



State of Wisconsin
2003 - 2004 LEGISLATURE

LRB-0610/P5
JTK&TNF:cs:jf
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wanted TUE 3/11

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

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(regenerate)
AN ACT ~~to repeal 5.25 (4) (c), 6.15 (3) (a) (title), 6.15 (3) (b) (title), 6.24 (8), 6.27~~
(2) to (5), 6.35 (2), 6.35 (5) and (6), 6.50 (2m), 6.54, 6.79 (1), 6.79 (5), 6.79 (6) (a)
and 120.06 (5); *to renumber 5.87 and 6.865; to renumber and amend 6.15*
(3) (a) 1., 2. and 3., 6.15 (3) (b), 6.27 (1), 6.79 (intro.) (except 6.79 (title)) and 6.79
(6) (b); *to amend 5.02 (17), 5.25 (4) (a), 5.40 (6), 5.55 (title), 6.15 (2) (title), 6.15*
(2) (a) (intro.), 6.15 (4) (d), 6.20, 6.24 (3), 6.24 (4) (a), 6.24 (4) (c), 6.28 (2) (b), 6.28
(3), 6.29 (2) (a), 6.29 (2) (b), 6.33 (title), 6.33 (1), 6.33 (2), 6.35 (3), 6.36 (2) (a),
6.36 (3), 6.40 (2) (b), 6.47 (2), 6.47 (3), 6.50 (1) (intro.), 6.50 (8), 6.50 (10), 6.55
(2) (a) 1. (intro.), 6.55 (2) (b), 6.55 (2) (c) 1., 6.55 (2) (c) 2., 6.55 (2) (d), 6.55 (3),
6.55 (7) (a) (intro.), 6.55 (7) (b), 6.55 (7) (c) (intro.), 6.55 (7) (c) 1., 6.55 (7) (c) 2.,
6.55 (7) (d), 6.79 (4), 6.82 (1) (a), 6.86 (3) (a) 1., 6.86 (3) (a) 2., 6.86 (3) (b), 6.86
(3) (c), 6.865 (title), 6.87 (3) (d), 6.87 (4), 6.88 (3) (a), 6.94, 6.95, 7.08 (1) (c), 7.10
(1) (b), 7.15 (1) (c), 7.15 (4), 7.23 (1) (e), 7.37 (7), 7.51 (2) (a), 7.51 (2) (c), 7.51 (2)
(e), 7.51 (4) (a), 7.51 (5) (a), 8.17 (1) (a), 9.01 (1) (b) 1., 10.02 (3) (a), 11.30 (title),
12.13 (3) (u), 51.62 (3m), 59.05 (2), 117.20 (2) and 125.05 (2) (h); *to repeal and*

1 ~~recreate 6.36 (1) and 6.79 (2); and to create 5.02 (6m), 5.02 (24w), 5.05 (10) and~~
 2 ~~(11), 5.05 (12) and (13), 5.05 (14), 5.055, 5.056, 5.061, 5.35 (6) (a) 2m., 4., 4a. and~~
 3 ~~4b., 5.87 (2), 5.91 (15) to (18), 6.06, 6.15 (2) (bm), 6.15 (2) (e), 6.276, 6.285, 6.33~~
 4 ~~(5), 6.36 (2) (c), 6.865 (1), 6.865 (3) and (4), 6.869, 6.96, 6.97, 7.08 (6) and (8), 7.10~~
 5 ~~(7) and (8), 7.10 (9), 7.15 (9) to (12), 15.617, 19.69 (4), 20.002 (11) (d) 2m., 20.510~~
 6 ~~(1) (t), 20.510 (1) (u), 20.510 (1) (v), 20.510 (1) (x), 20.855 (4) (bp), 25.17 (1) (e),~~
 7 ~~25.425, 51.62 (3) (a) 4 and 85.61~~ of the statutes; **relating to:** election
 8 administration, voter registration and voting requirements and procedures,
 9 administration of elections, granting rule-making authority, and making
 10 appropriations.

Analysis by the Legislative Reference Bureau

This bill makes various changes in state law relating to voter registration and voting requirements and procedures and administration of elections. Most of the changes are made for the purpose of implementing numerous federal mandates imposed upon this state under the federal Help America Vote Act of 2002 and enabling receipt of federal aids by this state under that act. Significant provisions include:

STATEWIDE VOTER REGISTRATION

Under current law, voter registration is required in every municipality with a population of greater than 5,000. This bill requires voter registration in every municipality. The bill also establishes a centralized, state-wide voter registration list that is compiled and maintained by the state Elections Board. Under the bill, the list must be electronically accessible by any person, but access to certain identifying information is limited to the board and municipal clerks and boards of election commissioners, and no person other than the board or an authorized election official may make a change in the list. The bill also permits the board to make changes to the list with notice to the appropriate municipal clerks or boards of election commissioners. Under the bill, each municipal clerk or board of election commissioners must electronically enter valid registrations or changes of registration on the list, except that the bill permits any municipal clerk or board of election commissioners, by mutual consent, to delegate this electronic maintenance function to another municipal clerk or board of election commissioners, to a county clerk or board of election commissioners, or to the state Elections Board. Each municipality must retain the original registrations or changes of registration as

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Currently, municipalities must maintain records of voter participation in elections manually or electronically. Under the bill, municipalities must maintain voter participation records electronically as a part of the statewide registration list.

provided under current law. Under the bill, the original forms are controlling whenever there is a discrepancy between the list and the original forms.

REQUIREMENTS FOR REGISTRATION

Currently, if registration is required, any individual who qualifies as an elector of a municipality but who is not registered to vote may register in person at various locations within the applicable municipality or may mail to the appropriate municipal clerk a completed registration form. With certain exceptions, the deadline for voter registration is 5 p.m. on the second Wednesday preceding the election. Registrations made by mail must be delivered to the office of the municipal clerk or board of election commissioners or postmarked not later than this deadline. However, under current law, voters may also register in person at the office of the municipal clerk or board of election commissioners up to 5 p.m. on the day before the election or, in most cases, may register at the proper polling place on election day. In addition, voters may register at any time after the deadline if the municipal clerk determines that the registration list can be revised to incorporate the registration in time for the election. Currently, an individual who makes a late or election day registration must complete a registration form and a certification of eligibility and must present acceptable proof of residence. If an individual attempting to vote under these late registration or election day registration procedures is not able to present acceptable proof of residence, as an alternative, current law permits another qualified elector who resides in the same municipality to corroborate the information contained in the individual's registration form or certification. The corroborating elector must then provide acceptable proof of residence.

This bill requires every elector who registers to vote to provide a driver's license number from a valid Wisconsin driver's license, or if the elector does not have a driver's license, the last four digits of the elector's social security number. ~~if the elector does not have either a driver's license or a social security number, the elector provides only the last 4 digits of a social security number.~~ The bill requires the board to assign supplemental identifying numbers or a registration identification number to the elector.

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this or her date of birth and

if the elector has a social security number

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IDENTIFICATION REQUIRED TO VOTE

With certain limited exceptions, before being permitted to vote at any polling place, an elector currently must provide his or her name and address. If registration is required in order to vote and the elector is not registered, the elector must provide a specified form of proof of residence in order to register. If an elector claims to be registered but his or her name does not appear on the appropriate registration list, the elector must complete a certification of eligibility and present acceptable proof of residence in order to vote. In addition, an elector may be required to provide acceptable proof of residence even if registration is not required. If an elector is not able to present any required proof of residence, as an alternative, current law permits another qualified elector who resides in the same municipality to corroborate the elector's information.

after the close of registration on Wednesday the second preceding an election

at a polling place

who appears to vote at a polling place

This bill provides that if an elector other than a military or overseas elector, as defined by federal law, registers to vote by mail and has never voted in a federal election in this state, the elector must provide a form of identification specified by

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Currently, an elector who votes an absentee ballot and who is registered, if registration is required, is not required to provide acceptable proof of residence.

federal law in order to be permitted to vote in a federal election. The form of identification used must be either 1) a current and valid piece of identification containing a photograph of the elector; or 2) a copy of a utility bill, bank statement, paycheck, or a check or other document issued by a unit of government that shows the current name and address of the elector. If the elector votes by absentee ballot, the elector must provide a copy of any identification used. If an elector who votes at a polling place is required to provide identification and fails to do so or fails to provide sufficient identification, the elector may vote provisionally. If an elector who fails to provide required identification or sufficient identification votes by absentee ballot, the ballot is treated as a provisional ballot. A provisional ballot is marked by the poll workers, who immediately contact the municipal clerk. The clerk is then directed to determine whether the individual submitting the ballot is a qualified elector where he or she is attempting to vote. If the clerk does not notify the municipal board of canvassers that the elector is qualified before the municipal canvass is completed, the elector's vote is not counted.

