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1 **SECTION 73.** 6.50 (2m) of the statutes is repealed.

2 **SECTION 74.** 6.50 (3) to (6) of the statutes are amended to read:

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

18 **(4)** The municipal clerk or board of election commissioners shall ~~cancel~~ change
19 the registration of deceased electors from eligible to ineligible status by means of
20 checking vital statistics reports. No notice need be sent of ~~registrations canceled~~
21 registration changes made under this subsection.

22 **(5)** The registration of any elector whose address is listed at a building which
23 has been condemned for human habitation by the municipality under s. 66.0413 (1)
24 (j) shall be investigated by the municipal clerk or board of election commissioners.
25 If the clerk or board of election commissioners can find no reason why the

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1 registration of such an elector should not be ~~stricken~~ changed from the registration
2 list eligible to ineligible status, the clerk or board of election commissioners shall
3 change the elector's registration ~~shall be canceled~~ status. If the elector has left a
4 forwarding address with the U.S. postal service, a notice of ~~cancellation~~ change in
5 status shall be mailed by the clerk or board of election commissioners to the
6 forwarding address.

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

9 SECTION 75. 6.50 (7) of the statutes is amended to read:

10 6.50 (7) When an elector's registration is ~~canceled~~ changed from eligible to
11 ineligible status, the municipal clerk shall make an entry ~~upon~~ on the registration
12 ~~card list~~, giving the date of and cause ~~of cancellation~~ reason for the change.

13 SECTION 76. 6.50 (8) of the statutes is amended to read:

14 6.50 (8) Any municipal governing body may direct the municipal clerk or board
15 of election commissioners to arrange with the U.S. postal service pursuant to
16 applicable federal regulations, to receive change of address information with respect
17 to individuals residing within the municipality for revision of the elector registration
18 list. If required by the U.S. postal service, the governing body may create a
19 registration commission consisting of the municipal clerk or executive director of the
20 board of election commissioners and 2 other electors of the municipality appointed
21 by the clerk or executive director for the purpose of making application for address
22 changes and processing the information received. The municipal clerk or executive
23 director shall act as chairperson of the commission. Any authorization under this
24 subsection shall be for a definite period or until the municipal governing body
25 otherwise determines. The procedure shall apply uniformly to the entire

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1 municipality whenever used. The procedure shall provide for receipt of complete
2 change of address information on an automatic basis, or not less often than once
3 every 2 years during the 60 days preceding the close of registration for the September
4 primary. If a municipality adopts the procedure for obtaining address corrections
5 under this subsection, it need not comply with the procedure for mailing address
6 verification cards under subs. (1) and (2) ~~or (2m)~~.

7 **SECTION 77.** 6.50 (9) of the statutes is repealed.

8 **SECTION 78.** 6.50 (10) of the statutes is amended to read:

9 6.50 **(10)** Any qualified elector whose registration is ~~canceled~~ changed from
10 eligible to ineligible status under this section may ~~have his or her registration~~
11 ~~reinstated by filing a new registration form reregister as provided under s. 6.28 (1),~~
12 6.29 (2), or 6.55 (2).

13 **SECTION 79.** 6.55 (2) (a) 1. (intro.) of the statutes is amended to read:

14 6.55 **(2)** (a) 1. (intro.) Except where the procedure under par. (c) or (cm) is
15 employed, any person who qualifies as an elector in the ward or election district
16 where he or she desires to vote, but has not previously filed a registration form, or
17 was registered at another location ~~in a municipality where registration is required,~~
18 may request permission to vote at the polling place for that ward or election district,
19 or at an alternate polling place assigned under s. 5.25 (5) (b). When a proper request
20 is made, the inspector shall require the person to execute a registration form
21 prescribed by the board ~~that~~. The registration form shall be completed in the manner
22 provided under s. 6.33 (2) and shall contain all information required under s. 6.33
23 (1), together with the following certification:

24 **SECTION 80.** 6.55 (2) (a) 2. of the statutes is amended to read:

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

4 **SECTION 81.** 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 acceptable proof of residence under sub. (7). If the person elector cannot
8 ~~supply such~~ provide acceptable proof of residence, the information contained in the
9 registration form shall be ~~substantiated and signed~~ corroborated in a statement that
10 is signed by one other any elector who resides in the same municipality as the
11 registering elector, ~~corroborating all the material statements therein and that~~
12 contains the current street address of the corroborating elector. The corroborator
13 shall then provide acceptable proof of residence as provided in sub. (7). The signing
14 by the elector executing the registration form and by any elector who corroborates
15 ~~the information in the form~~ corroborator shall be in the presence of the special
16 registration deputy or inspector. Upon compliance with this procedure, ~~such person~~
17 ~~shall then be given the right to vote~~ the elector shall be permitted to cast his or her
18 vote, if the elector complies with all other requirements for voting at the polling
19 place.

20 **SECTION 82.** 6.55 (2) (c) 1. of the statutes is amended to read:

21 6.55 (2) (c) 1. As an alternative to registration at the polling place under pars.
22 (a) and (b), the board of election commissioners, or the governing body of any
23 municipality ~~in which registration is required~~ may by resolution require a person
24 who qualifies as an elector and who is not registered and desires to register on the
25 day of an election to do so at another readily accessible location in the same building

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1 as the polling place serving the elector's residence or at an alternate polling place
2 assigned under s. 5.25 (5) (b), instead of at the polling place serving the elector's
3 residence. In such case, the municipal clerk shall prominently post a notice of the
4 registration location at the polling place. The municipal clerk, deputy clerk or special
5 registration deputy at the registration location shall require such person to execute
6 a registration form as prescribed under par. (a) and to provide acceptable proof of
7 residence as provided under sub. (7). If the ~~person~~ elector cannot ~~supply such~~ provide
8 acceptable proof of residence, the information contained in the registration form
9 shall be corroborated in the manner provided in par. (b). The signing by the elector
10 executing the registration form and by any ~~corroborating elector~~ corroborator shall
11 be in the presence of the municipal clerk, deputy clerk or special registration deputy.
12 Upon proper completion of registration, the municipal clerk, deputy clerk or special
13 registration deputy shall serially number the registration and give one copy to the
14 elector for presentation at the polling place serving the elector's residence or an
15 alternate polling place assigned under s. 5.25 (5) (b).

16 **SECTION 83.** 6.55 (2) (c) 2. of the statutes is amended to read:

17 6.55. (2) (c) 2. Upon compliance with the procedures under subd. 1., the
18 municipal clerk or deputy clerk shall issue a certificate addressed to the inspectors
19 of the proper polling place directing that the elector be permitted to cast his or her
20 vote if the elector complies with all requirements for voting at the polling place. The
21 clerk shall enter the name and address of the elector on the face of the certificate.
22 If the elector's registration is corroborated, the clerk shall also enter the name and
23 address of the corroborator on the face of the certificate. The certificate shall be
24 numbered serially and prepared in duplicate. The municipal clerk shall preserve one
25 copy in his or her office.

