a) The inspectors shall place together all ballots counted by them  
12 which relate to any national, state or county office or any state, county or technical  
13 college district referendum and secure them together so that they cannot be untied  
14 or tampered with without breaking the seal. The secured ballots together with any  
15 ballots marked "Defective" shall then be secured by the inspectors in the ballot  
16 container in such a manner that the container cannot be opened without breaking  
17 the seals or locks, or destroying the container. The inspectors shall place the ballots  
18 cast under s. 6.97 in a separate, securely sealed carrier envelope which is clearly  
19 marked "Section 6.97 ballots". The chief inspector and 2 other inspectors shall sign  
20 the carrier envelope. The carrier envelope shall not be placed in the ballot container.  
21 The inspectors shall then deliver the ballots to the municipal clerk in the ballot  
22 container and carrier envelope.

23 **SECTION 115.** 7.51 (4) (a) of the statutes is amended to read:

24 7.51 (4) (a) The tally sheets shall state the total number of votes cast for each  
25 office and for each individual receiving votes for that office, whether or not the

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1 individual's name appears on the ballot, and shall state the vote for and against each  
2 proposition voted on. Upon completion of the tally sheets, the inspectors shall  
3 immediately complete inspectors' statements in duplicate. The inspectors shall state  
4 the excess, if any, by which the number of ballots exceeds the number of electors  
5 voting as shown by the poll ~~or registration list, if any~~, and shall state the number of  
6 the last elector as shown by the ~~registration or~~ poll lists. At least 3 inspectors,  
7 including the chief inspector and, unless election officials are appointed under s. 7.30  
8 (4) (c) without regard to party affiliation, at least one inspector representing each  
9 political party, shall then certify to the correctness of the statements and tally sheets  
10 and sign their names. All other election officials assisting with the tally shall also  
11 certify to the correctness of the tally sheets. When the tally is complete, the  
12 inspectors shall publicly announce the results from the statements.

13 **SECTION 116.** 7.51 (5) (a) of the statutes is amended to read:

14 7.51 (5) (a) The inspectors shall make full and accurate return of the votes cast  
15 for each candidate and proposition on tally sheet forms provided by the municipal  
16 clerk for that purpose. Each tally sheet shall record the returns for each office or  
17 referendum by ward, unless combined returns are authorized in accordance with s.  
18 5.15 (6) (b) in which case the tally sheet shall record the returns for each group of  
19 combined wards. After recording the votes, the inspectors shall seal in a carrier  
20 envelope outside the ballot bag or container one inspectors' statement under sub. (4)  
21 (a), one tally sheet, and one poll ~~or registration list~~ for delivery to the county clerk,  
22 unless the election relates only to municipal or school district offices or referenda.  
23 The inspectors shall also similarly seal one inspectors' statement, one tally sheet,  
24 and one poll ~~or registration list~~ for delivery to the municipal clerk. For school district  
25 elections, except in 1st class cities, the inspectors shall similarly seal one inspectors'

**BILL**

1 statement, one tally sheet, and one poll ~~or registration~~ list for delivery to the school  
2 district clerk. The inspectors shall immediately deliver all ballots, statements, tally  
3 sheets, lists, and envelopes to the municipal clerk.

4 **SECTION 117.** 8.17 (1) (a) of the statutes is amended to read:

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

22 **SECTION 118.** 9.01 (1) (b) 1. of the statutes is amended to read:

23 9.01 (1) (b) 1. The board of canvassers shall first compare the ~~registration or~~  
24 poll lists and determine the number of voting electors.

25 **SECTION 119.** 10.02 (3) (a) of the statutes is amended to read:

**BILL**

1           10.02 (3) (a) Upon entering the polling place and before being permitted to vote,  
2           an elector shall give state his or her name and address before being permitted to vote  
3           and provide identification if required by federal law. Where ballots are distributed  
4           to electors, the initials of 2 inspectors must appear on the ballot. Upon being  
5           permitted to vote, the elector shall retire alone to a voting booth or machine and cast  
6           his or her ballot, except that an elector who is a parent or guardian may be  
7           accompanied by the elector's minor child or minor ward. An election official may  
8           inform the elector of the proper manner for casting a vote, but the official may not  
9           in any manner advise or indicate a particular voting choice.

10           **SECTION 120.** 11.30 (title) of the statutes is amended to read:

11           **11.30 (title) Identification Attribution of political contributions,**  
12           **disbursements and communications.**

13           **SECTION 121.** 12.13 (3) (u) of the statutes is amended to read:

14           12.13 (3) (u) ~~Present~~ Provide false identification documentation of identity for  
15           the purpose of inducing an election official to permit the person or another person to  
16           vote.

17           **SECTION 122.** 15.617 of the statutes is created to read:

18           **15.617 Same; council. (1) ELECTION ADMINISTRATION COUNCIL.** There is  
19           created in the elections board an election administration council consisting of  
20           members appointed by the executive director of the elections board, including the  
21           clerk or executive director of the board of election commissioners of the 2 counties or  
22           municipalities in this state having the largest population, one or more election  
23           officials of other counties or municipalities, representatives of organizations that  
24           advocate for the interests of individuals with disabilities and organizations that  
25           advocate for the interests of the voting public, and other electors of this state.

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1           **SECTION 123.** 19.69 (4) of the statutes is created to read:

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

6           **SECTION 124.** 20.002 (11) (d) 2m. of the statutes is created to read:

7           20.002 (11) (d) 2m. The election administration fund.