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~~The bill also requires any individual who provides voting assistance to a disabled elector to provide acceptable proof of his or her own residence. Currently there is no such requirement.~~ ✓

COMPLIANCE WITH HELP AMERICA VOTE ACT

Currently, an elector who believes that the action or inaction of an election official concerning nominations, qualification of candidates, voting qualifications, ward division and numbering, recall, ballot preparation, election administration, or the conduct of elections is contrary to law or that the actions or inactions of an election official with respect to any such matter constitute an abuse of discretion, may file a complaint with the Elections Board and the board may order appropriate relief. The decision of the board may be appealed to the courts. Any elector who believes that an election official is acting in violation of the law may request the appropriate district attorney or, in some cases, the attorney general to petition a court for appropriate relief. However, the recount procedure is the exclusive judicial remedy for addressing any alleged irregularity, defect, or mistake committed during the voting or canvassing process.

This bill creates another procedure for addressing alleged noncompliance with any provision of the federal Help America Vote Act relating to voting system standards, provisional voting, voting information, registration procedure and administration, and voter identification. Under the bill, whenever any person (whether an individual or another entity and whether inside or outside this state) believes that a violation of the act has occurred, is occurring, or is proposed to occur with respect to an election for national office in this state, that person may file a written, sworn complaint with the Elections Board. The board must grant the complainant a formal hearing, and must issue a decision on the complaint, together with an order for any appropriate relief, within 89 days. Under the bill, the relief may not include any order affecting the right of any person to hold an elective office or affecting the canvass of an election on or after the date of that election.

upon
request

VOTING PROCESS

Standards for determining validity of votes

Currently, state law specifies in detail whether particular indications of elector intent shall be counted as votes cast for particular candidates or propositions. The standards for determining the validity of votes are to some degree applicable to votes cast using electronic voting systems. This bill directs the Elections Board to prescribe, by rule, uniform standards for determining the validity of votes cast or attempted to be cast with each electronic voting system that the board approves for use in this state. The rules apply only in situations that are not addressed under current law.

Federal absentee ballot procedures

Currently, when a uniformed service or overseas voter (as defined by federal law) requests an absentee ballot in a timely manner, the voter is sent an absentee ballot for the next election. Under this bill, such a voter may request and receive an absentee ballot for the next two general (national) elections at the same time, unless the voter is subject to a registration requirement and the voter is no longer registered to vote in this state at the time that an absentee ballot would otherwise be transmitted.

The bill also provides that if any municipal clerk or board of election commissioners rejects a request for an absentee ballot from a uniformed service or overseas voter, the clerk or board must promptly inform the voter of the reason for the rejection.

Voting after hours pursuant to federal court order

This bill provides that if a federal court orders that a polling place remain open after the official closing hour of 8 p.m., any electors who vote after hours must vote by ballot and have their ballots marked. The late ballots are then counted unless the court order is overturned. If the order is overturned after the canvass of the election, the bill requires the canvass to be reopened. ~~The bill also requires the Elections Board to maintain a toll-free information system under which electors who vote pursuant to a federal court order may ascertain the status of their votes~~

Protection and advocacy activities

Under current law, the state protection and advocacy agency implements a system to protect and advocate for the rights of persons with developmental disabilities or mental illness.

The bill authorizes the protection and advocacy agency to engage in activities to ensure full participation in the electoral process for eligible electors with developmental disabilities or mental illness and requires the Department of Health and Family Services to distribute federal funding to the agency for these activities.

REVISION OF REGISTRATION LIST

Under current law, municipalities must use either a "negative purge" or a "positive purge" system to maintain their voter registration lists. Under the negative purge procedure, an elector who does not vote for a four-year period and does not respond to a notice by requesting continuation of his or her registration is purged from the list. Under the positive purge procedure, the municipal clerk or board of

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election commissioners sends a registration verification notice to each elector who does not vote for a four-year period. Each elector whose notice is returned as undeliverable is purged from the list. This bill deletes the "positive purge" procedure.

ELECTION ADMINISTRATION ENHANCEMENT

Federal and state financial assistance

Under the federal Help America Vote Act of 2002, this state is eligible to receive federal financial assistance for the purchase of voting equipment, compliance with federal requirements for the conduct of federal elections and other election administration costs, construction of barrier-free polling places, and outreach and training of election officials to enable greater participation of individuals with disabilities in federal elections. To be eligible for most of this federal assistance, this state must make ~~a matching contribution~~ *(expenditures from state moneys)* equal to at least 5% of the amount ~~of~~ *of* assistance received.

Spent by this state for the same purposes for which federal assistance is received

This bill appropriates to the Elections Board all amounts received by this state from the federal government under this act, together with a sum sufficient amount from general purpose revenue to enable this state to meet minimum federal requirements for continued eligibility for federal assistance. The bill permits the board to use a portion of the federal aid to provide financial assistance to eligible counties and municipalities for election administration purposes authorized by federal law. The bill also establishes a segregated fund, as required by federal law, for disbursement of all federal and state moneys to be expended for election administration purposes under the Help America Vote Act.

Federal and state advisory bodies

In accordance with the Help America Vote Act, the bill creates an Election Administration Council whose members are appointed by the executive director of the board to develop and revise as necessary a proposed state plan for the expenditure of federal moneys under the Help America Vote Act. The bill also directs the board to adopt this plan and revise the plan as necessary. In addition, the bill directs the executive director, in consultation with the Elections Board, to appoint a representative of this state as a member of the federal Election Assistance Commission standards board, and to supervise the selection by county and municipal clerks and boards of election commissioners in this state of a representative of this state to serve as a member of the standards board.

Voter educational programs and information systems

This bill permits the Elections Board, with the assistance of county and municipal clerks and boards of election commissioners, to conduct or prescribe requirements for educational programs to inform electors about voting procedures, voting rights, and voting technology. However, the bill requires the board to conduct an educational program for the specific purpose of educating electors who cast paper ballots, ballots that are counted at a central counting location, and absentee ballots of the effect of casting excess votes for an office. The bill also permits the board, with the assistance of county and municipal clerks, to maintain one or more toll-free telephone lines for electors to report possible voting fraud and voting rights violations, to obtain general election information and to access information

concerning their registration status, current polling place locations, and other information relevant to voting in elections. The bill requires the municipal clerks and boards of election commissioners to maintain a ~~total free information~~ ^{free access} system under which electors who vote without providing required identification and electors who vote pursuant to a federal court order after a polling place is scheduled to close may ascertain the status of their votes.

Requirements to match information

In accordance with the Help America Vote Act, the bill requires the secretary of transportation (secretary) to enter into two agreements. First, the secretary and the executive director of the Elections Board must enter into an agreement to match personally identifiable information on the official registration list maintained by the Elections Board with personally identifiable information in driver licensing and vehicle registration records maintained by the Department of Transportation (DOT), for the purpose of verifying voter registration information. Second, the secretary must enter into an agreement with the commissioner of the federal Social Security Administration to match the name, date of birth, and social security number of individuals in DOT's driver licensing and vehicle registration records with such information in the records of the Social Security Administration and to determine whether any individuals are listed as deceased in Social Security Administration records. This agreement must contain safeguards to maintain the confidentiality of any information disclosed and procedures to allow the secretary to use any information disclosed in maintaining the records of DOT.

Instructions for absentee voters

The bill directs the Elections Board to prescribe uniform instructions for absentee voters. The instructions must include information concerning the procedure for correcting errors in marking a ballot and obtaining a replacement for a spoiled ballot.

Electronic voting system standards

Effective on January 1, 2006, the bill creates new standards for approval by the Elections Board of electronic voting systems for use at elections in this state. Under the bill, all electronic voting systems must enable an elector to privately verify the votes selected by the elector before casting his or her ballot, they must provide the elector with an opportunity to change his or her votes or to obtain a replacement for a spoiled ballot before casting his or her vote, and, unless a ballot is counted at a central counting location, they must include a mechanism for notifying an elector of an overvote for an office and provide an opportunity for the elector to correct his or her ballot or to cast a replacement ballot to eliminate the overvote. The system must also produce a permanent paper record of the vote cast by each elector who uses an electronic voting system at the time the elector casts his or her vote that enables a manual count or recount of the elector's vote.

Enforcement of federal voting system standards

Effective on January 1, 2006, the bill directs the Elections Board to audit the performance of each voting system used in this state, including any paper ballot voting system, following each general election. In the audit, the board must

determine the error rate of the system in counting ballots that are validly cast by electors. If the error rate exceeds the rate permitted by the federal government, the bill directs the board to take remedial action and to order affected counties and municipalities to take remedial action. The bill requires counties and municipalities to comply with remedial orders.

Polling place accessibility, equipment and materials

Currently, each polling place in the state is required to be accessible to elderly and handicapped individuals, unless the Elections Board otherwise permits in accordance with guidelines prescribed by rule. This bill requires, effective January 1, 2006, that each polling place in the state be accessible to all physically disabled individuals. The bill also directs the board to ensure that the voting system used at each polling place allows all such individuals to vote without the need for assistance and with the same degree of privacy that is accorded to nondisabled electors voting at the same polling place. In any jurisdiction that is currently subject to federal requirements to provide voting materials in any language other than English, the board must ensure that the voting system used at each polling place in the jurisdiction is in compliance with those requirements. In addition, the bill deletes the authority of the board to waive compliance with accessibility requirements.