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1 **SECTION 84.** 6.55 (2) (d) of the statutes is amended to read:

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

9 **SECTION 85.** 6.55 (3) of the statutes is amended to read:

10 6.55 (3) Any qualified elector in the ward or election district where the elector
11 desires to vote whose name does not appear on the registration list where
12 ~~registration is required~~ but who claims to be registered to vote in the election may
13 request permission to vote at the polling place for that ward or election district.
14 When the request is made, the inspector shall require the person to give his or her
15 name and address. If the elector is not at the polling place which serves the ward or
16 election district where the elector resides, the inspector shall provide the elector with
17 directions to the correct polling place. If the elector is at the correct polling place, the
18 elector shall then execute the following written statement: "I,, hereby certify that
19 to the best of my knowledge, I am a qualified elector, having resided at for at least
20 10 days immediately preceding this election, and that I am not disqualified on any
21 ground from voting, and I have not voted at this election and am properly registered
22 to vote in this election." The person shall be required to provide acceptable proof of
23 residence as provided under sub. (7) and shall then be given the right to vote. If
24 ~~acceptable proof is presented, the elector need not have the information corroborated~~
25 ~~by any other elector.~~ If acceptable the elector cannot provide acceptable proof is not

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1 ~~presented~~ of residence, the statement shall be certified by the elector and shall be
2 corroborated in a statement that is signed by ~~another~~ any other elector who resides
3 in the municipality and that contains the current street address of the corroborating
4 elector. The corroborator shall then provide acceptable proof of residence as provided
5 in sub. (7). Whenever the question of identity or residence cannot be satisfactorily
6 resolved and the elector cannot be permitted to vote, an inspector shall telephone the
7 office of the municipal clerk to reconcile the records at the polling place with those
8 at the office.

9 **SECTION 86.** 6.55 (7) (a) (intro.) of the statutes is amended to read:

10 6.55 (7) (a) (intro.) For purposes of this section, ~~a form of identification~~ an
11 identifying document constitutes acceptable proof of residence if it includes:

12 **SECTION 87.** 6.55 (7) (b) of the statutes is amended to read:

13 6.55 (7) (b) If an elector's address has changed since ~~a piece of identification~~
14 an identifying document was issued, the new information may be typed or printed
15 on the ~~identification document~~ document by hand, in ink.

16 **SECTION 88.** 6.55 (7) (c) (intro.) of the statutes is amended to read:

17 6.55 (7) (c) (intro.) ~~Forms of identification~~ Identifying documents which
18 constitute acceptable proof of residence under this section, when they contain the
19 information specified in par. (a), include the following:

20 **SECTION 89.** 6.55 (7) (c) 1. of the statutes is amended to read:

21 6.55 (7) (c) 1. ~~A Wisconsin motor vehicle~~ An operator's license issued under ch.
22 343.

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

24 6.55 (7) (c) 2. ~~A Wisconsin~~ An identification card issued under s. 125.08, 1987
25 stats s. 343.50.

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

2 6.55 (7) (d) ~~Forms of identification~~ Identifying documents specified in par. (c)
3 which are valid for use during a specified period shall be valid on the day of an
4 election in order to constitute acceptable proof of residence at that election.

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

6 6.56 (2) Upon receipt of the list, the municipal clerk shall make a check to
7 determine whether each person who has been allowed to vote under s. 6.55 (3) is
8 properly registered. If so, the clerk shall correct the registration list. If the address
9 on the registration list is not correct, the clerk shall correct the address. The clerk
10 shall then notify the elector by postcard when he or she is properly registered. If such
11 person is found not to be properly registered, the clerk shall send the person a 1st
12 class letter with that information, containing a mail registration form under s. 6.30
13 (4). The letter shall be marked "~~ADDRESS CORRECTION REQUESTED~~" in accordance with
14 postal regulations to ensure that it will be returned to the clerk if the elector does not
15 reside at the address given on the postcard. If such letter is returned undelivered,
16 or if the U.S. postal service notifies the clerk of an improper address which was
17 apparently improper on the day of the election, the clerk shall notify the district
18 attorney.

19 (3) Upon receipt of the list under sub. (1), the municipal clerk or board of
20 election commissioners shall make an audit of all electors registering to vote at the
21 polling place or other registration location under s. 6.55 (2) and all electors
22 registering by agent on election day under s. 6.86 (3) (a) 2. The audit shall be made
23 by 1st class postcard. The postcard shall be labeled "~~ADDRESS CORRECTION REQUESTED~~"
24 or "~~DO NOT FORWARD - RETURN POSTAGE GUARANTEED~~" marked in accordance with postal
25 regulations to ensure that it will be returned to the clerk or board of election

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1 commissioners if the elector does not reside at the address given on the postcard. If
2 any postcard is returned undelivered, or if the clerk or board of election
3 commissioners is informed of a different address than the one specified by the elector
4 which was apparently improper on the day of the election, the clerk or board shall
5 ~~remove the elector's name from~~ change the status of the elector from eligible to
6 ineligible on the registration list, and mail the elector a notice of the ~~removal~~ change
7 in status and provide the name to the district attorney for the county where the
8 polling place is located.

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

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

21 **6.57 Registration list for special elections.** The municipal clerk of each
22 municipality where a special election is held nonconcurrently with a regularly
23 scheduled election shall obtain a copies of the current registration list from the board
24 for use in the special election.

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1 **SECTION 94.** 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 95.** 6.79 (1) of the statutes is repealed.

11 **SECTION 96.** 6.79 (2) of the statutes ~~is~~ repealed and recreated to read: *as affected by 2003 WRB concin Act... (this act)*

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 poll list indicates that identification is required, the officials shall
5 require the elector to provide identification. If identification is provided, the officials
6 shall verify that the name and address on the identification provided is the same as
7 the name and address shown on the registration list. If identification is required and
8 not provided, the officials shall offer the opportunity for the elector to vote under s.
9 6.97.

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

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

13 6.79 (4) SUPPLEMENTAL INFORMATION. When any elector provides ~~identification~~
14 acceptable proof of residence under ~~sub. (1) or~~ s. 6.15, 6.29 or 6.55 (2) or (3), the
15 election officials shall enter the type of ~~identification~~ identifying document provided
16 on the poll ~~or registration~~ list, or ~~supplemental~~ separate list maintained under sub.
17 (2) (c). If the ~~form of identification~~ document submitted as proof of identity or
18 residence includes a number which applies only to the individual holding that ~~piece~~
19 ~~of identification~~ document, the election officials shall also enter that number on the
20 list. When any elector corroborates the registration identity or residence of any
21 person offering to vote under ~~sub. (1) or~~ s. 6.55 (2) (b) or (c) or (3), or the registration
22 identity or residence of any person registering on election day under s. 6.86 (3) (a)
23 2., the election officials shall also enter the name and address of the corroborator
24 ~~shall also be entered~~ next to the name of the elector whose information is being
25 corroborated on the ~~registration or~~ poll list, or the separate list maintained under

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

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

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

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

8 6.79 (6) CONFIDENTIAL NAMES AND ADDRESSES. ~~In municipalities where~~
9 ~~registration is required, an~~ An elector who has a confidential listing under s. 6.47 (2)
10 may present his or her identification card issued under s. 6.47 (3), or ~~may~~ give his
11 or her name and identification serial number issued under s. 6.47 (3), in lieu of
12 stating his or her name and address under sub. (2). If the elector's name and
13 identification serial number appear on the confidential portion of the list, the
14 inspectors shall issue a voting serial number to the elector, record that number on
15 the ~~registration~~ poll list and permit the elector to vote.