8           **SECTION 125.** 20.005 (3) (schedule) of the statutes: at the appropriate place,  
9 insert the following amounts for the purposes indicated:

|  | 2003-04 | 2004-05 |
|--|---------|---------|
|--|---------|---------|

11       **20.510 Elections board**

12       (1) ADMINISTRATION OF ELECTION AND CAMPAIGN LAWS

|                                      |     |   |     |     |
|--------------------------------------|-----|---|-----|-----|
| 13       (v) Election administration | SEG | A | -0- | -0- |
|--------------------------------------|-----|---|-----|-----|

14       **SECTION 126.** 20.510 (1) (h) of the statutes is amended to read:

15       20.510 (1) (h) *Materials and services.* The amounts in the schedule for the cost  
16 of publishing documents, locating and copying records, providing contractual  
17 services under s. 6.33 (5) (b), and conducting administrative meetings and  
18 conferences and for supplies, postage and shipping. All moneys received by the board  
19 from collections for sales of publications, copies of records and supplies, for postage,  
20 for shipping and records location fees, for providing contractual services under s. 6.33  
21 (5) (b), and for charges assessed to participants in administrative meetings and  
22 conferences shall be credited to this appropriation account.

23       **SECTION 127.** 20.510 (1) (t) of the statutes is created to read:

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1           20.510 (1) (t) *Election administration; state contribution.* From the election  
2 administration fund, a sum sufficient to meet federal requirements for state  
3 contribution towards elections administration costs financed with federal aid under  
4 P.L. 107-252.

5           **SECTION 128.** 20.510 (1) (u) of the statutes is created to read:

6           20.510 (1) (u) *Federal audit exceptions.* From the election administration fund,  
7 a sum sufficient to repay the federal government for federal aid received by this state  
8 under P.L. 107-252 that the federal government requires to be refunded or that is  
9 used for purposes for which federal financial participation is denied.

10          **SECTION 129.** 20.510 (1) (v) of the statutes is created to read:

11          20.510 (1) (v) *Election administration.* From the election administration fund,  
12 the amounts in the schedule to meet federal requirements for the conduct of federal  
13 elections under P.L. 107-252.

14          **SECTION 130.** 20.510 (1) (x) of the statutes is created to read:

15          20.510 (1) (x) *Federal aid.* From the election administration fund, all moneys  
16 received from the federal government, as authorized by the governor under s. 16.54,  
17 to be used for election administration costs under P.L. 107-252.

18          **SECTION 131.** 20.855 (4) (bp) of the statutes is created to read:

19          20.855 (4) (bp) *Election administration fund transfer.* A sum sufficient to make  
20 the payments required under s. 20.510 (1) (t) to (v), to be transferred to the election  
21 administration fund.

22          **SECTION 132.** 25.17 (1) (e) of the statutes is created to read:

23          25.17 (1) (e) Election administration fund (s. 25.425);

24          **SECTION 133.** 25.425 of the statutes is created to read:



**BILL**

1           **25.425 Election administration fund.** There is established a separate  
2 nonlapsible trust fund designated the election administration fund consisting of all  
3 moneys received from the federal government under P.L. 107–252 and all moneys  
4 transferred to the fund from other funds.

5           **SECTION 134.** 51.62 (3) (a) 4. of the statutes is created to read:

6           51.62 (3) (a) 4. Engage in activities to ensure full participation in the electoral  
7 process for eligible electors with mental illness or developmental disabilities,  
8 including registering to vote, voting, and obtaining access to polling places.

9           **SECTION 135.** 51.62 (3m) of the statutes is amended to read:

10           51.62 (3m) FUNDING. From the appropriation under s. 20.435 (7) (md), the  
11 department may not distribute more than \$75,000 in each fiscal year and, from the  
12 appropriation under s. 20.435 (7) (na), the department shall distribute funds made  
13 available under P.L. 107–252 to the protection and advocacy agency for performance  
14 of community mental health protection and advocacy services.

15           **SECTION 136.** 59.05 (2) of the statutes is amended to read:

16           59.05 (2) If a petition conforming to the requirements of s. 8.40 is filed with the  
17 board by at least two-fifths of the legal voters of any county, to be determined by the  
18 registration or poll lists of list for the last previous general election held in the county  
19 at the time of filing, the names of which voters shall appear on some-one of the  
20 registration or poll lists of list for such election, present to the board a petition  
21 conforming to the requirements of s. 8.40 asking for a change of the county seat to  
22 some other place designated in the petition, the board shall submit the question of  
23 removal of the county seat to a vote of the qualified voters of the county. The board  
24 shall file the question as provided in s. 8.37. The election shall be held only on the  
25 day of the general election, notice of the election shall be given and the election shall

**BILL**

1 be conducted as in the case of the election of officers on that day, and the votes shall  
2 be canvassed, certified and returned in the same manner as other votes at that  
3 election. The question to be submitted shall be "Shall the county seat of .... county  
4 be removed to ....?"

5 **SECTION 137.** 85.61 of the statutes is created to read:

6 **85.61 Compliance with federal Help America Vote Act.** (1) The secretary  
7 of transportation and the executive director of the elections board shall enter into an  
8 agreement to match personally identifiable information on the official registration  
9 list maintained by the elections board under s. 6.36 (1) with personally identifiable  
10 information in the operating record file database under ch. 343 and vehicle  
11 registration records under ch. 341 to the extent required to enable the secretary of  
12 transportation and the executive director of the elections board to verify the accuracy  
13 of the information provided for the purpose of voter registration.

14 (2) The secretary of transportation shall enter into an agreement with the  
15 commissioner of the federal social security administration for the purpose of  
16 verifying whether the name, date of birth, and social security number of an  
17 individual in the operating record file database under ch. 343 or vehicle registration  
18 records under ch. 341 match the information contained in the records of the social  
19 security administration. The agreement shall include safeguards to ensure the  
20 maintenance of the confidentiality of any personally identifiable information  
21 disclosed and procedures to permit the secretary of transportation to use any  
22 applicable personally identifiable information disclosed for purposes related to  
23 maintenance of departmental records.

24 **SECTION 138.** 117.20 (2) of the statutes is amended to read:

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

12           **SECTION 139.** 120.06 (5) of the statutes is repealed.