Notices posted at polling places

Currently, municipalities are required to post at each polling place relevant voting instructions, a copy of state election fraud laws, two sample ballots, special information concerning voting at partisan primaries, and other information directed to be posted by the Elections Board. This bill requires, in addition, that municipalities post information concerning the date of the election, the hours during which the polling place is open, special instructions for electors who are voting for the first time after registering to vote, and general information prescribed by the board concerning voting rights under applicable state and federal laws and federal laws relating to election fraud and misrepresentation in elections.

Statistical reports

This bill requires each municipal clerk and board of election commissioners to report to the Elections Board, within ³⁰~~70~~ days after each general election, the number of absentee ballots transmitted to absent uniformed services and overseas voters, as defined by federal law, for that election and the combined number of those ballots that were cast by those electors in that election. The bill then directs the board, within 90 days after each general election, to compile the information received from municipal clerks and boards of election commissioners and transmit the compiled information to the federal Election Assistance Commission. Currently, there is no similar requirement.

The bill also permits the elections board to request that county or municipal clerks or boards of election commissioners provide information to the board relating to election administration, performance of electronic voting systems and voting machines, and use of paper ballots in elections, and directs the clerks and boards to provide the board with any such requested information.

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

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

1 SECTION 1. 5.02 (6m) of the statutes is created to read:

2 5.02 (6m) "Identification" means:

3 (a) In the case of an elector who votes in person, either of the following:

4 1. A current and valid piece of identification containing a photograph of the
5 elector.

6 2. A copy of a utility bill, bank statement, paycheck, or a check or other
7 document issued by a unit of government that shows the current name and address
8 of the elector.

9 (b) In the case of an elector who votes by absentee ballot, either of the following:

10 1. A copy of a current and valid piece of identification containing a photograph
11 of the elector.

12 2. A copy of a utility bill, bank statement, paycheck, or a check or other
13 document issued by a unit of government that shows the current name and address
14 of the elector.

15 SECTION 2. 5.02 (17) of the statutes is amended to read:

16 5.02 (17) "Registration list" means the list of electors who are properly
17 registered to vote ~~in municipalities in which registration is required.~~

18 SECTION 3. 5.02 (24w) of the statutes is created to read:

19 5.02 (24w) "Voting system" means:

20 (a) The total combination of mechanical, electromechanical, or electronic
21 equipment, including the software, hardware, and documentation required to

1 program, control, and support the equipment, that is used to define ballots, to cast
2 and count votes, to report or display election results, and to maintain and produce
3 any audit trail information.

4 (b) The practices and associated documentation for any of the following
5 purposes:

- 6 1. To identify equipment components and versions of such components.
- 7 2. To test the equipment during its development and maintenance.
- 8 3. To maintain records of equipment errors and defects.
- 9 4. To determine specific equipment changes to be made after the initial
10 qualification of the equipment.
- 11 5. To make available any materials to an elector.

12 SECTION 4. 5.05 (10) and (11) of the statutes are created to read:

13 5.05 (10) STATE ELECTION ADMINISTRATION PLAN. With the assistance of the
14 election administration council, the board shall adopt and modify as necessary a
15 state plan that meets the requirements of P.L. 107-252 to enable participation by
16 this state in federal financial assistance programs authorized under that law. The
17 board shall adopt the plan and any modifications only after publishing a class I notice
18 under ch. 985 or posting on the Internet a statement describing the proposed plan
19 or modification and receiving public comment thereon.

20 (11) AIDS TO COUNTIES AND MUNICIPALITIES. From the appropriations under s.
21 20.510 (1) (t), (v), and (w), the board may provide financial assistance to eligible
22 counties and municipalities for election administration costs in accordance with the
23 plan adopted under sub. (10). As a condition precedent to receipt of assistance under
24 this subsection, the board shall enter into an agreement with the county or
25 municipality receiving the assistance specifying the intended use of the assistance

1 and shall ensure compliance with the terms of the agreement. Each agreement shall
2 provide that if the federal government objects to the use of any assistance moneys
3 provided to the county or municipality under the agreement, the county or
4 municipality shall repay the amount of the assistance provided to the board.

5 SECTION 5. 5.05 (12) and (13) of the statutes are created to read:

6 5.05 (12) VOTER EDUCATION. The board may conduct or prescribe requirements
7 for educational programs to inform electors about voting procedures, voting rights,
8 and voting technology. The board shall conduct an educational program for the
9 purpose of educating electors who cast paper ballots, ballots that are counted at a
10 central counting location, and absentee ballots of the effect of casting excess votes for
11 a single office.

12 (13) TOLL-FREE ELECTION INFORMATION EXCHANGE. (a) The board may maintain
13 one or more toll-free telephone lines for electors to report possible voting fraud and
14 voting rights violations, to obtain general election information, and to access
15 information concerning their registration status, current polling place locations, and
16 other information relevant to voting in elections.

17 (b) The board may maintain a ~~toll-free information~~ ^{free access} system under which an
18 elector who votes under s. 6.96 or 6.97 may ascertain current information concerning
19 whether the elector's vote has been counted, and, if the vote will not be counted, the
20 reason that it will not be counted. ✓

21 SECTION 6. 5.05 (14) of the statutes is created to read:

22 5.05 (14) INFORMATION FROM COUNTY AND MUNICIPAL CLERKS. The board may
23 request information from county and municipal clerks relating to election
24 administration, performance of electronic voting systems and voting machines, and
25 use of paper ballots in elections.

1 **SECTION 7.** 5.055 of the statutes is created to read:

2 **5.055 Election assistance commission standards board.** The executive
3 director of the board shall, in consultation with the board, appoint an individual to
4 represent this state as a member of the federal election assistance commission
5 standards board. The executive director shall also conduct and supervise a process
6 for the selection of an election official by county and municipal clerks and boards of
7 election commissioners to represent local election officials of this state as a member
8 of the federal election assistance commission standards board. The executive
9 director shall ensure that the members of the federal election assistance commission
10 standards board representing this state shall at no time be members of the same
11 political party. Upon appointment or election of any new member of the federal
12 election assistance commission standards board representing this state, the
13 executive director shall transmit a notice of that member's appointment or election
14 to the officer or agency designated by federal law.

15 **SECTION 8.** 5.056 of the statutes is created to read:

16 **5.056 Matching program with secretary of transportation.** The
17 executive director of the board shall enter into the agreement with the secretary of
18 transportation specified under s. 85.61 (1) to match personally identifiable
19 information on the official registration list maintained by the board under s. 6.36 (1)
20 with personally identifiable information maintained by the department of
21 transportation.

22 **SECTION 9.** 5.061 of the statutes is created to read:

23 **5.061 Compliance with federal Help America Vote Act.** (1) Whenever
24 any person believes that a violation of Title III of P.L. 107-252 has occurred, is

1 occurring, or is proposed to occur with respect to an election for national office in this
2 state, that person may file a written, verified complaint with the board.

3 (2) If the board receives more than one complaint under sub. (1) relating to the
4 same subject matter, the board may consolidate the complaints for purposes of this
5 section.

6 (3) A complainant under sub. (1) or any of the complainants in a consolidated
7 complaint under sub. (2) may request a hearing and the matter shall ^{then} be treated as ✓
8 a contested case under ch. 227, except that the board shall make a final
9 determination with respect to the merits of the complaint and issue a decision within
10 89 days of the time that the complaint or the earliest of any complaints was filed,
11 unless the complainant, or each of any complainants whose complaints are
12 consolidated, consents to a specified longer period.

13 (4) If the board finds the complaint to be without merit, it shall issue a decision
14 dismissing the complaint. If the board finds that the violation alleged in the
15 complaint has occurred, is occurring, or is proposed to occur, the board shall order
16 appropriate relief, except that the board shall not issue any order under this
17 subsection affecting the right of any person to hold an elective office or affecting the
18 canvass of an election on or after the date of that election.

19 SECTION 10. 5.25 (4) (a) of the statutes is amended to read:

20 5.25 (4) (a) Each polling place shall be accessible to ~~elderly and handicapped~~
21 all physically disabled individuals. The board shall ensure that the voting system
22 used at each polling place will permit all physically disabled individuals to vote
23 without the need for assistance and with the same degree of privacy that is accorded
24 to nondisabled electors voting at the same polling place. In any jurisdiction that is
25 subject to the requirement under 42 USC 1973aa-1a to provide voting materials in

1 any language other than English, the board shall ensure that the voting system used
2 at each polling place in that jurisdiction is in compliance with 42 USC 1973aa-1a.

3 SECTION 11. 5.25 (4) (c) of the statutes is repealed.

4 SECTION 12. 5.35 (6) (a) 2m., 4., 4a. and 4b. of the statutes are created to read:

5 5.35 (6) (a) 2m. General information prescribed by the board on federal laws
6 relating to election fraud and misrepresentation in federal elections.