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

17 6.82 (1) (a) When any inspectors are informed that an elector is at the entrance
18 to the polling place who as a result of disability is unable to enter the polling place,
19 they shall permit the elector to be assisted in marking a ballot by any individual
20 selected by the elector, except the elector's employer or an agent of that employer or
21 an officer or agent of a labor organization which represents the elector. The
22 individual selected by the elector shall provide identification for the assisted elector,
23 whenever required, and all other information necessary for the elector to obtain a
24 ballot under s. 6.79 (2). The inspectors shall issue a ballot to the individual selected
25 by the elector and shall accompany the individual to the polling place entrance where

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

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

12 6.86 (3) (a) 1. Any elector who is registered, ~~or otherwise qualified where~~
13 ~~registration is not required,~~ and who is hospitalized, may apply for and obtain an
14 official ballot by agent. The agent may apply for and obtain a ballot for the
15 hospitalized absent elector by presenting a form prescribed by the board and
16 containing the required information supplied by the hospitalized elector and signed
17 by that elector and any other elector residing in the same municipality as the
18 hospitalized elector, corroborating the information contained therein. The
19 corroborating elector shall state on the form his or her full name and address.

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

21 6.86 (3) (a) 2. If a hospitalized elector is not registered ~~where registration is~~
22 ~~required,~~ the elector may register by agent under this subdivision at the same time
23 that the elector applies for an official ballot by agent under subd. 1. To register the
24 elector under this subdivision, the agent shall present a completed registration form
25 that contains the required information supplied by the elector and the elector’s

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

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

15 6.86 (3) (b) When each properly executed form and statement required under
16 par. (a) is presented to the municipal clerk, if the elector who proposes to vote is
17 qualified, an absentee ballot shall be issued and the name of such hospitalized elector
18 shall be recorded by the clerk or special registration deputy. An agent who is issued
19 an absentee ballot under this section shall present ~~identification~~ documentation of
20 his or her identity, provide his or her name and address, and attest to a statement
21 that the ballot is received solely for the benefit of a named elector who is hospitalized,
22 and the agent will promptly transmit the ballot to such person.

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

24 6.86 (3) (c) An application under par. (a) 1. may be made and a registration form
25 under par. (a) 2. may be filed in person at the office of the municipal clerk not earlier

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

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

11 **6.865 (title) Federal postcard request form absentee ballot requests.**

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

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

14 6.865 (1) In this section, "military elector" and "overseas elector" have the
15 meanings given under s. 6.36 (2) (c).

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

17 6.865 (3) If the elector making a timely request for an absentee ballot is a
18 military elector or an overseas elector and the elector requests that he or she be sent
19 an absentee ballot for the next 2 general elections, the municipal clerk or board of
20 election commissioners shall comply with the request except that no ballot shall be
21 sent for a succeeding general election if the elector's name appeared on the
22 registration list for a previous general election and no longer appears on the
23 registration list for the succeeding general election. If the elector's address for the
24 succeeding general election is in a municipality that is different from the
25 municipality in which the elector resided for the first general election, the clerk or

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1 board of election commissioners shall forward the request to the clerk or board of
2 election commissioners of the municipality where the elector resides.

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

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

8 **6.869 Uniform instructions.** The board shall prescribe uniform instructions
9 for absentee voters. The instructions shall include information concerning the
10 procedure for correcting errors in marking a ballot and obtaining a replacement for
11 a spoiled ballot. The procedure shall, to the extent possible, respect the privacy of
12 each elector and preserve the confidentiality of each elector's vote.

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

14 6.87 (3) (d) A municipal clerk of a municipality may, if the clerk is reliably
15 informed by an absent elector of a facsimile transmission number or electronic mail
16 address where the elector can receive an absentee ballot, transmit a facsimile or
17 electronic copy of the absent elector's ballot to that elector in lieu of mailing under
18 this subsection if, in the judgment of the clerk, the time required to send the ballot
19 through the mail may not be sufficient to enable return of the ballot by the time
20 provided under sub. (6). An elector may receive an absentee ballot under this
21 subsection only if the elector has filed a valid application for the ballot under sub. (1).
22 If the clerk transmits an absentee ballot under this paragraph, the clerk shall also
23 transmit a facsimile or electronic copy of the text of the material that appears on the
24 certificate envelope prescribed in sub. (2), together with instructions prescribed by
25 the board. The instructions shall require the absent elector to make and subscribe

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

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

9 6.87 (4) Except as otherwise provided in s. 6.875, the elector voting absentee
10 shall make and subscribe to the certification before one witness. The absent elector,
11 in the presence of the witness, shall mark the ballot in a manner that will not disclose
12 how the elector's vote is cast. The elector shall then, still in the presence of the
13 witness, fold the ballots ~~if they are paper ballots~~ so each is separate and so that the
14 elector conceals the markings thereon and deposit them in the proper envelope. If
15 a consolidated ballot under s. 5.655 is used, the elector shall fold the ballot ~~if it is a~~
16 ~~paper ballot~~ so that the elector conceals the markings thereon and deposit the ballot
17 in the proper envelope. If the elector has registered by mail and has not, or is not
18 certain whether the elector has, previously voted in an election for national office in
19 this state, the elector shall enclose identification in the envelope. Identification is
20 required if the elector is not a military elector or an overseas elector, as defined in
21 s. 6.36 (2) (c), and the elector registered by mail and has not voted in an election for
22 national office in ~~this state~~ *the municipality where the elector is voting*. The elector may receive assistance under sub. (5). The
23 return envelope shall then be sealed. The witness may not be a candidate. The
24 envelope shall be mailed by the elector, postage prepaid, or delivered in person, to the
25 municipal clerk issuing the ballot or ballots. Failure to return an unused ballot in

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1 a primary does not invalidate the ballot on which the elector's votes are cast. Return
2 of more than one marked ballot in a primary or return of a ballot prepared under s.
3 5.655 or a ballot used with an electronic voting system in a primary which is marked
4 for candidates of more than one party invalidates all votes cast by the elector for
5 candidates in the primary.

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

7 6.88 (3) (a) Any time between the opening and closing of the polls on election
8 day, the inspectors shall open the carrier envelope only, and announce the name of
9 the absent elector or the identification serial number of the absent elector if the
10 elector has a confidential listing under s. 6.47 (2). When the inspectors find that the
11 certification has been properly executed, the applicant is a qualified elector of the
12 ward or election district, and the applicant has not voted in the election, they shall
13 enter an indication on the poll ~~or registration~~ list next to the applicant's name
14 indicating an absentee ballot is cast by the elector. They shall then open the envelope
15 containing the ballot in a manner so as not to deface or destroy the certification
16 thereon. The inspectors shall take out the ballot without unfolding it or permitting
17 it to be unfolded or examined. Unless the ballot is cast under s. 6.95, the inspectors
18 shall verify that the ballot has been endorsed by the issuing clerk. If the poll list
19 indicates that identification is required and no identification is enclosed or the name
20 or address on the document that is provided is not the same as the name and address
21 shown on the poll list, the inspectors shall proceed as provided under s. 6.97 (2). The
22 inspectors shall then deposit the ballot into the proper ballot box and enter the
23 absent elector's name or voting number after his or her name on the poll ~~or~~
24 ~~registration~~ list in the same manner as if the elector had been present and voted in
25 person.