13           **SECTION 140.** 125.05 (2) (h) of the statutes is amended to read:

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

23           **SECTION 141. Initial applicability.**

24           (1) The treatment of sections 5.02 (17), 6.20, 6.24 (3), (4) (a) and (c), and (8), 6.27  
 25           (1) and (2) to (5), 6.275 (1) (b) to (d), 6.28 (2) (b) and (3), 6.29 (2) (a) and (b), 6.33 (3)

5.05(15)

6.26(1) and (2)(am),  
(b), and (c)

6.32(4)

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~~and (4)~~, 6.36 (2) (a) and (c), 6.50 (1) (intro.), (2m), (7), ~~and (9)~~, 6.55 (2) (a) 1. (intro.),  
(b), and (c) 1. and 2., (3), and (7) (c) 2., 6.79 (intro.), (1), (2), (4), (5), and (6) (a) and (b),  
6.82 (1) (a), 6.86 (3) (a) 1. and 2., 6.88 (3) (a), 6.94, 6.95, 7.08 (1) (c), 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), and (5) (a), 9.01 (1) (b) 1., 20.510  
(1) (h), 59.05 (2), 117.20 (2), 120.06 (5), and 125.05 (2) (h) of the statutes first ~~apply~~  
with respect to the 2006 spring primary election. apply

**SECTION 142. Effective dates.** This act takes effect on the day after publication, except as follows:

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

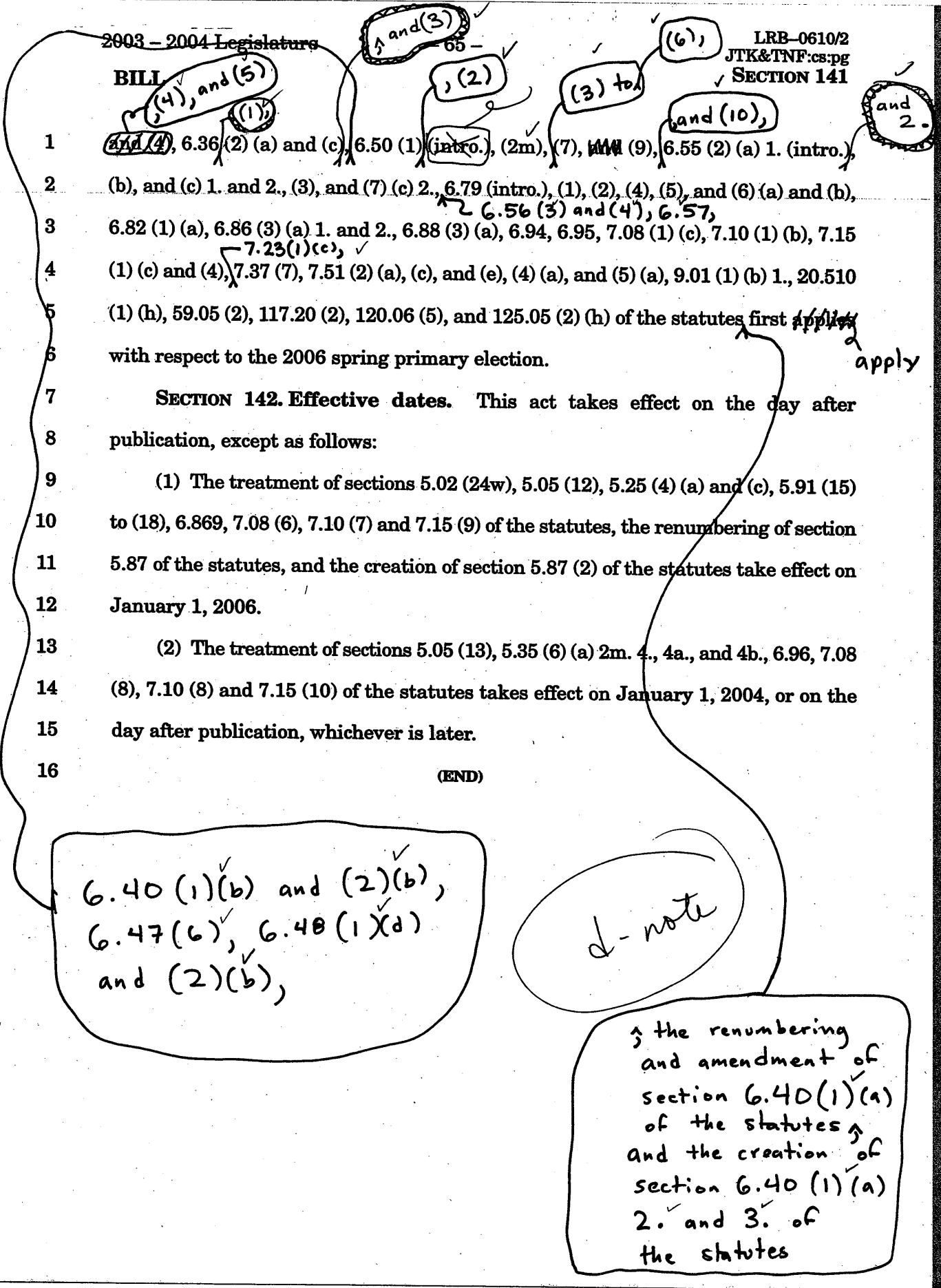
(2) The treatment of sections 5.05 (13), 5.35 (6) (a) 2m. 4., 4a., and 4b., 6.96, 7.08 (8), 7.10 (8) and 7.15 (10) of the statutes takes effect on January 1, 2004, or on the day after publication, whichever is later.