7 4. The date of the election and the hours during which the polling place is open.

8 4a. Instructions prescribed by the board for electors who are voting for the first
9 time after registering to vote.

10 4b. General information prescribed by the board concerning voting rights
11 under applicable state and federal laws, including the method of redress for any
12 alleged violations of those rights.

13 SECTION 13. 5.40 (6) of the statutes is amended to read:

14 5.40 (6) A municipality which utilizes voting machines or an electronic voting
15 system at a polling place may permit use of the machines or system by electors voting
16 under s. 6.15 only as authorized under s. 6.15 (3) (b).

17 SECTION 14. 5.55 (title) of the statutes is amended to read:

18 5.55 (title) ~~Ballot identification and identifying information~~ ~~information~~

19 SECTION 15. 5.87 of the statutes is renumbered 5.87 (1).

20 SECTION 16. 5.87 (2) of the statutes is created to read:

21 5.87 (2) The board shall, by rule, prescribe uniform standards for determining
22 the validity of votes cast or attempted to be cast with each electronic voting system
23 approved for use in this state under s. 5.91. The rules shall apply only to situations
24 that may arise in which the validity of a vote or attempted vote cast by an elector
25 utilizing a particular system cannot be determined under s. 7.50.

1 SECTION 17. 5.91 (15) to (18) of the statutes are created to read:

2 5.91 (15) It permits an elector to privately verify the votes selected by the
3 elector before casting his or her ballot.

4 (16) It provides an elector with the opportunity to change his or her votes and
5 to correct any error or to obtain a replacement for a spoiled ballot prior to casting his
6 or her ballot.

7 (17) Unless the ballot is counted at a central counting location, it includes a
8 mechanism for notifying an elector who attempts to cast an excess number of votes
9 for a single office that his or her votes for that office will not be counted, and provides
10 the elector with an opportunity to correct his or her ballot or to receive and cast a
11 replacement ballot.

12 (18) It produces a permanent paper record of the vote cast by each elector at
13 the time that it is cast that enables a manual count or recount of the elector's vote.

14 SECTION 18. 6.06 of the statutes is created to read:

15 6.06 Information for uniformed service members. The board is the
16 agency designated by this state under 42 USC 1973ff-1 to provide information
17 regarding voter registration and absentee balloting procedures to absent members
18 of the uniformed services and overseas voters with respect to elections for national
19 office.

20 SECTION 19. 6.15 (2) (title) of the statutes is amended to read:

21 6.15 (2) (title) ~~APPLICATION FOR BALLOT PROCEDURE AT CLERK'S OFFICE.~~

22 SECTION 20. 6.15 (2) (a) (intro.) of the statutes is amended to read:

23 6.15 (2) (a) (intro.) The elector's request for the application form may be made
24 in person to the ~~proper~~ municipal clerk ~~either in person or in writing any time during the~~
25 ~~10-day period in which the elector's residence requirement is incomplete, but not~~

1 later than the applicable deadline for making application for an absentee ballot
 2 Application may be made not sooner than 9 days nor later than 5 p.m. on the day
 3 before the election, or may be made at the proper polling place in the ward or election
 4 district in which the elector resides. ~~(If the ballot is to be mailed, the application must~~
 5 ~~be received no later than 5 p.m. on the Friday before the election.)~~ *If an elector makes*
 6 *application*

7 form shall be returned to the municipal clerk after the affidavit has been signed in
 8 the presence of the clerk or any officer authorized by law to administer oaths. The
 9 affidavit shall be in substantially the following form:

10 ~~SECTION 21. 6.15 (2) (bm) of the statutes is created to read:~~
 11 6.15 (2) (bm) When making application at the office of the municipal clerk, each
 12 applicant shall provide acceptable proof of residence under s. 6.55 (7). If the
 13 applicant cannot provide acceptable proof of residence, the applicant may have his
 14 or her residence corroborated by another elector of the municipality. The
 15 corroborating elector shall then provide acceptable proof of residence under s. 6.55
 (7).

16 ~~SECTION 22. 6.15 (2) (e) of the statutes is created to read:~~
 17 6.15 (2) (e) The elector makes application in writing but does not appear in
 18 person, and the clerk receives a properly completed application and cancellation card
 19 from the elector, the clerk shall provide the elector with a ballot. In order to be
 20 counted, the ballot must be received by the municipal clerk no later than 5 p.m. on
 21 the day before the election.

22 SECTION 23. 6.15 (3) (a) (title) of the statutes is repealed.

23 SECTION 24. 6.15 (3) (a) 1., 2. and 3. of the statutes are renumbered 6.15 (2) (d)

24 1r., 2. and 3., and 6.15 (2) (d) 1r., as renumbered, is amended to read:

*application
before
election
day,
the*

1 6.15 (2) (d) 1r. Upon proper completion of the application and cancellation card,
 2 the municipal clerk shall ~~inform the elector that he or she may vote for the~~
 3 ~~presidential electors not sooner than 9 days nor later than 5 p.m. on the day before~~
 4 ~~the election at the office of the municipal clerk, or at a specified polling place on~~
 5 ~~election day. When voting at the municipal clerk's office, the applicant shall provide~~
 6 ~~identification and require the elector to provide acceptable proof of residence under~~
 7 ~~s. 6.55 (7). If the elector cannot provide acceptable proof of residence, the elector may~~
 8 ~~have his or her residence corroborated~~ ^{in a statement that is signed} ~~by another elector of the municipality. If the~~ ^{and that}
 9 ~~residence is corroborated by another elector, that elector shall then provide proof of~~ ^{containing}
 10 ~~residence under s. 6.55 (7). The elector shall then mark the ballot in the clerk's~~ ^{the}
 11 ~~presence in a manner that will not disclose his or her vote. Unless the ballot is~~ ^{current}
 12 ~~utilized with an electronic voting system, the applicant~~ ^{street} ~~elector shall~~ ^{address} ~~fold the ballot~~ ^{of the} ~~so as to conceal his or her vote. The applicant clerk or elector shall then deposit the~~ ^{corroborating}
 13 ~~ballot and seal it in place the ballot in an envelope furnished by the clerk.~~ ^{elector}

15 SECTION 25. 6.15 (3) (b) (title) of the statutes is repealed.

16 SECTION 26. 6.15 (3) (b) of the statutes is renumbered 6.15 (3) and amended to
 17 read:

18 6.15 (3) ~~VOTING PROCEDURE~~ PROCEDURE AT POLLING PLACE. An eligible elector
 19 may appear at the polling place for the ward or election district where he or she
 20 resides and make application for a ballot under sub. (2). ~~In such case, the inspector~~
 21 ~~or special registration deputy~~ Except as otherwise provided in this subsection, an
 22 elector who casts a ballot under this subsection shall follow the same procedure
 23 required for casting a ballot at the municipal clerk's office under sub. (2). The
 24 inspectors shall perform the duties of the municipal clerk. The elector shall provide
 25 identification. If the elector is qualified, he or she shall be permitted to vote, except

1 that the inspectors shall return the cancellation card under sub. (2) (b) to the
2 municipal clerk and the clerk shall forward the card as provided in sub. (2) (c) if
3 required. Upon proper completion of the application and cancellation card and
4 submittal of acceptable proof of residence under s. 6.55 (7) or providing corroboration
5 of residence, the inspectors shall permit the elector to cast his or her ballot for
6 president and vice president. The elector shall mark the ballot and, unless the ballot
7 is utilized with an electronic voting system, the elector shall fold the ballot, and shall
8 deposit the ballot into the ballot box or give it to the inspector. The inspector shall
9 deposit it directly into the ballot box. Voting machines or ballots utilized with
10 electronic voting systems may only be used by electors voting under this section if
11 they permit voting for president and vice president only.

12 SECTION 27. 6.15 (4) (d) of the statutes is amended to read:

13 6.15 (4) (d) Upon satisfactory completion of the procedure under pars. (b) and
14 (c) the inspectors shall deposit the ballot in the ballot box. The inspectors shall enter
15 the name of each elector voting under this section on the poll list with an indication
16 that the elector is voting under this section or on a separate list maintained for the
17 purpose under s. 6.79 (2) (c).

18 SECTION 28. 6.20 of the statutes is amended to read:

19 6.20 Absent electors. Any qualified elector of this state who registers where
20 required may vote by absentee ballot under ss. 6.84 to 6.89.

21 SECTION 29. 6.24 (3) of the statutes is amended to read:

22 6.24 (3) REGISTRATION. ~~If registration is required in the municipality where the~~
23 The overseas elector resided or where the elector's parent resided, the elector shall
24 register in the municipality where he or she was last domiciled or where the overseas
25 elector's parent was last domiciled on a form prescribed by the board designed to

1 ascertain the elector's qualifications under this section. The form shall be
2 substantially similar to the original form under s. 6.33 (1), insofar as applicable.
3 Registration shall be accomplished in accordance with s. 6.30 (4).