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

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

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

19 **6.95 Voting procedure for challenged electors.** Whenever the inspectors
20 under ss. 6.92 to 6.94 receive the vote of a person offering to vote who has been
21 challenged, ~~they shall give the elector a ballot. Before depositing the inspectors~~
22 shall, before giving the elector a ballot, the inspectors shall write on the back of the
23 ballot the serial number of the challenged person corresponding to the number kept
24 at the election on the ~~registration or~~ poll list, or other list maintained under s. 6.79,
25 and the notation "s. 6.95". If voting machines are used in the municipality where the

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

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

16 **6.96 Voting procedure for electors voting pursuant to federal court**
17 **order.** Whenever any elector is allowed to vote at a polling place pursuant to a
18 federal court order after the closing time provided under s. 6.78, the inspectors shall,
19 before giving the elector a ballot, write on the back of the ballot the notation "s. 6.96".
20 If voting machines are used in the municipality where the elector is voting, the
21 elector's vote may be received only upon an absentee ballot furnished by the
22 municipal clerk which shall have the notation "s. 6.96" written on the back of the
23 ballot by the inspectors before the ballot is given to the elector. When receiving the
24 elector's ballot, the inspectors shall provide the elector with the written voting
25 information prescribed by the board under s. 7.08 (8). The inspectors shall indicate

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1 on the list the fact that the elector is voting pursuant to a federal court order. The
2 inspectors shall then deposit the ballot. The ballot shall be counted under s. 5.85 or
3 7.51 unless the order is vacated. If the order is vacated after the ballot is counted, the
4 appropriate board or boards of canvassers or the chairperson of the board or his or
5 her designee shall reopen the canvass to discount any ballots that were counted
6 pursuant to the vacated order and adjust the statements, certifications, and
7 determinations accordingly.

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

9 **6.97 Voting procedure for individuals not providing required**
10 **identification.** (1) Whenever any individual who is required to provide
11 identification in order to be permitted to vote appears to vote at a polling place and
12 cannot provide the required identification, the inspectors shall offer the opportunity
13 for the individual to vote under this section. If the individual wishes to vote, the
14 inspectors shall provide the elector with an envelope marked "Ballot under s. 6.97,
15 stats." on which the serial number of the elector is entered and shall require the
16 individual to execute on the envelope a written affirmation stating that the
17 individual is a qualified elector of the ward or election district where he or she offers
18 to vote and is eligible to vote in the election. The inspectors shall, before giving the
19 elector a ballot, write on the back of the ballot the serial number of the individual
20 corresponding to the number kept at the election on the poll list or other list
21 maintained under s. 6.79 and the notation "s. 6.97". If voting machines are used in
22 the municipality where the individual is voting, the individual's vote may be received
23 only upon an absentee ballot furnished by the municipal clerk which shall have the
24 corresponding number from the poll list or other list maintained under s. 6.79 and
25 the notation "s. 6.97" written on the back of the ballot by the inspectors before the

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1 ballot is given to the elector. When receiving the individual's ballot, the inspectors
2 shall provide the individual with written voting information prescribed by the board
3 under s. 7.08 (8). The inspectors shall indicate on the list the fact that the individual
4 is required to provide identification but did not do so. The inspectors shall notify the
5 individual that he or she may provide identification to the municipal clerk or
6 executive director of the municipal board of election commissioners. The inspectors
7 shall also promptly notify the municipal clerk or executive director of the name,
8 address, and serial number of the individual. The inspectors shall then place the
9 ballot inside the envelope and place the envelope in a separate carrier envelope.

10 (2) Whenever any individual who votes by absentee ballot is required to
11 provide identification in order to be permitted to vote and does not provide the
12 required identification, the inspectors shall write on the back of the absentee ballot
13 the serial number of the individual corresponding to the number kept at the election
14 on the poll list or other list maintained under s. 6.79 and the notation "s. 6.97". The
15 inspectors shall indicate on the list the fact that the individual is required to provided
16 identification but did not do so. The inspectors shall promptly notify the municipal
17 clerk or executive director of the municipal board of election commissioners of the
18 name, address, and serial number of the individual. The inspectors shall then place
19 the ballot inside an envelope on which the name and serial number of the elector is
20 entered and shall place the envelope in a separate carrier envelope.

21 (3) Whenever the municipal clerk or executive director of the municipal board
22 of election commissioners is informed by the inspectors that a ballot has been cast
23 under this section, the clerk or executive director shall promptly provide written
24 notice to the board of canvassers of each municipality, special purpose district, and
25 county that is responsible for canvassing the election of the number of ballots cast

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1 under this section in each ward or election district. The municipal clerk or executive
2 director then shall determine whether each individual voting under this section is
3 qualified to vote in the ward or election district where the individual's ballot is cast.
4 The municipal clerk or executive director shall make a record of the procedure used
5 to determine the validity of each ballot. If, prior to 4 p.m. on the day after the election,
6 the municipal clerk or executive director determines that the individual is qualified
7 to vote in the ward or election district where the individual's ballot is cast, the
8 municipal clerk or executive director shall notify the board of canvassers for each
9 municipality, special purpose district and county that is responsible for canvassing
10 the election of that fact.

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

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

23 7.08 (1) (c) Prescribe forms required by ss. 6.24 (3) and (4), 6.30 (4), 6.33 (1),
24 6.40 (1) ~~(b)~~ (a), 6.47 (1) (a) 2. and (3), 6.55 (2) and (3), ~~6.79 (5)~~ and 6.86 (2) and (3).
25 All such forms shall contain a statement of the penalty applicable to false or

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1 fraudulent registration or voting through use of the form. Forms are not required
2 to be furnished by the board.

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

4 7.08 (6) ENFORCEMENT OF FEDERAL VOTING SYSTEM STANDARDS. Following each
5 general election, audit the performance of each voting system used in this state to
6 determine the error rate of the system in counting ballots that are validly cast by
7 electors. If the error rate exceeds the rate permitted under standards of the federal
8 election commission in effect on October 29, 2002, the board shall take remedial
9 action and order remedial action to be taken by affected counties and municipalities
10 to ensure compliance with the standards. Each county and municipality shall
11 comply with any order received under this subsection.

12 (8) ELECTORS VOTING WITHOUT IDENTIFICATION OR PURSUANT TO COURT ORDER.

13 Prescribe a written notice to be distributed to electors who vote under s. 6.96 or 6.97
14 that informs an elector how to obtain information regarding whether his or her vote
15 has been counted, and if the vote will not be counted, the reason that the vote will
16 not be counted.

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

18 7.10 (1) (b) The county clerk shall supply sufficient ~~poll list forms for~~
19 ~~municipalities that do not have elector registration and other~~ election supplies for
20 national, state and county elections to municipalities within the county. The ~~poll list~~
21 ~~forms and other~~ election supplies shall be enclosed in the sealed package containing
22 the official ballots and delivered to the municipal clerk.