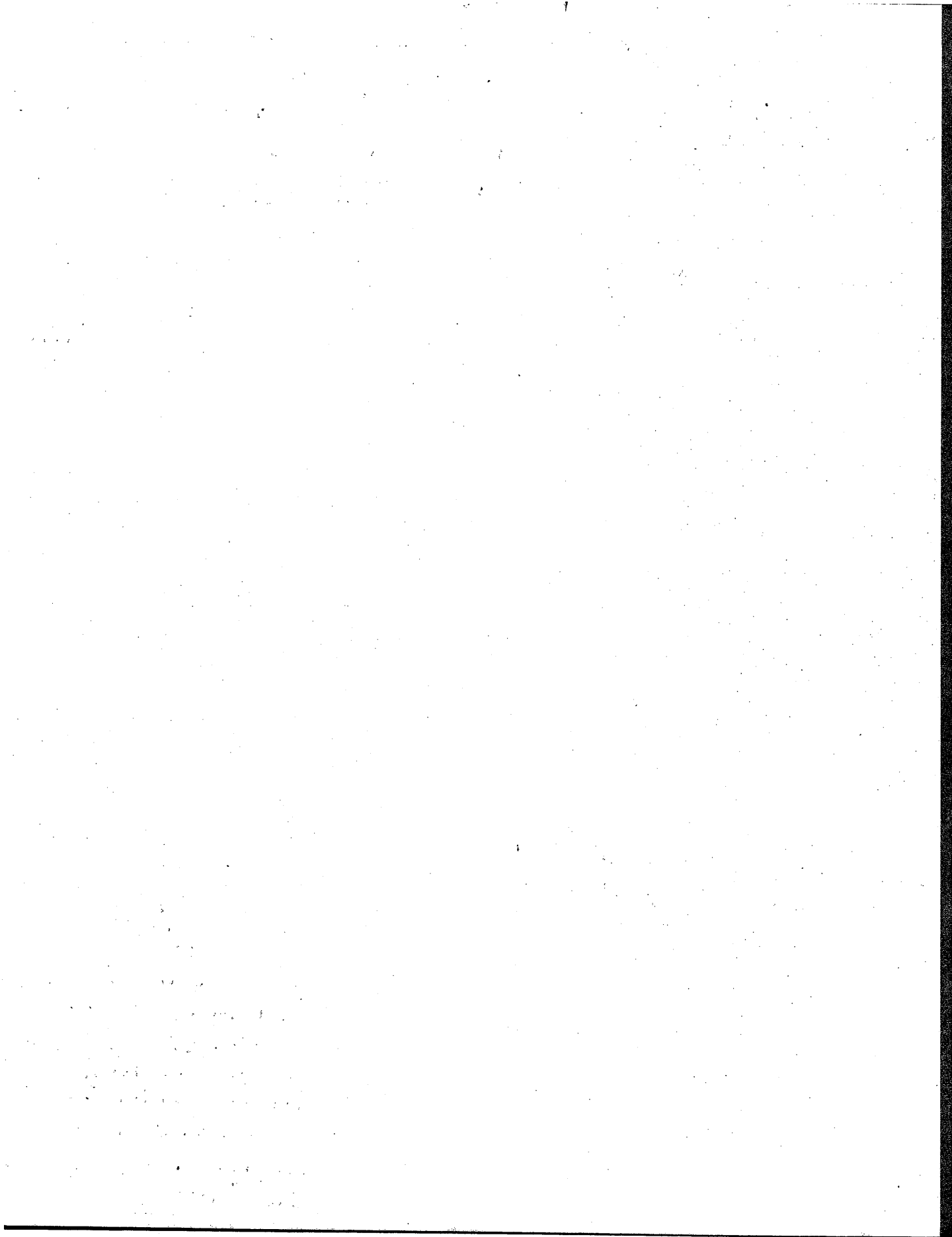
(END)

6.40 (1)(b) and (2)(b),  
6.47 (6), 6.48 (1)(d)  
and (2)(b),

d-note

the renumbering and amendment of section 6.40(1)(a) of the statutes and the creation of section 6.40(1)(a) 2. and 3. of the statutes





2003-2004 DRAFTING INSERT  
FROM THE  
LEGISLATIVE REFERENCE BUREAU

LRB-0610/3ins  
JTK.....

A SEC.#. AM; 6.26 (1)  
A 6.26

INS 12-11:

(15) REGISTRATION LIST. The board is responsible for the design and maintenance of the official registration list under s. 6.36. The board shall require all municipalities to use the list in every election and may require any municipality to adhere to procedures established by the board for proper maintenance of the list.

INS 20-3:

Fix  
component →

is repealed  
and recreated

SECTION 1. 6.26 (title) and (1) of the statutes are amended to read:  
6.26 (title) ~~Registrars~~ Special registration deputies. (1) Where registration is applicable under s. 6.27, the The municipal clerk or the board of election commissioners of each municipality shall administer elector registration within the municipality in accordance with the procedures prescribed under sub. (3). ~~The clerk or board of election commissioners shall prepare and maintain the registration list under this chapter.~~

History: 1985 a. 304 ss. 50, 52g; 1987 a. 391; 1989 a. 192.

SECTION 2. 6.26 (2) (a) of the statutes is amended to read:

6.26 (2) (a) A qualified elector of the state may apply to any municipal clerk or board of election commissioners to be appointed as a special registration deputy for the purpose of registering electors of the municipality prior to the close of registration. An applicant may be appointed by more than one municipal clerk or board of election commissioners to serve more than one municipality.

History: 1985 a. 304 ss. 50, 52g; 1987 a. 391; 1989 a. 192.

SECTION 3. 6.26 (2) (am) of the statutes is created to read:

6.26 (2) (am) A qualified elector of this state may apply to the board to be appointed as a special registration deputy for the purpose of registering electors of any municipality prior to the close of registration.