4 SECTION 30. 6.24 (4) (a) of the statutes is amended to read:

5 6.24 (4) (a) An overseas elector who is properly registered ~~where registration~~
6 ~~is required~~ may request an absentee ballot in writing under ss. 6.86 to 6.89.

7 SECTION 31. 6.24 (4) (c) of the statutes is amended to read:

8 6.24 (4) (c) Upon receipt of a timely application from an individual who
9 qualifies as an overseas elector and who has registered to vote in a municipality
10 under sub. (3) ~~whenever registration is required in that municipality~~, the municipal
11 clerk of the municipality shall send an absentee ballot to the individual for all
12 subsequent elections for national office to be held during the year in which the ballot
13 is requested, unless the individual otherwise requests or until the individual no
14 longer qualifies as an overseas elector.

15 SECTION 32. 6.24 (8) of the statutes is repealed.

16 SECTION 33. 6.27 (1) of the statutes is renumbered 6.27 and amended to read:

17 ~~6.27 Where elector~~ **Elector registration required.** ~~Every municipality~~
18 ~~over 5,000 population shall keep a registration list consisting of all currently~~
19 ~~registered electors. Where used, registration applies to~~ Registration is required in
20 every municipality for all elections.

21 SECTION 34. 6.27 (2) to (5) of the statutes are repealed.

22 SECTION 35. 6.276 of the statutes is created to read:

23 **6.276 Federal absentee voting statistics.** (1) In this section, "military
24 elector" and "overseas elector" have the meanings given in s. 6.36 (2) (c).

① (2) Within ~~70~~³⁰ days after each general election, each municipal clerk shall
2 transmit to the board a report of the number of absentee ballots transmitted by the
3 clerk to absent military electors and overseas electors for that election and the
4 combined number of those ballots that were cast by those electors in that election.

5 (3) Within 90 days after each general election, the board shall compile the
6 information contained in the reports received from municipal clerks under sub. (2)
7 and transmit the information to the federal Election Assistance Commission.

8 SECTION 36. 6.28 (2) (b) of the statutes is amended to read:

9 6.28 (2) (b) The municipal clerk of each municipality ~~in which elector~~
10 ~~registration is required~~ shall notify the school board of each school district in which
11 the municipality is located that high schools shall be used for registration pursuant
12 to par. (a). The school board and the municipal clerk shall agree upon the
13 appointment of at least one qualified elector at each high school as a special school
14 registration deputy. The municipal clerk shall appoint such person as a school
15 registration deputy and explain the person's duties and responsibilities. Students
16 and staff may register at the high school on any day that classes are regularly held.
17 The school registration deputies shall promptly forward properly completed
18 registration forms to the municipal clerk of the municipality in which the registering
19 student or staff member resides. The municipal clerk, upon receiving such
20 registration forms, shall add all those registering electors who have met the
21 registration requirements to the registration list. The municipal clerk may reject
22 any registration form and shall promptly notify the person whose registration is
23 rejected of the rejection and the reason therefor. A person whose registration is
24 rejected may reapply for registration if he or she is qualified. The form of each high
25 school student who is qualified and will be eligible to vote at the next election shall

1 be filed in such a way that when a student attains the age of 18 years the student is
2 registered to vote automatically. Each school board shall assure that the principal
3 of every high school communicates elector registration information to students.

4 SECTION 37. 6.28 (3) of the statutes is amended to read:

5 6.28 (3) ~~AT OFFICE OF REGISTER OF DEEDS. Any person who resides in a~~
6 ~~municipality requiring registration of electors~~ shall be given an opportunity to
7 register to vote at the office of the register of deeds for the county in which the
8 person's residence is located. An applicant may fill out the required registration form
9 under s. 6.33. Upon receipt of a completed form, the register of deeds shall forward
10 the form within 5 days to the appropriate municipal clerk, or to the board of election
11 commissioners in cities over 500,000 population. The register of deeds shall forward
12 the form immediately whenever registration closes within 5 days of receipt.

13 ~~SECTION 38. 6.285 of the statutes is created to read:~~

14 **6.285 Registration identification numbers; supplemental identifiers.**

15 (1) ~~Upon registration of any elector who~~ ^{II 411} does not have either a valid Wisconsin
16 driver's license or a social security account number, the board shall assign a unique
17 registration identification number to that elector.

18 (2) If an elector submits the last 4 digits of a social security account number
19 with his or her registration form, the board shall assign supplemental identifying
20 numerals or characters to the individual so that the individual's identification is
21 unique.

22 SECTION 39. 6.29 (2) (a) of the statutes is amended to read:

23 6.29 (2) (a) Any qualified elector of a municipality ~~where registration is~~
24 ~~required~~ who has not previously filed a registration form or whose name does not
25 appear on the registration list of the municipality ~~shall be entitled to vote at the~~

1 election if he or she delivers to the municipal clerk may register after the close of
2 registration but not later than 5 p.m. ^{or the close of business, whichever is later} of the day before an election at the office of the
3 municipal clerk and at the office of the clerk's agent if the clerk delegates
4 responsibility for electronic maintenance of the registration list to an agent under
5 s. 6.33 (5) (b). The elector shall complete, in the manner provided under s. 6.33 (2),
6 a registration form executed by the elector. The form shall contain a certification by
7 the elector that all statements are true and correct. Alternatively, if the elector
8 cannot obtain a registration form, the elector may deliver a statement, signed by the
9 elector, containing all of the information required on the registration form containing
10 all information required under s. 6.33 (1). The elector shall present also provide
11 acceptable proof of residence as provided in under s. 6.55 (7). If no proof is presented
12 Alternatively, if the elector is unable to provide acceptable proof of residence under s.
13 6.55 (7), the information contained in the registration form or the listing of required
14 information shall be substantiated corroborated in a statement that is signed by one
15 any other elector of the municipality, corroborating all the material statements
16 therein and that contains the current street address of the corroborating elector. The
17 corroborating elector shall then provide acceptable proof of residence under s. 6.55
18 (7). The signing of the form by the registering elector and statement by the
19 corroborating elector shall be done in the presence of the municipal clerk or deputy
20 clerk not later than 5 p.m. of the day before an election.

21 SECTION 40. 6.29 (2) (b) of the statutes is amended to read:

22 6.29 (2) (b) ~~Upon~~ Unless the municipal clerk determines that the registration
23 list will be revised to incorporate the registration in time for the election, upon the
24 filing of the registration form required by this section, the municipal clerk or clerk's
25 agent under s. 6.33 (5) (b) shall issue a certificate containing the name and address

1 of the elector addressed to the inspectors of the proper ward or election district
 2 directing that the elector be permitted to cast his or her vote, ~~unless the clerk~~
 3 ~~determines that the registration list will be revised to incorporate the registration~~
 4 ~~in time for the election~~ if the elector complies with all requirements for voting at the
 5 polling place. The certificate shall be numbered serially, prepared in duplicate and
 6 one copy preserved in the office of the municipal clerk.

7 SECTION 41. 6.33 (title) of the statutes is amended to read:

8 **6.33 (title) Registration forms; manner of completing.**

9 SECTION 42. 6.33 (1) of the statutes is amended to read:

10 6.33 (1) The municipal clerk shall supply sufficient registration forms as
 11 prescribed by the board printed on loose-leaf sheets or cards to obtain from each
 12 applicant information as to name,; date,; residence location,; citizenship,; ^{date of birth;} age,; the
 13 number of a valid operator's license issued to the elector under ch. 343 or the last 4
 14 digits of the elector's social security account number; whether the applicant has
 15 resided within the ward or election district for at least 10 days,; whether the
 16 applicant has lost his or her right to vote,; and whether the applicant is currently
 17 registered to vote at any other location, ~~and.~~ The forms shall also provide a space for
 18 the applicant's signature and the ward and aldermanic district, if any, where the
 19 elector resides. ~~The forms shall also include a space for the identification serial~~ ^{and any other information required to determine the offices and referendum}
 20 ~~number of any elector who is issued such a number under s. 6.47 (3) where the clerk~~ ^{For which the elector is certified to vote}
 21 may record an indication of whether the form is received by mail and a space where
 22 the clerk, for any applicant who possesses a valid voting identification card issued
 23 to the person under s. 6.47 (3), may record the identification serial number appearing
 24 on the voting identification card. Each register of deeds shall obtain sufficient
 25 registration forms at the expense of the unit of government by which he or she is

1 employed for completion by any elector who desires to register to vote at the office
2 of the register of deeds under s. 6.28 (3).