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

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1 7.10 (7) VOTER EDUCATION. Each county clerk shall assist the board in
2 conducting educational programs under s. 5.05 (12) to inform electors about the
3 voting process.

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

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

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

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

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

13 7.15 (1) (c) Prepare ballots for municipal elections, and distribute ballots and
14 provide other supplies for conducting all elections. The municipal clerk shall deliver
15 ~~poll list forms received from the county clerk to the polling places with the ballots to~~
16 the polling places before the polls open.

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

18 7.15 (4) RECORDING ELECTORS. ~~After~~ Within 30 days after each election where
19 ~~registration is used~~, the municipal clerk shall ~~make a record of~~ enter on the
20 registration list under the name of each elector of the municipality who has voted at
21 the election ~~by stamping or writing the date of the election in the appropriate space~~
22 ~~on the original registration form of the elector.~~ ~~Municipalities employing data~~
23 ~~processing may, in lieu of this requirement, record voting information in such a~~
24 ~~manner that it is readily available for retrieval by computer~~ an indication of the date
25 of the election in which the elector voted.

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

2 7.15 (9) **VOTER EDUCATION.** Each municipal clerk shall assist the board in
3 conducting educational programs under s. 5.05 (12) to inform electors about the
4 voting process.

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

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

10 **(12) FREE VOTE COUNTING INFORMATION.** Each municipal clerk shall maintain a
11 free access information system under which an elector who votes under s. 6.96 or 6.97
12 may ascertain current information concerning whether the elector's vote has been
13 counted, and if the vote will not be counted, the reason that it will not be counted.

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

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

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

20 7.23 (1) (c) Registration cards which are canceled forms of electors whose
21 registrations are changed to ineligible status under s. 6.50 (7) may be destroyed 4
22 years after ~~cancellation~~ the change, unless an elector becomes eligible again during
23 that period.

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

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

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

6 7.37 (7) ~~REGISTRATION AND POLL~~ POLL LISTS. Two inspectors shall be assigned
7 to have charge of the ~~registration or~~ poll lists at each election.

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

9 7.51 (2) (a) The inspectors shall first compare the poll ~~or registration~~ lists,
10 correcting any mistakes until the poll ~~or registration~~ lists agree. The chief inspector
11 and the inspectors who are responsible for recording electors under s. 6.79 shall
12 verify the correctness of the poll ~~or registration~~ lists after the polls close by each
13 signing their name thereto. Where ballots are distributed to electors, the inspectors
14 shall then open the ballot box and remove and count the number of ballots therein
15 without examination except as is necessary to ascertain that each is a single ballot.
16 If 2 or more ballots are folded together so as to appear as a single ballot, the inspectors
17 shall lay them aside until the count is completed; and if, after a comparison of the
18 count and the appearance of the ballots it appears to a majority of the inspectors that
19 the ballots folded together were voted by the same person they may not be counted
20 but the inspectors shall mark them as to the reason for removal, set them aside and
21 carefully preserve them. The inspectors shall then proceed under par. (b).

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

23 7.51 (2) (c) Whenever the number of ballots exceeds the number of voting
24 electors as indicated on the poll ~~or registration~~ list, the inspectors shall place all
25 ballots face up to check for blank ballots. In this paragraph, “blank ballot” means

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1 a ballot on which no votes are cast for any office or question. The inspectors shall
2 mark, lay aside and preserve any blank ballots. If the number of ballots still exceeds
3 the number of voting electors, the inspectors shall place all ballots face down and
4 proceed to check for the initials. The inspectors shall mark, lay aside and preserve
5 any ballot not bearing the initials of 2 inspectors or any absentee ballot not bearing
6 the initials of the municipal clerk. During the count the inspectors shall count those
7 ballots cast by challenged electors the same as the other ballots.

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

9 7.51 (2) (e) If, after any ballots have been laid aside, the number of ballots still
10 exceeds the total number of electors recorded on the ~~registration or~~ poll list, the
11 inspectors shall separate the absentee ballots from the other ballots. If there is an
12 excess number of absentee ballots, the inspectors shall place the absentee ballots in
13 the ballot box and one of the inspectors shall publicly and without examination draw
14 therefrom by chance the number of ballots equal to the excess number of absentee
15 ballots. If there is an excess number of other ballots, the inspectors shall place those
16 ballots in the ballot box and one of the inspectors shall publicly and without
17 examination draw therefrom by chance the number of ballots equal to the excess
18 number of those ballots. All ballots so removed may not be counted but shall be
19 specially marked as having been removed by the inspectors on original canvass due
20 to an excess number of ballots, set aside and preserved. When the number of ballots
21 and total shown on the poll ~~or registration~~ list agree, the inspectors shall return all
22 ballots to be counted to the ballot box and shall turn the ballot box in such manner
23 as to thoroughly mix the ballots. The inspectors shall then open, count and record
24 the number of votes. When the ballots are counted, the inspectors shall separate

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1 them into piles for ballots similarly voted. Objections may be made to placement of
2 ballots in the piles at the time the separation is made.

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

4 7.51 (3) (a) The inspectors shall place together all ballots counted by them
5 which relate to any national, state or county office or any state, county or technical
6 college district referendum and secure them together so that they cannot be untied
7 or tampered with without breaking the seal. The secured ballots together with any
8 ballots marked “Defective” shall then be secured by the inspectors in the ballot
9 container in such a manner that the container cannot be opened without breaking
10 the seals or locks, or destroying the container. The inspectors shall place the ballots
11 cast under s. 6.97 in a separate, securely sealed carrier envelope which is clearly
12 marked “Section 6.97 ballots”. The chief inspector and 2 other inspectors shall sign
13 the carrier envelope. The carrier envelope shall not be placed in the ballot container.
14 The inspectors shall then deliver the ballots to the municipal clerk in the ballot
15 container and carrier envelope.

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

17 7.51 (4) (a) The tally sheets shall state the total number of votes cast for each
18 office and for each individual receiving votes for that office, whether or not the
19 individual’s name appears on the ballot, and shall state the vote for and against each
20 proposition voted on. Upon completion of the tally sheets, the inspectors shall
21 immediately complete inspectors’ statements in duplicate. The inspectors shall state
22 the excess, if any, by which the number of ballots exceeds the number of electors
23 voting as shown by the poll ~~or registration list, if any~~, and shall state the number of
24 the last elector as shown by the ~~registration or~~ poll lists. At least 3 inspectors,
25 including the chief inspector and, unless election officials are appointed under s. 7.30

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1 (4) (c) without regard to party affiliation, at least one inspector representing each
2 political party, shall then certify to the correctness of the statements and tally sheets
3 and sign their names. All other election officials assisting with the tally shall also
4 certify to the correctness of the tally sheets. When the tally is complete, the
5 inspectors shall publicly announce the results from the statements.