SECTION 4. 6.26 (2) (b) and (c) of the statutes are amended to read:

→ 6.26 (2) (b) The municipal clerk ~~or~~, board of election commissioners, or elections board may appoint ~~an~~ any applicant who qualifies under this subsection, unless the applicant's appointment has been revoked by a municipality or by the board for cause. ~~A~~ The municipal clerk ~~or~~, board of election commissioners, or elections board may revoke an appointment made by the clerk, board of election commissioners, or elections board for cause at any time.

History: 1985 a. 304 ss. 50, 52g; 1987 a. 391; 1989 a. 192.

(c) No individual may serve as a special registration deputy in a municipality unless the individual is appointed by the municipal clerk or board of election commissioners of the municipality or the individual is appointed by the elections board to serve all municipalities.

History: 1985 a. 304 ss. 50, 52g; 1987 a. 391; 1989 a. 192.

INS 23-22:

SECTION 5. 6.30 (4) of the statutes is amended to read:

6.30 (4) BY MAIL. Any eligible elector may register by mail on a form prescribed by the board and provided by each municipality. The form shall be designed to obtain the information required in ss. 6.33 (1) and to provide for changes authorized under s. 6.40 (1) (a) and (b). The form shall contain a certification by the elector that all statements are true and correct. The form shall be prepostpaid for return when mailed at any point within the United States. The form shall be available in the

municipal clerk's office and may be distributed by any elector of the municipality. The clerk shall mail a registration form to any elector upon written or oral request.

History: 1971 c. 249; 1975 c. 85 ss. 12, 65; 1975 c. 199, 200, 275, 422; 1977 c. 283, 394; 1983 a. 484; 1989 a. 192; 1999 a. 182; 2001 a. 51.

**SECTION 6.** 6.32 (4) of the statutes is amended to read:

6.32 (4) If the form is sufficient to accomplish registration and the clerk has no reliable information to indicate that the proposed elector is not qualified, the clerk shall enter the elector's name on the registration list and transmit a 1st class letter or postcard to the registrant, specifying the elector's ward or aldermanic district, or both, if any, and polling place. If ~~such~~ the letter or postcard is returned, or if the clerk is informed of a different address than the one specified by the elector, the clerk shall ~~strike the name~~ change the status of the elector ~~from on~~ the list from eligible to ineligible. The letter or postcard shall specify "ADDRESS CORRECTION REQUESTED" or "DO NOT FORWARD-"; and if a postcard, "RETURN POSTAGE GUARANTEED".

History: 1975 c. 85, 199; 1977 c. 394; 1979 c. 260; 1983 a. 484.

**SECTION 7.** 6.325 of the statutes is amended to read:

**6.325 Disqualification of electors.** No person may be disqualified as an elector unless the municipal clerk, board of election commissioners or a challenging elector under s. 6.48 demonstrates beyond a reasonable doubt that the person does not qualify as an elector or is not properly registered. If it appears that the challenged elector or proposed elector <sup>plain space</sup> is registered in another location at a residence in this state other than the one where the elector now resides, the municipal clerk or board of election commissioners ~~may~~ shall, before permitting the elector to vote, require the challenged elector to ~~sign an authorization to cancel~~ transfer his or her registration under s. 6.40 (1) (b) <sup>✓</sup> (a) and shall notify the ~~proper official~~ municipal clerk or board of election commissioners at that location the former residence. The



municipal clerk or board of election commissioners may require naturalized applicants to show their naturalization certificates.

History: 1983 a. 484 s. 37; 1985 a. 304.

INS 30-13:

repealed and recreated

Fix component

SECTION 8. 6.40 (1) (a) (title) of the statutes is amended to read:

6.40 (1) (a) (title) ~~With Municipality~~ <sup>no scoring</sup> Change of residence

SECTION 9. 6.40 (1) (a) of the statutes is renumbered 6.40 (1) (a) 1. and amended to read:

6.40 (1) (a) 1. Any registered elector shall transfer registration after a change of residence within the ~~municipality in which he or she is registered~~ state by ~~appearing~~ filing in person with the municipal clerk or by mailing to the municipal clerk a signed request stating his or her present address, affirming that this will be the elector's his or her residence for 10 days prior to the election and providing the address where he or she was last registered. Alternatively, the elector may transfer his or her registration at the proper polling place or other registration location under s. 6.02 (2) in accordance with s. 6.55 (2) (a). If an elector is voting ~~at a former~~ in the ward or election district where the elector formerly resided, the change shall be effective for the next election.

strike through space

History: 1971 c. 242; 1971 c. 304 s. 29 (1), (2); 1975 c. 85, 199, 200; 1977 c. 394 ss. 23, 24, 53; 1983 a. 484; 1985 a. 304; 1999 a. 49.

→ A SEC#. CR; 6.40 (1) (a) 2. and 3.

INS 30-14:

SECTION 10. 6.40 (1) (b) of the statutes is repealed.

INS 32-2:

**SECTION 11.** 6.47 (6) of the statutes is amended to read:

6.47 (6) Upon expiration of a confidential listing on a registration list under sub. (2), the municipal clerk shall ~~cancel~~ change the registration of the protected individual to ineligible status unless the individual files a new request and qualifies under sub. (2) to obtain a renewal of the listing or unless the individual applies for and qualifies to obtain a nonconfidential voter registration. Except as authorized in sub. (8), the municipal clerk shall withhold from public inspection under s. 19.35 (1) the name and address of any individual whose registration is ~~cancel~~ changed under this subsection if the individual qualified for a confidential listing at the time of that listing.

History: 1999 a. 49, 186.

**SECTION 12.** 6.48 (1) (d) of the statutes is amended to read:

6.48 (1) (d) If the clerk determines that the challenged elector is not qualified, the clerk shall ~~cancel~~ change the challenged elector's registration, ~~make the necessary change in~~ from eligible to ineligible status on the registration list and notify the inspectors for the ward or election district where the elector was registered.

History: 1971 c. 304 s. 29 (2); 1973 c. 334; 1975 c. 85, 199; 1977 c. 394; 1979 c. 110; 1983 a. 484; 1985 a. 304; 1987 a. 391.