3 SECTION 43. 6.33 (2) of the statutes is amended to read:

4 6.33 (2) (a) ~~The All~~ information may be recorded by any person, but the ~~except~~
5 that the ward and aldermanic district, if any, ^{other geographic information under} and the indication of whether the sub.
6 registration is received by mail, and any information relating to an applicant's voting (1)
7 identification card shall be recorded by the clerk. Each applicant shall sign his or
8 her own name unless the applicant is unable to sign his or her name due to physical
9 disability. In such case, the applicant may authorize another elector to sign the form
10 on his or her behalf. If the applicant so authorizes, the elector signing the form shall
11 attest to a statement that the application is made upon request and by authorization
12 of a named elector who is unable to sign the form due to physical disability. ~~Ward and~~
13 ~~aldermanic district information shall be filled in by the clerk.~~

14 (b) Except as provided ~~under ss. 6.30 (4) and in s. 6.86 (3) (a) 2.,~~ the registration
15 form shall be signed by the registering elector and any corroborating elector under
16 s. 6.29 (2) (a) or 6.55 (2) before the clerk, issuing officer or registration deputy. The
17 form shall contain a certification by the registering elector that all statements are
18 true and correct.

SECTION # RP: 6.33 (3)

19 SECTION 44. 6.33 (5) of the statutes is created to read:

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21 6.33 (5) (a) Except as provided in par. (b), whenever a municipal clerk receives
22 a valid registration or valid change of a name or address under an existing
23 registration and whenever a municipal clerk cancels a registration, the municipal
24 clerk shall promptly enter electronically on the list maintained by the board under
25 s. 6.36 (1) the information required under that subsection, except that the municipal
clerk may update any entries that change on the date of an election in the

1 municipality within 10 days after that date, and the municipal clerk shall provide
2 to the board information that is confidential under s. 6.47 (2) in such manner as the
3 board prescribes.

4 (b) The municipal clerk of any municipality may, by mutual consent, designate
5 any other municipal clerk, any county clerk, or the board as the clerk's agent to carry
6 out the functions of the municipal clerk under this ^{Section} subsection for that municipality.
7 The municipal clerk shall notify the county clerk of each county in which the
8 municipality is located and the board of any such designation in writing. The
9 municipal clerk may, by similar notice to the clerk's agent at least 14 days prior to
10 the effective date of any change, discontinue the designation. If the municipal clerk
11 designates another municipal clerk, a county clerk, or the board as his or her agent,
12 the municipal clerk shall immediately forward all registration changes filed with the
13 ~~municipal~~ clerk ^{and voting record information obtained by the clerk} to the ^{clerk's} agent for electronic entry on the registration list.

14 SECTION 45. 6.35 (2) of the statutes is repealed.

15 SECTION 46. 6.35 (3) of the statutes is amended to read:

16 6.35 (3) ~~In municipalities employing data processing for keeping of registration~~
17 ~~records, original~~ Original registration records shall be maintained in the office of the
18 municipal clerk or board of election commissioners at all times.

19 SECTION 47. 6.35 (5) and (6) of the statutes are repealed.

20 SECTION 48. 6.36 (1) of the statutes is repealed and recreated to read:

21 6.36 (1) (a) The board shall compile and maintain electronically an official
22 registration list. The list shall contain the name and address of each registered
23 elector in the state, the ward and aldermanic district of the elector, if any, and, for
24 each elector, the number of a valid operator's license issued to the elector under ch.
25 343, ^{if any, or} the last 4 digits of the elector's social security account number ^{if any,} ^{the} ^{board} ~~and any~~

1 ~~supplemental identification assigned under s. 6285 (2), or the registration~~
 2 ~~identification number issued to the elector under s. 6285 (2),~~ any identification
 3 serial number issued to the elector under s. 6.47 (3). *and such other information as*
 4 *may be determined by the board to facilitate administration of elector registration*
 (b) 1. The list shall be open to public inspection under s. 19.35 (1) and shall be *requirements*

5 electronically accessible by any person, except that:

6 a. No person other than an employee of the board, a municipal clerk, a deputy
 7 clerk, an executive director of a city board of election commissioners, or a deputy
 8 designated by the executive director may view the *date of birth, registration* operator's license number, social
 9 security account number, ~~or any supplemental identification or registration~~ *identification number*
 10 ~~identification number of an elector~~ or the address of an elector to whom an
 11 identification serial number is issued under s. 6.47 (3).

12 b. No person other than an employee of the board, a municipal clerk, or an
13 election official who is authorized by a municipal clerk may make a change in the list.

14 2. The list shall be electronically accessible by name and shall also be accessible
15 in alphabetical order of the electors' names for the entire state and for each county,
16 municipality, ward, and combination of wards authorized under s. 5.15 (6) (b).

17 (c) The list shall be designed in such a way that the municipal clerk or board
18 of election commissioners of any municipality and any election official who is
19 authorized by the clerk or executive director of the board of election commissioners
20 may, by electronic transmission, add, revise, or remove entries on the list for any
21 elector who resides in, or who the list identifies as residing in, that municipality and
22 no other municipality.

23 (d) Upon receipt of official notification by the appropriate election
24 administrative authority of another state, territory, or possession that an elector

1 whose name appears on the list has registered to vote in that state, territory, or
2 possession, the board ^{or the municipal clerk of the municipality where} shall remove the name of that elector from the list. ^{the elector}

3 (e) If the board adds the name of any elector to the list, the board shall promptly ^{formerly}
4 notify the municipal clerk of the municipality where the elector resides. If the board ^{resided}
5 removes the name of any elector from the list, the board shall promptly notify the
6 municipal clerk of the municipality where the elector resides or, if the elector has
7 changed his or her residence from one municipality to another municipality in this
8 state, shall promptly notify the municipal clerk of the municipality where the elector
9 resided prior to the change. Notification shall be made in writing or by electronic
10 transmission. ^{If the board removes the name of any elector from the list, the board shall make an entry on the list giving the date of and the reason for the removal.}

11 (g) ~~(f)~~ The board shall make all reasonable efforts to ensure that the list is
12 maintained in a manner that precludes unauthorized persons from making
13 alterations to the list.

14 SECTION 49. 6.36 (2) (a) of the statutes is amended to read:

15 6.36 (2) (a) Except as provided in ~~par. pars. (b) and (c),~~ the each registration
16 lists list prepared for use at a polling place shall contain the full name and address
17 of each registered elector; a blank column for the entry of the serial number of the
18 electors when they vote; if the list is prepared for use at an election for national
19 office, an indication next to the name of each elector for whom identification is
20 required under par. (c) 2.; and a form of a certificate bearing the certification of the
21 executive director of the board stating that each the list is a true and complete
22 combined check and registration list of the respective municipality or the ward or
23 wards for which the list is prepared.

24 SECTION 50. 6.36 (2) (c) of the statutes is created to read:

25 6.36 (2) (c) 1. In this paragraph:

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①

a. "Military elector" means a member of a ~~uniformed~~ ^{uniformed} service on active duty who, by reason of that duty, is absent from the residence where the member is otherwise qualified to vote; a member of the merchant marine, as defined in s. 6.22 (1) (a), who by reason of service in the merchant marine, is absent from the residence where the member is otherwise qualified to vote; or the spouse or dependent of any such member who, by reason of the duty or service of the member, is absent from the residence where the spouse or dependent is otherwise qualified to vote.

b. "Overseas elector" means an elector who resides outside the United States and who is qualified under federal law to vote in elections for national office in this state because the elector was last domiciled in this state immediately prior to the elector's departure from the United States.

2. If the registration list is prepared for use at an election for national office, the list shall contain, next to the name of each elector, an indication of whether identification is required for the elector to be permitted to vote. Identification is required if the elector is not a military elector or an overseas elector and the elector registers by mail and has not previously voted in an election for national office in this state.

SECTION 51. 6.36 (3) of the statutes is amended to read:

~~6.36 (3) Municipalities shall prepare at least 2 copies of the registration list for each ward and bind them in book form. The original registration forms constitute the official registration list and shall be controlling whenever discrepancies occur in entering information from the forms under s. 6.33 (5).~~

SECTION 52. 6.40 (2) (b) of the statutes is amended to read:

6.40 (2) (b) In addition to the revision which is required under s. 6.50, municipal clerks may conduct door-to-door and mail registration canvasses at any

1 time. The door-to-door canvass shall consist of both the deletion from the
2 registration list of the names of electors who no longer reside at the address for which
3 they are registered and the addition to the registration list of the names of electors
4 who reside at that address. The mail canvass shall consist of the municipal clerk
5 examining the registration records and canceling the registration of electors after
6 the mailing of notices in accordance with s. 6.50 (1) and (2) ~~or (2m)~~. The mail canvass
7 may also consist of adding to the registration list the names of eligible electors. Both
8 door-to-door and mail canvasses whenever made shall be made throughout the
9 municipality in a uniform manner. An elector who wishes to obtain a confidential
10 listing under s. 6.47 (2) shall register at the office of the municipal clerk of the
11 municipality where the elector resides.

12 SECTION 53. 6.47 (2) of the statutes is amended to read:

13 6.47 (2) Except as authorized in sub. (8), the board, each municipal clerk, each
14 agent designated under s. 6.33 (5) (b), and each election official shall withhold from
15 public inspection under s. 19.35 (1) the name and address of any eligible individual
16 whose name appears on a poll list or registration list if the individual files provides
17 the municipal clerk with a valid written request ~~with the clerk~~ to protect the
18 individual's confidentiality. To be valid, a request under this subsection must be
19 accompanied by a copy of a protective order that is in effect, an affidavit under sub.
20 (1) (a) 2. that is dated within 30 days of the date of the request or a statement signed
21 by the operator or an authorized agent of the operator of a shelter that is dated within
22 30 days of the date of the request and that indicates that the operator operates the
23 shelter and that the individual making the request resides in the shelter. A
24 physically disabled individual who appears personally at the office of the municipal

1 clerk accompanied by another elector of this state may designate that elector to make
2 a request under this subsection on his or her behalf.