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

7 7.51 (5) (a) The inspectors shall make full and accurate return of the votes cast
8 for each candidate and proposition on tally sheet forms provided by the municipal
9 clerk for that purpose. Each tally sheet shall record the returns for each office or
10 referendum by ward, unless combined returns are authorized in accordance with s.
11 5.15 (6) (b) in which case the tally sheet shall record the returns for each group of
12 combined wards. After recording the votes, the inspectors shall seal in a carrier
13 envelope outside the ballot bag or container one inspectors' statement under sub. (4)
14 (a), one tally sheet, and one poll or registration list for delivery to the county clerk,
15 unless the election relates only to municipal or school district offices or referenda.
16 The inspectors shall also similarly seal one inspectors' statement, one tally sheet,
17 and one poll or registration list for delivery to the municipal clerk. For school district
18 elections, except in 1st class cities, the inspectors shall similarly seal one inspectors'
19 statement, one tally sheet, and one poll or registration list for delivery to the school
20 district clerk. The inspectors shall immediately deliver all ballots, statements, tally
21 sheets, lists, and envelopes to the municipal clerk.

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

23 8.17 (1) (a) Political parties qualifying for a separate ballot under s. 5.62 (1) (b)
24 or (2) shall elect their party committeemen and committeewomen as provided under
25 sub. (5) (b). The function of committeemen and committeewomen is to represent

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1 their neighborhoods in the structure of a political party. Committeemen and
2 committeewomen shall act as liaison representatives between their parties and the
3 residents of the election districts in which they serve. Activities of committeemen
4 and committeewomen shall include, but not be limited to, ~~voter identification~~
5 identifying voters; assistance in voter registration drives; increasing voter
6 participation in political parties; polling and other methods of passing information
7 from residents to political parties and elected public officials; and dissemination of
8 information from public officials to residents. For assistance in those and other
9 activities of interest to a political party, each committeeman and committeewoman
10 may appoint a captain to engage in these activities in each ward, if the election
11 district served by the committeeman or committeewoman includes more than one
12 ward. In an election district which includes more than one ward, the committeeman
13 or committeewoman shall coordinate the activities of the ward captains in promoting
14 the interests of his or her party.

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

16 9.01 (1) (b) 1. The board of canvassers shall first compare the ~~registration or~~
17 poll lists and determine the number of voting electors.

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

19 10.02 (3) (a) Upon entering the polling place and before being permitted to vote,
20 an elector shall ~~give state~~ his or her name and address ~~before being permitted to vote~~
21 and provide identification if required by federal law. Where ballots are distributed
22 to electors, the initials of 2 inspectors must appear on the ballot. Upon being
23 permitted to vote, the elector shall retire alone to a voting booth or machine and cast
24 his or her ballot, except that an elector who is a parent or guardian may be
25 accompanied by the elector's minor child or minor ward. An election official may

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1 inform the elector of the proper manner for casting a vote, but the official may not
2 in any manner advise or indicate a particular voting choice.

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

4 **11.30 (title) ~~Identification~~ Attribution of political contributions,**
5 **disbursements and communications.**

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

7 12.13 (3) (u) ~~Present~~ Provide false identification documentation of identity for
8 the purpose of inducing an election official to permit the person or another person to
9 vote.

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

11 **15.617 Same; council. (1) ELECTION ADMINISTRATION COUNCIL.** There is
12 created in the elections board an election administration council consisting of
13 members appointed by the executive director of the elections board, including the
14 clerk or executive director of the board of election commissioners of the 2 counties or
15 municipalities in this state having the largest population, one or more election
16 officials of other counties or municipalities, representatives of organizations that
17 advocate for the interests of individuals with disabilities and organizations that
18 advocate for the interests of the voting public, and other electors of this state.

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

20 19.69 (4) **NONAPPLICABILITY.** This section does not apply to any matching
21 program established between the secretary of transportation and the commissioner
22 of the federal social security administration pursuant to an agreement specified
23 under s. 85.61 (2).

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

ASSEMBLY BILL 600

1 51.62 (3) (a) 4. Engage in activities to ensure full participation in the electoral
2 process for eligible electors with ~~mental illness or~~ developmental disabilities,
3 including registering to vote, voting, and obtaining access to polling places. ↑ ↑

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

5 51.62 (3m) FUNDING. From the appropriation under s. 20.435 (7) (md), the
6 department may not distribute more than \$75,000 in each fiscal year and, from the
7 appropriation under s. 20.435 (7) (na), the department shall distribute funds made
8 available under P.L. 107-252 to the protection and advocacy agency for performance
9 of community mental health protection and advocacy services.

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

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

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

AA2
AP1
TWS
70-34
TWS
70-4
AA3

ASSEMBLY BILL 600

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

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

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

20 **117.20 (2)** The clerk of each affected school district shall publish notice, as
21 required under s. 8.55, in the territory of that school district. The procedures for
22 school board elections under s. 120.06 ~~(5)~~, (9), (11), (13) and (14) apply to a
23 referendum held under this section. The school board and school district clerk of each
24 affected school district shall each perform, for that school district, the functions
25 assigned to the school board and the school district clerk, respectively, under those

ASSEMBLY BILL 600

1 subsections. The form of the ballot shall correspond to the form prescribed by the
2 elections board under ss. 5.64 (2) and 7.08 (1) (a). The clerk of each affected school
3 district shall file with the secretary of the board a certified statement prepared by
4 the school district board of canvassers of the results of the referendum in that school
5 district.

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

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

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

17 **SECTION 149. Nonstatutory provisions.**

18 (1) The legislative audit bureau is directed to perform a program evaluation
19 audit relating to compliance by the state and local governments with election laws
20 and the appropriateness of procedures used to implement those laws. In its audit,
21 the bureau shall address compliance by the state and local governments with the
22 requirements of this act, specifically including the polling place accessibility
23 requirements under section 5.25 (4) (a) of the statutes, as affected by this act. The
24 bureau shall also address the treatment of any complaints of electors concerning
25 alleged violations of the law, specifically including complaints relating to denial of

ASSEMBLY BILL 600

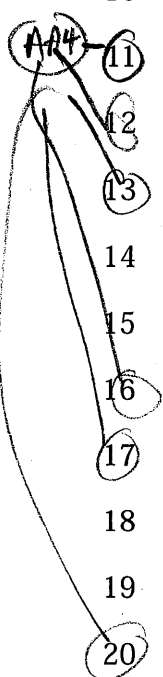
1 the right to vote and denial of the right to corroborate registration information on
2 behalf of electors; any attempts to require electors to provide identification that is
3 not authorized by law; any incidence of an inadequate availability of ballots for all
4 electors who wish to vote; any allegations of elector fraud and the treatment of those
5 allegations; and the appropriateness and legality of procedures used to identify
6 ineligible electors whose names may appear on the registration list. The bureau
7 shall file a report of its findings as described under section 13.94 (1) (b) of the statutes
8 within an appropriate time period following the effective date of this subsection that
9 is determined by the bureau upon consultation with the elections board.

SECTION 150. Initial applicability.