INS 32-8:

material moved from p. 6 of insert goes here

{ "NOTICE OF SUSPENSION OF" } center text  
REGISTRATION }

You are hereby notified that your voter registration will be ~~cancel~~ suspended, according to state law, for failure to vote within the previous 4-year period, unless you apply for continuation of your registration within 30 days. You may continue your registration by signing the statement below and returning it to this office by mail or in person.

see printout of statute (attached) as guide for formatting

6.47 THE ELECTORS

the affidavit, the sheriff or chief shall provide written notice of that information to the municipal clerk to whom the affidavit was directed.

History: 1999 a. 49, 186.

**6.48 Challenging registration. (1) GENERAL PROCEDURE.**

(a) Any registered elector of a municipality may challenge the registration of any other registered elector by submitting to the municipal clerk or executive director of the board of election commissioners in cities of more than 500,000 population an affidavit stating that the elector is not qualified to vote and the reasons therefor. The clerk or director, upon receipt of the affidavit, shall mail a notification of the challenge to the challenged elector, at his or her registered address.

(b) The challenged and challenging electors shall appear before the municipal clerk within one week of notification or arrange under sub. (2) to appear before the board of election commissioners. The challenging elector shall make an affidavit answering any questions necessary to determine the challenged elector's qualifications. Judgment rests with the municipal clerk and decisions shall be rendered as soon as heard. If the clerk cannot resolve the issue or has reservations as to the answers, the clerk may require the challenging elector to take the oath under s. 6.925. If the challenged elector appears and contests any answer of the challenging elector, the clerk may require the challenged elector to take the oath under s. 6.94 and to answer any question necessary to determine the challenged elector's qualifications. If the challenging elector appears before the municipal clerk or board of election commissioners but the challenged elector fails to appear, such clerk or board may make the decision without consulting the challenged elector. If the municipal clerk or board of election commissioners does not sustain the challenge, the challenged elector's registration remains valid.

(c) If the challenging elector fails to appear before the municipal clerk within one week or in cities of more than 500,000 population fails to appear before the board of election commissioners under sub. (2) to answer questions and take the oath under s. 6.925, such clerk or board shall cancel the challenge.

(d) If the clerk determines that the challenged elector is not qualified, the clerk shall cancel the challenged elector's registration, make the necessary change in the registration list and notify the inspectors for the ward or election district where the elector was registered.

(2) SPECIAL PROCEDURE IN POPULOUS CITIES. (a) In cities of more than 500,000 population, objections may be made before the board of election commissioners which shall sit on the last Wednesday before each election from 9 a.m. to 12 a.m. and from 2 p.m. to 5 p.m. to hear objections then made or deferred under sub. (1). If all the objections cannot then be determined, the commissioners shall sit during the same hours the next day.

(b) Upon appearing in person, objectors shall be examined, under oath, by the commissioners and testimony taken. Judgment rests with the board of election commissioners and decisions shall be rendered as soon as heard. All cases are heard and decided summarily. The commissioners shall determine whether the person objected to is qualified. If they determine that a person is not qualified, the name shall be stricken from the registration list and the proper ward officials notified of the change immediately.

(3) CHALLENGE BASED ON INCOMPETENCY. Section 6.03 (3) applies to any challenge which is made to registration based on an allegation that an elector is incapable of understanding the objective of the elective process and thereby ineligible for registration.

(4) DISQUALIFICATION. The municipal clerk or board of election commissioners may not disqualify an elector under this section except upon the grounds and in accordance with the procedure specified in s. 6.325.

History: 1971 c. 304 s. 29 (2); 1973 c. 334; 1975 c. 85, 199; 1977 c. 394; 1979 c. 110; 1983 a. 484; 1985 a. 304; 1987 a. 391.

**6.50 Revision of registration list. (1)** Within 90 days following each general election, the municipal clerk or board of election commissioners of each municipality in which registration is required shall examine the registration records and identify each elector who has not voted within the previous 4 years if qualified to do so during that entire period and shall mail a notice to the elector in substantially the following form:

**"NOTICE OF SUSPENSION OF  
REGISTRATION**

You are hereby notified that your voter registration will be canceled, according to state law, for failure to vote within the previous 4-year period, unless you apply for continuation of your registration within 30 days. You may continue your registration by signing the statement below and returning it to this office by mail or in person.

**APPLICATION FOR CONTINUATION  
OF REGISTRATION**

I hereby certify that I still reside at the address at which I am registered and apply for continuation of registration.

Signed ....

Present Address ....

If you have moved within this municipality or changed your name, please contact this office to complete a change of name or address form.

[Office of clerk or board of election commissioners  
Address  
Telephone]".

(2) The municipal clerk or board of election commissioners shall cancel the registration of all notified electors under sub. (1) who have not applied for continuation of registration within 30 days of the date of mailing of the notice of suspension.

(2m) (a) As an alternative to the procedure prescribed in subs. (1) and (2), the governing body of a municipality where registration is required may provide for revision of registration lists under this subsection.

(b) Following each general election, the municipal clerk of the municipality shall revise and correct the registration list by reviewing the registration of any elector who failed to vote within the past 4 years if qualified to do so during that entire period. Each such elector shall be mailed an address verification card under par. (c). If an address verification card is returned by the postal service to the clerk, the registration of such elector shall be canceled. Otherwise, the registration shall be retained notwithstanding failure of the elector to vote at any election, except as provided in subs. (4) to (7).

(c) Upon a 1st class postcard bearing the mailing legend, "DO NOT FORWARD - RETURN POSTAGE GUARANTEED", the voter address verification shall read substantially as follows:

**"OFFICIAL VOTER ADDRESS VERIFICATION**

The official voter registration list shows that you are registered to vote by the name and address appearing on the front of this card. If either the name or address appearing on the front of this card is incorrect, please contact this office in person or by mail. Improper registration may result in your being denied the right to vote.