3 SECTION 54. 6.47 (3) of the statutes is amended to read:

4 6.47 (3) Upon ~~listing of~~ receiving a valid written request from an elector under
5 sub. (2), the municipal clerk shall issue to the elector a voting identification card on
6 a form prescribed by the board that shall contain the name of the elector's
7 ~~municipality issuing the card of residence~~ and, in the case of a town, the county in
8 which the town is located, the elector's name, the ward in which the elector resides,
9 if any, and a unique identification serial number issued by the board. The number
10 issued to an elector under this subsection shall not be changed for so long as the
11 elector continues to qualify for a listing under sub. (2).

12 SECTION 55. 6.50 (1) (intro.) of the statutes is amended to read:

13 6.50 (1) (intro.) Within 90 days following each general election, the municipal
14 clerk or board of election commissioners of each municipality ~~in which registration~~
15 ~~is required~~ shall examine the registration records and identify each elector who has
16 not voted within the previous 4 years if qualified to do so during that entire period
17 and shall mail a notice to the elector in substantially the following form:

18 SECTION 56. 6.50 (2m) of the statutes is repealed.

19 SECTION 57. 6.50 (8) of the statutes is amended to read:

20 6.50 (8) Any municipal governing body may direct the municipal clerk or board
21 of election commissioners to arrange with the U.S. postal service pursuant to
22 applicable federal regulations, to receive change of address information with respect
23 to individuals residing within the municipality for revision of the elector registration
24 list. If required by the U.S. postal service, the governing body may create a
25 registration commission consisting of the municipal clerk or executive director of the

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1 board of election commissioners and 2 other electors of the municipality appointed
 2 by the clerk or executive director for the purpose of making application for address
 3 changes and processing the information received. The municipal clerk or executive
 4 director shall act as chairperson of the commission. Any authorization under this
 5 subsection shall be for a definite period or until the municipal governing body
 6 otherwise determines. The procedure shall apply uniformly to the entire
 7 municipality whenever used. The procedure shall provide for receipt of complete
 8 change of address information on an automatic basis, or not less often than once
 9 every 2 years during the 60 days preceding the close of registration for the September
 10 primary. If a municipality adopts the procedure for obtaining address corrections
 11 under this subsection, it need not comply with the procedure for mailing address
 12 verification cards under subs. (1) and (2) ~~or (2m)~~.

13 SECTION 58. 6.50 (10) of the statutes is amended to read:

14 6.50 (10) Any ^{qualified} elector whose registration is canceled under this section may
 15 have his or her registration reinstated by filing a new registration form reregister
 16 as provided under s. 6.28 (1), 6.29 (2), or 6.55 (2).

17 ~~SECTION 59. 6.54 of the statutes is repealed.~~

18 SECTION 60. 6.55 (2) (a) 1. (intro.) of the statutes is amended to read:

19 6.55 (2) (a) 1. (intro.) Except where the procedure under par. (c) or (cm) is
 20 employed, any person who qualifies as an elector in the ward or election district
 21 where he or she desires to vote, but has not previously filed a registration form, or
 22 was registered at another location ~~in a municipality where registration is required,~~
 23 may request permission to vote at the polling place for that ward or election district,
 24 or at an alternate polling place assigned under s. 5.25 (5) (b). When a proper request
 25 is made, the inspector shall require the person to execute a registration form

1 prescribed by the board ~~that~~. The registration form shall be completed in the manner
 2 provided under s. 6.33 (2) and shall contain all information required under s. 6.33
 3 (1), together with the following certification:

4 SECTION 61. 6.55 (2) (b) of the statutes is amended to read:

5 6.55 (2) (b) Upon executing the registration form under par. (a), the ~~person~~
 6 ~~elector shall be required by a special registration deputy or inspector to present~~

7 ~~provide the number of a valid operator's license issued to the elector under ch. 943~~
 8 ~~or the last 4 digits of the elector's social security account number. The elector shall~~

9 ~~also provide acceptable proof of residence under sub. (7). If the person elector cannot~~
 10 ~~supply such ~~provide one of the numbers specified in this paragraph and~~ proof of~~

11 ~~residence, the information contained in the registration form shall be substantiated~~
 12 ~~and signed corroborated in a statement that is signed by one other any elector who~~

13 ~~resides in the same municipality as the registering elector, corroborating all the~~
 14 ~~material statements therein.~~ *and that contains the current street address of the*

15 ~~of residence as provided in sub. (7). The signing by the elector executing the~~
 16 ~~registration form and by any elector who corroborates the information in the form~~

17 ~~corroborator shall be in the presence of the special registration deputy or inspector.~~

18 ~~Upon compliance with this procedure, such person shall then be given the right to~~
 19 ~~vote the elector shall be permitted to cast his or her vote, if the elector complies with~~

20 all other requirements for voting at the polling place.

21 SECTION 62. 6.55 (2) (c) 1. of the statutes is amended to read:

22 6.55 (2) (c) 1. As an alternative to registration at the polling place under pars.

23 (a) and (b), the board of election commissioners, or the governing body of any
 24 municipality ~~in which registration is required~~ may by resolution require a person
 25 who qualifies as an elector and who is not registered and desires to register on the

1 day of an election to do so at another readily accessible location in the same building
2 as the polling place serving the elector's residence or at an alternate polling place
3 assigned under s. 5.25 (5) (b), instead of at the polling place serving the elector's
4 residence. In such case, the municipal clerk shall prominently post a notice of the
5 registration location at the polling place. The municipal clerk, deputy clerk or special
6 registration deputy at the registration location shall require such person to execute
7 a registration form as prescribed under par. (a) and to provide ~~the number of a valid~~
8 ~~operator's license issued to the elector under ch. 748 or the last 4 digits of the elector's~~
9 ~~social security account number. The elector shall also provide~~ acceptable proof of
10 residence as provided under sub. (7). If the person elector cannot supply such provide
11 one of the numbers specified in this subdivision and acceptable proof of residence,
12 the information contained in the registration form shall be corroborated in the
13 manner provided in par. (b). The signing by the elector executing the registration
14 form and by any ~~corroborating elector~~ corroborator shall be in the presence of the
15 municipal clerk, deputy clerk or special registration deputy. Upon proper completion
16 of registration, the municipal clerk, deputy clerk or special registration deputy shall
17 serially number the registration and give one copy to the elector for presentation at
18 the polling place serving the elector's residence or an alternate polling place assigned
19 under s. 5.25 (5) (b).

20 SECTION 63. 6.55 (2) (c) 2. of the statutes is amended to read:

21 6.55 (2) (c) 2. Upon compliance with the procedures under subd. 1., the
22 municipal clerk or deputy clerk shall issue a certificate addressed to the inspectors
23 of the proper polling place directing that the elector be permitted to cast his or her
24 vote if the elector complies with all requirements for voting at the polling place. The
25 clerk shall enter the name and address of the elector and the number provided by the

1 elector on the face of the certificate. If the elector's registration is corroborated, the
2 clerk shall also enter the name and address of the corroborator on the face of the
3 certificate. The certificate shall be numbered serially and prepared in duplicate. The
4 municipal clerk shall preserve one copy in his or her office.

5 **SECTION 64.** 6.55 (2) (d) of the statutes is amended to read:

6 6.55 (2) (d) A registered elector who has changed his or her name but resides
7 at the same address, and has not notified the municipal clerk under s. 6.40 (1) (c),
8 shall notify the inspector of the change before voting. The inspector shall then notify
9 the municipal clerk at the time ~~which~~ when materials are returned under s. 6.56 (1).
10 If an elector ~~changes~~ has changed both a name and address, the elector shall
11 ~~complete a registration form~~ register at the polling place or other registration
12 location under pars. (a) and (b).