10 (1) The treatment of sections 5.02 (17), 5.05 (15), 6.20, 6.24 (3), (4) (a) and (c),
11 6.26 (1) and (2) (am), (b), and (c), and ~~6.27~~ 6.27, 6.275 (1) (b) to (d), 6.28 (2) (b) and (3),
12 ~~(1) and (2) (a) (by SECTION 496)~~,
13 6.29 (2) (a) and (b), 6.32 (4), 6.33 (3), (4), and (5), 6.36 (1), (2) (a) and (b) and (3), 6.40
14 (1) (b) and (2) (b), 6.47 (6), 6.48 (1) (d) and (2) (b), 6.50 (1), (2), (2m), (3) to (6), (7), (9),
15 and (10), 6.55 (2) (a) 1. (intro.) and 2., (b), and (c) 1. and 2., (3), and (7) (c) 2., 6.56 (3)
16 and (4), 6.57, 6.79 (intro.), (1), ~~6.80~~ 6.80 (4), (5), and (6) (a) and (b), ~~6.81~~ 6.81 (3) (a)
17 1. and 2., ~~6.82~~ 6.82 (3) ~~and~~ 6.87 (4) (by SECTION 112 a),
18 (c), 7.37 (7), 7.51 (2) (a), (c), and (e), (4) (a), and (5) (a), 9.01 (1) (b) 1., 59.05 (2), 117.20
19 (2), 120.06 (5), and 125.05 (2) (h) of the statutes, the renumbering and amendment
20 of section 6.40 (1) (a) of the statutes, the amendment of section 6.36 (2) (c) 2. of the statutes, the repeal
21 of the statutes first apply with respect to the 2006 spring primary election. and
22 recreation
23 of section
24 6.79 (2)
25 of the
statutes,

SECTION 151. 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



ccc
and (8)
5
recreation of section 6.79 (2) of the statutes

ASSEMBLY BILL 600

1 5.87 of the statutes, and the creation of section 5.87 (2) of the statutes take effect on
2 January 1, 2006.

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

(END)

JWS
74-3
AA4

INS
74-5
AA4

D-note

2003-2004 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-3667/lins
JTK.....

INS 2A:

Engrossment information:

The text of Engrossed 2003 Assembly Bill 600 consists of the bill, as affected by the following documents adopted in the Assembly on November 5, 2003: Assembly Amendment 1, Assembly Amendment 2, Assembly Amendment 3 (as affected by Assembly Amendment 1 ~~to Assembly Amendment 3~~), and Assembly Amendment 4. ✓

Content of Engrossed 2003 Assembly Bill 600:

STET: leave
as typed

INS 6A:

no 9

The activities may not include encouraging or discouraging, or attempting to encourage or discourage, electors to vote for or against a particular candidate or slate of candidates or a particular question submitted to the electors at an election. Under the bill, none of the activities may be conducted during the 30-day period preceding any spring primary or election or the 60-day period preceding any other regular election.

ember

(as affected by
LRB corrections
dated Nov 7, 2003)

and 10

**ASSEMBLY AMENDMENT 4,
TO 2003 ASSEMBLY BILL 600**

October 23, 2003 - Offered by COMMITTEE ON CAMPAIGNS AND ELECTIONS.

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

2 **1.** Page 26, line 23: delete that line and substitute:

3 **SECTION 49a.** 6.33 (1) and (2) of the statutes are amended to read:

4 6.33 (1) The municipal clerk shall supply sufficient registration forms as
5 prescribed by the board printed on loose-leaf sheets or cards to obtain from each
6 applicant information as to name, date, residence location, citizenship, age, whether
7 the applicant has resided within the ward or election district for at least 10 days,
8 whether the applicant has lost his or her right to vote, and whether the applicant is
9 currently registered to vote at any other location, and shall provide a space for the
10 applicant's signature. The forms shall also include a space where the clerk may
11 record an indication of whether the form is received by mail and a space for the
12 identification serial number of any elector who is issued such a number under s. 6.47
13 (3). Each register of deeds shall obtain sufficient registration forms at the expense

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of the unit of government by which he or she is employed for completion by any elector who desires to register to vote.

(2) (a) The information may be recorded by any person, ~~but the~~ except that the indication of whether the registration is received by mail shall be recorded by the clerk. Each applicant shall sign his or her own name unless the applicant is unable to sign his or her name due to physical disability. In such case, the applicant may authorize another elector to sign the form on his or her behalf. If the applicant so authorizes, the elector signing the form shall attest to a statement that the application is made upon request and by authorization of a named elector who is unable to sign the form due to physical disability. Ward and aldermanic district information shall be filled in by the clerk.

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

SECTION 49b. 6.33 (1) and (2) (a) of the statutes, as affected by 2003 Wisconsin Act (this act), are amended to read:

27-10

2. Page 27, line 10: after "space" insert "where the clerk may record an indication of whether the form is received by mail and a space".

3. Page 27, line 11: delete the material beginning with "where the" and ending with "a space" on line 12.

4. Page 27, line 18: delete that line.

5. Page 27, line 19: delete "6.33".

1 **6.** Page 27, line 19: delete the material beginning with “but” and ending with
 2 “Each” on line 23 and substitute except that the ward and aldermanic district, if any,
 3 other geographic information under sub. (1), the indication of whether the
 4 registration is received by mail, and any information relating to an applicant’s voting
 5 identification card shall be recorded by the clerk. Each.

27-234

6 **7.** Page 28, line 5: delete lines 5 to 9.

7 **8.** Page 31, line 22: delete the material beginning with that line and ending
 8 with page 32, line 6, and substitute:

9 “**SECTION 58a.** 6.36 (2) (a) of the statutes is amended to read:

10 6.36 (2) (a) Except as provided in ~~par. (b), the~~ and (c), each registration
 11 lists list prepared for use as a poll list at a polling place shall contain the full name
 12 and address of each registered elector; a blank column for the entry of the serial
 13 number of the electors when they vote; if the list is prepared for use at an election
 14 for national office, an indication next to the name of each elector for whom
 15 identification is required under par. (c) 2.; and a form of a certificate stating that each
 16 the list is a true and complete combined check and registration list of the respective
 17 municipality or the ward or wards for which the list is prepared.

18 **SECTION 58b.** 6.36 (2) (a) of the statutes, as affected by 2003 Wisconsin Act
 19 (this act), is amended to read:

20 6.36 (2) (a) Except as provided in pars. (b) and (c), each registration list
 21 prepared for use as a poll list at a polling place shall contain the full name and
 22 address of each registered elector; a blank column for the entry of the serial number
 23 of the electors when they vote; if the list is prepared for use at an election for national
 24 office, an indication next to the name of each elector for whom identification is

32-6



required under par. (c) 2.; and a form of certificate bearing the certification of the executive director of the board stating that the list is a true and complete registration list of the municipality or the ward or wards for which the list is prepared."

9. Page 32, line 7: after "(c)" insert "1."

10. Page 32, line 19: after that line insert:

SECTION 59a. 6.36 (2) (c) 2. of the statutes is created to read:

11. Page 32, line 20: before "2." insert "6.36 (2) (c)".

12. Page 32, line 24: delete "this".

13. Page 32, line 25: delete "state" and substitute "the municipality where the elector is voting".

14. Page 32, line 25: after that line insert:

SECTION 59b. 6.36 (2) (c) 2. of the statutes, as created by 2003 Wisconsin Act (this act), is amended to read:

6.36 (2) (c) 2. If the registration list is prepared for use an at 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 the municipality where the elector is voting this state."