[Office of clerk  
Clerk's address  
Telephone]".

(3) Upon receipt of reliable information that a registered elector has changed his or her residence to a location outside of the municipality, the municipal clerk or board of election commissioners shall notify the elector by mailing a notice by 1st class mail to the elector's registration address stating the source of the information. All municipal departments and agencies receiving information that a registered elector has changed his or her residence shall notify the clerk or board of election commissioners. If the elector no longer resides in the municipality or fails to apply for

APPLICATION FOR CONTINUATION  
OF REGISTRATION } center  
text

I hereby certify that I still reside at the address at which I am registered and apply for continuation of registration.

{ Signed .... } → Flush right  
{ Present Address .... } → Flush right

If you have ~~moved~~ changed your residence within this municipality or changed your name, please contact this office to complete a change of name or address form.

[Office of clerk or board of election commissioners

Address

Telephone]”.

History: 1971 c. 242; 1971 c. 304 s. 29 (2); 1971 c. 336 s. 37; 1973 c. 164; 1975 c. 85, 199, 200; 1977 c. 394 ss. 27, 53; 1979 c. 260; 1983 a. 484; 1985 a. 304; 1987 a. 391; 1999 a. 150 s. 672.

**SECTION 13.** 6.48 (2) (b) of the statutes is amended to read:

6.48 (2) (b) Upon appearing in person, objectors shall be examined, under oath, by the commissioners and testimony taken. Judgment rests with the board of election commissioners and decisions shall be rendered as soon as heard. All cases are heard and decided summarily. The commissioners shall determine whether the person objected to is qualified. If they determine that a person is not qualified, the ~~name executive director of the board of election commissioners, shall be stricken from~~ change the elector from eligible to ineligible status on the registration list and shall notify the proper ward officials notified of the change immediately.

History: 1971 c. 304 s. 29 (2); 1973 c. 334; 1975 c. 85, 199; 1977 c. 394; 1979 c. 110; 1983 a. 484; 1985 a. 304; 1987 a. 391.

**SECTION 14.** 6.50 (2) of the statutes is amended to read:

6.50 (2) The municipal clerk or board of election commissioners shall ~~cancel~~ change the registration of all notified electors under sub. (1) who have not applied

See printout of statute (attached to p. 5 of insert) as guide for formatting

move to p. 5 of insert

plain space

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for continuation of registration within 30 days of the date of mailing of the notice of suspension from eligible to ineligible status.

History: 1971 c. 242; 1971 c. 304 s. 29 (2); 1971 c. 336 s. 37; 1973 c. 164; 1975 c. 85, 199, 200; 1977 c. 394 ss. 27, 53; 1979 c. 260; 1983 a. 484; 1985 a. 304; 1987 a. 391; 1999 a. 150 s. 672.

INS 32-9:

**SECTION 15.** 6.50 (3) to (6) of the statutes are amended to read:

6.50 (3) Upon receipt of reliable information that a registered elector has changed his or her residence to a location outside of the municipality, the municipal clerk or board of election commissioners shall notify the elector by mailing a notice by 1st class mail to the elector's registration address stating the source of the information. All municipal departments and agencies receiving information that a registered elector has changed his or her residence shall notify the clerk or board of election commissioners. If the elector no longer resides in the municipality or fails to apply for continuation of registration within 30 days of the date the notice is mailed, the clerk or board of election commissioners shall ~~cancel~~ change the elector's registration from eligible to ineligible status. Upon receipt of reliable information that a registered elector has changed his or her residence within the municipality, the municipal clerk or board of election commissioners shall transfer the elector's registration and mail the elector a notice of the transfer under s. 6.40 (2). This subsection does not restrict the right of an elector to challenge any registration under s. 6.325, 6.48, 6.925 or 6.93.

(4) The municipal clerk or board of election commissioners shall ~~cancel~~ change the registration of deceased electors from eligible to ineligible status by means of

checking vital statistics reports. No notice need be sent of ~~registrations canceled~~ registration changes made under this subsection.

(5) The registration of any elector whose address is listed at a building which has been condemned for human habitation by the municipality under s. 66.0413 (1) (j) shall be investigated by the municipal clerk or board of election commissioners. If the clerk or board of election commissioners can find no reason why the registration of such an elector should not be ~~stricken~~ changed from the ~~registration list~~ eligible to ineligible status, the clerk or board of election commissioners shall change the elector's registration ~~shall be canceled~~ status. If the elector has left a forwarding address with the U.S. postal service, a notice of ~~cancellation~~ change in status shall be mailed by the clerk or board of election commissioners to the forwarding address.

(6) The municipal clerk, upon authorization by an elector, shall ~~caneel~~ change the elector's registration from eligible to ineligible status.

History: 1971 c. 242; 1971 c. 304 s. 29 (2); 1971 c. 336 s. 37; 1973 c. 164; 1975 c. 85, 199, 200; 1977 c. 394 ss. 27, 53; 1979 c. 260; 1983 a. 484; 1985 a. 304; 1987 a. 391; 1999 a. 150 s. 672.

INS 33-23:

**SECTION 16.** 6.55 (2) (a) 2. of the statutes is amended to read:

6.55 (2) (a) 2. If a change of address is made from outside the municipality, the elector municipal clerk shall file ~~a cancellation~~ the notice <sup>✓</sup> required under s. 6.40 (1) ~~(b)~~ (a) 3.

History: 1971 c. 304 s. 29 (2); 1973 c. 222; 1975 c. 85, 93, 199, 200; 1977 c. 394, 427; 1979 c. 311; 1981 c. 44 s. 3; 1981 c. 202 s. 23; 1983 a. 484; 1985 a. 304; 1987 a. 391; 1989 a. 31, 192; 1999 a. 49, 186.