13 **SECTION 65.** 6.55 (3) of the statutes is amended to read:

14 6.55 (3) Any qualified elector in the ward or election district where the elector
15 desires to vote whose name does not appear on the registration list ~~where~~
16 ~~registration is required~~ but who claims to be registered to vote in the election may
17 request permission to vote at the polling place for that ward or election district.
18 When the request is made, the inspector shall require the person to give his or her
19 name and address. If the elector is not at the polling place which serves the ward or
20 election district where the elector resides, the inspector shall provide the elector with
21 directions to the correct polling place. If the elector is at the correct polling place, the
22 elector shall then execute the following written statement: "I, ..., hereby certify that
23 to the best of my knowledge, I am a qualified elector, having resided at for at least
24 10 days immediately preceding this election, and that I am not disqualified on any
25 ground from voting, and I have not voted at this election and am properly registered

1 to vote in this election." The person shall be required to provide ~~the number of a valid~~
 2 ~~operator's license issued to the elector under ch. 343 or the last 4 digits of the elector's~~
 3 ~~social security account number. The elector shall also provide~~ acceptable proof of
 4 residence as provided under sub. (7) and shall then be given the right to vote. If
 5 acceptable proof is presented, the elector need not have the information corroborated
 6 by any other elector. If acceptable ~~the elector cannot provide one of the numbers~~
 7 ~~specified in this subsection and~~ acceptable proof is not presented of residence, the
 8 statement shall be certified by the elector and shall be corroborated in a statement
 9 that is signed ^{and that contains the current street address of the corroborating} by another any other elector who resides in the municipality. The
 10 corroborator shall then provide acceptable proof of residence as provided in sub. (7). ^{elector}

11 Whenever the question of identity or residence cannot be satisfactorily resolved and
 12 the elector cannot be permitted to vote, an inspector shall telephone the office of the
 13 municipal clerk to reconcile the records at the polling place with those at the office.

14 SECTION 66. 6.55 (7) (a) (intro.) of the statutes is amended to read:

15 6.55 (7) (a) (intro.) For purposes of this section, ~~a form of identification an~~
 16 identifying document constitutes acceptable proof of residence if it includes:

17 SECTION 67. 6.55 (7) (b) of the statutes is amended to read:

18 6.55 (7) (b) If an elector's address has changed since ~~a piece of identification~~
 19 an identifying document was issued, the new information may be typed or printed
 20 on the ~~identification document~~ document by hand, in ink.

21 SECTION 68. 6.55 (7) (c) (intro.) of the statutes is amended to read:

22 6.55 (7) (c) (intro.) ~~Forms of identification~~ Identifying documents which
 23 constitute acceptable proof of residence under this section, when they contain the
 24 information specified in par. (a), include the following:

25 SECTION 69. 6.55 (7) (c) 1. of the statutes is amended to read:

1 6.55 (7) (c) 1. ~~A Wisconsin motor vehicle~~ An operator's license issued under ch.
2 343.

3 SECTION 70. 6.55 (7) (c) 2. of the statutes is amended to read:

4 6.55 (7) (c) 2. ~~A Wisconsin~~ An identification card issued under ~~s. 125.08, 1987~~
5 ~~stats s. 343.50.~~

6 SECTION 71. 6.55 (7) (d) of the statutes is amended to read:

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

10 SECTION 72. 6.79 (intro.) (except 6.79 (title)) of the statutes is renumbered 6.79
11 (1m) and amended to read:

12 6.79 (1m) SEPARATE POLL LISTS. Two election officials at each election ward shall
13 be in charge of and shall maintain 2 separate poll lists of containing information
14 relating to all persons voting. The municipal clerk may elect to maintain the
15 information on the ~~poll list~~ lists manually or electronically. If the ~~list is~~ lists are
16 maintained electronically, the officials shall enter the information into an electronic
17 data recording system that enables retrieval of ~~a printed copy~~ copies of the ~~poll list~~
18 lists at the polling place. The system employed is subject to the approval of the board.

19 SECTION 73. 6.79 (1) of the statutes is repealed.

20 SECTION 74. 6.79 (2) of the statutes is repealed and recreated to read:

21 6.79 (2) VOTING PROCEDURE. (a) Unless information on the poll list is entered
22 electronically, the municipal clerk shall supply the inspectors with 2 copies of the
23 most current official registration list or lists prepared under s. 6.36^{(2)(a)} ~~(1)~~ for use as poll
24 lists at the polling place. Except as provided in sub. (6), each person, before receiving
25 a serial number, shall state his or her full name and address. The officials shall verify

1 that the name and address provided by the person are the same as the person's name
2 and address on the poll list.

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

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

13 (d) If the registration list indicates that identification is required, the officials
14 shall require the elector to provide identification. If identification is provided, the
15 officials shall verify that any photograph reasonably resembles the elector or that the
16 name and address on the identification provided is the same as the name and address
17 shown on the registration list. If identification is required and not provided or if the
18 document that is provided cannot be verified by the officials, the officials shall offer
19 the opportunity for the elector to vote under s. 6.97.

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

22 SECTION 75. 6.79 (4) of the statutes is amended to read:

23 6.79 (4) SUPPLEMENTAL INFORMATION. When any elector provides identification
24 acceptable proof of residence ~~and provides a serial number~~ under sub. (1) or s. 6.15, 6.29 or 6.55 (2)
25 or (3), the election officials shall enter the type of identification identifying document

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

14 **SECTION 76.** 6.79 (5) of the statutes is repealed.

15 **SECTION 77.** 6.79 (6) (a) of the statutes is repealed.

16 **SECTION 78.** 6.79 (6) (b) of the statutes is renumbered 6.79 (6) and amended to
17 read:

18 6.79 (6) CONFIDENTIAL NAMES AND ADDRESSES. ~~In municipalities where~~
19 ~~registration is required, an~~ An elector who has a confidential listing under s. 6.47 (2)
20 may present his or her identification card issued under s. 6.47 (3), or ~~may~~ give his
21 or her name and identification serial number issued under s. 6.47 (3), in lieu of
22 stating his or her name and address under sub. (2). If the elector's name and
23 identification serial number appear on the confidential portion of the list, the
24 inspectors shall issue a voting serial number to the elector, record that number on
25 the registration poll list and permit the elector to vote.

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1 SECTION 79. 6.82 (1) (a) of the statutes is amended to read:

2 6.82 (1) (a) When any inspectors are informed that an elector is at the entrance
3 to the polling place who as a result of disability is unable to enter the polling place,
4 they shall permit the elector to be assisted in marking a ballot by any individual
5 selected by the elector, except the elector's employer or an agent of that employer or
6 an officer or agent of a labor organization which represents the elector. The
7 individual selected by the elector shall provide identification for the assisted elector,
8 whenever required, and all other information necessary for the elector to obtain a
9 ballot under s. 6.79 (2). ~~The assisting individual shall also provide acceptable proof~~
10 ~~of his or her own residence under s. 6.5A (7).~~ The inspectors shall issue a ballot to the
11 individual selected by the elector and shall accompany the individual to the polling
12 place entrance where the assistance is to be given. ~~If the ballot is a paper ballot, the~~ ^{The}
13 assisting individual shall fold the ballot after the ballot is marked by the assisting
14 individual. The assisting individual shall then immediately take the ballot into the
15 polling place and give the ballot to an inspector. The inspector shall distinctly
16 announce that he or she has "a ballot offered by ... (stating person's name), an elector
17 who, as a result of disability, is unable to enter the polling place without assistance".
18 The inspector shall then ask, "Does anyone object to the reception of this ballot?" If
19 no objection is made, the inspectors shall record the elector's name under s. 6.79 and
20 deposit the ballot in the ballot box, and shall make a notation on the ~~registration or~~
21 poll list: "Ballot received at poll entrance".

22 SECTION 80. 6.86 (3) (a) 1. of the statutes is amended to read:

23 6.86 (3) (a) 1. Any elector who is registered, ~~or otherwise qualified where~~
24 ~~registration is not required,~~ and who is hospitalized, may apply for and obtain an
25 official ballot by agent. The agent may apply for and obtain a ballot for the

1 hospitalized absent elector by presenting a form prescribed by the board and
2 containing the required information supplied by the hospitalized elector and signed
3 by that elector and any other elector residing in the same municipality as the
4 hospitalized elector, corroborating the information contained therein. The
5 corroborating elector shall state on the form his or her full name and address.

6 SECTION 81. 6.86 (3) (a) 2. of the statutes is amended to read:

7 6.86 (3) (a) 2. If a hospitalized elector is not registered ~~where registration is~~
8 ~~required~~, the elector may register by agent under this subdivision at the same time
9 that the elector applies for an official ballot by agent under subd. 1. To register the
10 elector under this subdivision, the agent shall present a completed registration form
11 that contains the required information supplied by the elector and the elector's
12 signature, unless the elector is unable to sign due to physical disability. In this case,
13 the elector may authorize another elector to sign on his or her behalf. Any elector
14 signing a form on another elector's behalf shall attest to a statement that the
15 application is made on request and by authorization of the named elector, who is
16 unable to sign the form due to physical disability. The agent shall present this
17 statement along with all other information required under this subdivision. Except
18 as otherwise provided in this subdivision, the agent shall in every case present
19 ~~provide the number of a valid driver's operator's license issued to the elector under~~
20 ~~s. 6.46 or the last 4 digits of the elector's social security account number, together~~
21 ~~with~~ acceptable proof of the elector's residence under s. 6.55 (7). If the agent cannot
22 present this proof, the registration form shall be signed and substantiated by
23 another elector residing in the elector's municipality of residence, corroborating the
24 information in the form. The form shall contain the full name and address of the

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

3 SECTION 82. 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 83. 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 84. 6.865 (title) of the statutes is amended to read:

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