15. Page 47, line 10: after that line insert:

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

SECTION 95f. 6.79 (2) (b) of the statutes is created to read:

32-6

32-19

32-25

47-10

ccc
96g



47-10

1 6.79 (2) (b) If the poll list is to be used at an election for national office, the
2 municipal clerk shall enter on the poll list an indication next to the name of each
3 elector for whom identification is required. If the poll list indicates that
4 identification is required, the officials shall require the elector to provide
5 identification. If identification is provided, the officials shall verify that the name
6 and address on the identification provided is the same as the name and address
7 shown on the registration list. If identification is required and not provided, the
8 officials shall offer the opportunity for the elector to vote under s. 6.97."

9 **16.** Page 47, line 11: after "statutes" insert ", as affected by 2003 Wisconsin
10 Act (this act),".

11 **17.** Page 54, line 22: delete "this state" and substitute "the municipality where
12 the elector is voting".

13 **18.** Page 55, line 5: after that line insert.

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

55-5

16 6.87 (4) Except as otherwise provided in s. 6.875, the elector voting absentee
17 shall make and subscribe to the certification before one witness. The absent elector,
18 in the presence of the witness, shall mark the ballot in a manner that will not disclose
19 how the elector's vote is cast. The elector shall then, still in the presence of the
20 witness, fold the ballots so each is separate and so that the elector conceals the
21 markings thereon and deposit them in the proper envelope. If a consolidated ballot
22 under s. 5.655 is used, the elector shall fold the ballot so that the elector conceals the
23 markings thereon and deposit the ballot in the proper envelope. If the elector has
24 registered by mail and has not, or is not certain whether the elector has, previously



2 voted in an election for national office in this state, the elector shall enclose
 3 identification in the envelope. Identification is required if the elector is not a military
 4 elector or an overseas elector, as defined in s. 6.36 (2) (c), and the elector registered
 5 by mail and has not voted in an election for national office in ~~the municipality where~~
 6 ~~the elector is voting~~ this state. The elector may receive assistance under sub. (5). The
 7 return envelope shall then be sealed. The witness may not be a candidate. The
 8 envelope shall be mailed by the elector, postage prepaid, or delivered in person, to the
 9 municipal clerk issuing the ballot or ballots. Failure to return an unused ballot in
 10 a primary does not invalidate the ballot on which the elector's votes are cast. Return
 11 of more than one marked ballot in a primary or return of a ballot prepared under s.
 12 5.655 or a ballot used with an electronic voting system in a primary which is marked
 13 for candidates of more than one party invalidates all votes cast by the elector for
 candidates in the primary.

14 **19.** Page 73, line 11: after "and (c)," insert "and (8)".

15 **20.** Page 73, line 12: delete "and (8),".

16 **21.** Page 73, line 13: after "6.33" insert "(1) and (2) (a) (by SECTION 49b),".

17 **22.** Page 73 line 13: delete "and (c)" and substitute "(by SECTION 58b)".

18 **23.** Page 73, line 16: delete "(2), (4), (5), and (6) (a) and (b), 6.82 (1) (a)," and
19 substitute "(4), (5), and (6) (a) and (b),".

20 **24.** Page 73, line 17: delete "6.88 (3) (a)," and substitute "6.87 (4) (by SECTION
21 112a),".

22 **25.** Page 73, line 20: after "statutes," insert "the amendment of section 6.36
23 (2) (c) 2. of the statutes, the repeal and recreation of section 6.79 (2) of the statutes,".

55-5



Handwritten circled 'S' and 'CCC' with arrows pointing to the amendments.

1 **26.** Page 74, line 3: delete lines 3 to 4 and substitute:

2 (2) The treatment of sections 5.02 (6m), 5.05 (13), 5.35 (6) (a) 2m., 4., 4a., and
3 4b., 6.33 (1), 6.36 (2) (a) (by SECTION 58a), 6.36 (2) (c) 1., 6.82 (1) (a), 6.86 (3) (c), 6.87
4 (3) (d), and (4) (by SECTION 112), 6.88 (3) (a), 6.96, 6.97, 7.08 (8), 7.10 (8), 7.15 (10) and
5 (12), 7.51 (3) (a), and 10.02 (3) (a) of the statutes, the renumbering of section 6.79 (2)
6 of the statutes, and the creation of sections 6.36 (2) (c) 2. and 6.79 (2) (b) of the
7 statutes take effect on January 1, 2004, or on the

74-3

8 **27.** Page 74, line 5: after that line insert:

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

74-5

13 (END)

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

JWS 70-3

October 21, 2003 - Offered by Representative GUNDRUM.

NOP

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

2 **1.** Page 70, line 3: after "places." insert "Activities under this subdivision may
3 not include encouraging or discouraging, or attempting to encourage or discourage,
4 electors to vote for or against a particular candidate or slate of candidates or a
5 particular question submitted to the electors at an election."

6 (END)

2003 - 2004 LEGISLATURE

LRBa1249/1
JTK:jld:jf

**ASSEMBLY AMENDMENT 3,
TO 2003 ASSEMBLY BILL 600**

INS 70-4

October 23, 2003 - Offered by COMMITTEE ON CAMPAIGNS AND ELECTIONS.

NOA

At the locations indicated, amend the bill as follows:

1. Page 70, line 3: after "places." insert "No activities may be conducted under this subdivision during the 60-day period preceding any ^{other} regular election.

(END)

the 30-day period preceding any
Spring primary or election or

AA1
to AAB (3)

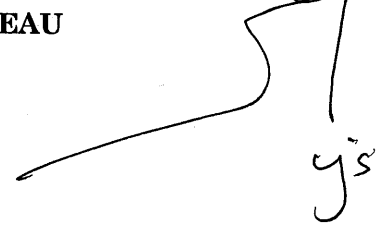
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**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-3667/1dn

JTK:.....

A handwritten signature, possibly 'JTK', is written in black ink. A long horizontal line extends to the left from the signature. Below the signature, the initials 'js' are written in a cursive style.

Donna Doyle:

Most provisions of the federal Help America Vote Act of 2002 (P.L. 107-252), including voter identification requirements, that are implemented by this bill, are initially applicable on January 1, 2004. This means, in effect, that they are initially applicable at the 2004 spring primary to be held on February 17, 2004. [See, in particular, SECTION 151 (2) of this bill, which relates to the voter identification requirement.] If this bill is not enacted before January 1, 2004, it could be difficult or disruptive to implement these mandates at that primary. Therefore, it may be advisable to amend the bill so that a later date is specified. However, if the federal mandates are not implemented at the time required by federal law, it is possible that litigation will result or that federal aids for which this state would otherwise be eligible will not be received. If you need any further information regarding this issue, please let me know. ✓

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

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-3667/1dn
JTK:cjs:ch

November 10, 2003

Donna Doyle:

Most provisions of the federal Help America Vote Act of 2002 (P.L. 107-252), including voter identification requirements, that are implemented by this bill, are initially applicable on January 1, 2004. This means, in effect, that they are initially applicable at the 2004 spring primary to be held on February 17, 2004. [See, in particular, SECTION 151 (2) of this bill, which relates to the voter identification requirement.] If this bill is not enacted before January 1, 2004, it could be difficult or disruptive to implement these mandates at that primary. Therefore, it may be advisable to amend the bill so that a later date is specified. However, if the federal mandates are not implemented at the time required by federal law, it is possible that litigation will result or that federal aids for which this state would otherwise be eligible will not be received. If you need any further information regarding this issue, please let me know.

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