INS 37-25:

**SECTION 17.** 6.56 (3) and (4) of the statutes are amended to read:

6.56 (3) Upon receipt of the list under sub. (1), the municipal clerk or board of election commissioners shall make an audit of all electors registering to vote at the polling place or other registration location under s. 6.55 (2) and all electors registering by agent on election day under s. 6.86 (3) (a) 2. The audit shall be made by 1st class postcard. The postcard shall be labeled "ADDRESS CORRECTION REQUESTED" or "DO NOT FORWARD—RETURN POSTAGE GUARANTEED". If any postcard is returned undelivered, or if the clerk or board of election commissioners is informed of a different address than the one specified by the elector which was apparently improper on the day of the election, the clerk or board shall ~~remove the elector's name from~~ change the status of the elector from eligible to ineligible on the registration list, and mail the elector a notice of the ~~removal and provide the name to the district attorney for the county where the polling place is located.~~ Change in Status

History: 1975 c. 85, 199; 1977 c. 394; 1979 c. 260; 1983 a. 484; 1985 a. 304; 1989 a. 192; 2001 a. 51.

(4) After each election, the municipal clerk shall carefully check to assure that no person has been allowed to vote more than once. Whenever the municipal clerk has good reason to believe that a person has voted more than once in an election, the clerk shall send the person a 1st class letter with return receipt and address correction requested, informing him or her that all registrations relating to that person may be ~~canceled~~ changed from eligible to ineligible status within 7 days unless the person contacts the office of the clerk to clarify the matter. A copy of ~~such~~ the letter and of any subsequent information received from or about the addressee shall be sent to the district attorney.

History: 1975 c. 85, 199; 1977 c. 394; 1979 c. 260; 1983 a. 484; 1985 a. 304; 1989 a. 192; 2001 a. 51.

**SECTION 18.** 6.57 of the statutes is repealed and recreated to read:

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

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

INS 54-4:

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

INS 64-22:

**SECTION 19. Nonstatutory provisions.**

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



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

**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-0610/3dn

JTK:Y:....  
g  
js

Kevin Kennedy:

1. In s. 6.325, stats., there is a backhanded reference to notification of election officials in other states when it appears that a newly registered elector was formerly registered outside this state. A notice of cancellation procedure is also prescribed in s. 6.15 (2) (b) and (c), stats. However, there is no reference to this procedure in the statute where transfers of registrations are made [s. 6.40 (1), stats.] . This draft deletes the reference from s. 6.325, stats. If you want to incorporate a procedure for this notification to be made, I think we should amend s. 6.40 (1), stats.

Jeffery T. Kuesel  
Managing Attorney  
Phone: (608) 266-6778

SA ✓  
new CR ✓  
RNs ✓  
x-refs ✓

2003-2004 DRAFTING INSERT  
FROM THE  
LEGISLATIVE REFERENCE BUREAU

LRB-0610/3ins2  
JTK.....

INS 3A:

Currently, any qualified elector may apply to the municipal clerk or board of election commissioners of any municipality to be appointed as a special registration deputy for the purpose of registering electors of the municipality prior to the close of registration (2nd Wednesday before an election). An elector may apply to and be appointed to serve more than one municipality. This bill permits any elector of the state to apply to the elections board for appointment as a special registration deputy for the purpose of registering electors of the state prior to the close of registration.

INS 3B:

no fl Currently, when a registered elector is no longer eligible to vote, the name of the elector is removed from the registration list. Under the bill, all names are retained on the list indefinitely and the list distinguishes between eligible and ineligible status. When an elector is no longer eligible to vote, the elector is changed to ineligible status.

INS 6A:

Under current law, municipal clerks and boards of election commissioners must send a first class letter or postcard to each elector who registers to vote at a polling place. If the letter or postcard is returned and indicates the use of an address that was apparently incorrect on election day, the elector's name is removed from the registration list. The clerk or board must then notify the appropriate district attorney. This bill discontinues that notice requirement. The bill retains a notice requirement if it appears that an elector may have voted more than once in an election.

INS 8A:

no fl Under the bill, any individual with a disability who intends to vote at a polling place on election day may request that a specific type of accommodation be provided to facilitate his or her voting. Municipalities must make reasonable efforts to comply with such requests where feasible, but municipalities must still make all polling places accessible to all individuals with disabilities (except individuals who are

currently disqualified from voting due to mental disability) regardless of whether an advance request for accommodation is made.

INS 9A:

***Performance evaluation audit***

The bill directs the legislative audit bureau to perform a performance evaluation audit relating to compliance by the state and local governments with election laws and the appropriateness of procedures used to implement those laws. The audit must address compliance with the terms of the act resulting from enactment of this bill, including polling place accessibility requirements. The audit must also address the treatment of complaints of electors concerning election law violations, including denial of the right to vote and the right to corroborate registration information for electors, any attempts to require identification that is not authorized by law, any incidence of inadequate availability of ballots, allegations of voter fraud and the treatment of those allegations, and the legality and appropriateness of procedures used to identify ineligible electors whose names may appear on the registration list. The bureau must report its findings within an appropriate time period determined by the bureau upon consultation with the elections board.

**DRAFTER'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRB-0610/3dn  
JTK:cjs:cph

May 5, 2003

Kevin Kennedy:

1. In s. 6.325, stats., there is a backhanded reference to notification of election officials in other states when it appears that a newly registered elector was formerly registered outside this state. A notice of cancellation procedure is also prescribed in s. 6.15 (2) (b) and (c), stats. However, there is no reference to this procedure in the statute where transfers of registrations are made [s. 6.40 (1), stats.]. This draft deletes the reference from s. 6.325, stats. If you want to incorporate a procedure for this notification to be made, I think we should amend s. 6.40 (1), stats.

Jeffery T. Kuesel  
Managing Attorney  
Phone: (608) 266-6778