

2003 Senate Bill 561

Date of enactment: **May 27, 2004**
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2003 WISCONSIN ACT 324

AN ACT relating to: amending and revising under section 10.53 of the statutes various provisions of sections 10.62 to 10.82 of the statutes for the purpose of correcting conflicts between the listings in sections 10.62 to 10.82 of the statutes and the substantive statutes to which those sections refer (Revisor's Correction Bill).

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

SECTION 1. 10.66 (4) (n) 1. of the statutes is amended to read:

10.66 (4) (n) 1. On the Monday before the spring primary the municipal clerk publishes a type B notice whenever a primary for municipal offices or a municipal referendum is scheduled. A type B notice is also published if the municipality utilizes voting machines or an electronic voting system employing a ballot card or label in which ballots are distributed to electors. If there is a spring primary, municipal clerks also publish a type D notice on this date. See s. 10.06 (3) (b), (d), and (e).

NOTE: Conforms provision to s. 10.06 (3) (e) as amended by 2001 Wis. Act 16.

SECTION 2. 10.66 (4) (o) (title) of the statutes is created to read:

10.66 (4) (o) (title) *3rd Tuesday in February.*

NOTE: The other paragraphs in the subsection have titles.

SECTION 3. 10.66 (4) (o) 1. of the statutes is amended to read:

10.66 (4) (o) 1. 5 p.m. on the day of the primary is the deadline for hospitalized electors to make application for an absentee ballot by agent or to file a registration form by agent. See s. 6.86 (3) (c).

NOTE: Conforms provision to s. 6.86 (3) (c) as amended by 2001 Wis. Act 51.

SECTION 4. 10.66 (5) (n) 2. of the statutes is amended to read:

10.66 (5) (n) 2. Vacancies may be filled in within 4 days. See s. 7.38 (2).

NOTE: Makes language consistent with s. 7.38 (2).

SECTION 5. 10.66 (6) (a) 2. of the statutes is amended to read:

10.66 (6) (a) 2. 5 p.m. on the day of the spring election is the deadline for hospitalized electors to make application for an absentee ballot by agent or to file a registration form by agent. See s. 6.86 ~~(2)~~ (3) (c).

NOTE: Conforms provision to s. 6.86 (3) (c) as amended by 2001 Wis. Act 51. The times referred to in this provision are provided in s. 6.86 (3) (c), not in s. 6.86 (2).

SECTION 6. 10.70 (3) (g) 2. of the statutes is amended to read:

10.70 (3) (g) 2. 5 p.m. on the day of the primary is the deadline for hospitalized electors to make application for an absentee ballot by agent or to file a registration form by agent. See s. 6.86 (3) (c).

NOTE: Conforms provision to s. 6.86 (3) (c) as amended by 2001 Wis. Act 51.

SECTION 7. 10.70 (5) (c) 2. of the statutes is amended to read:

* Section 991.11, WISCONSIN STATUTES 2001-02 : Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication as designated" by the secretary of state [the date of publication may not be more than 10 working days after the date of enactment].

10.70 (5) (c) 2. 5 p.m. on the day of the election is the deadline for hospitalized electors to make application for an absentee ballot by agent or to file a registration form by agent. See s. 6.86 (3) (c).

NOTE: Conforms provision to s. 6.86 (3) (c) as amended by 2001 Wis. Act 51.

SECTION 8. 10.76 (4) (f) 4. of the statutes is amended to read:

10.76 (4) (f) 4. On the Monday before the September primary, the municipal clerk publishes type B and D notices for the primary. If voting machines or electronic voting systems employing a ballot card or label in which ballots are distributed to electors are used in the municipality, the type B notice shall include all offices to be voted on at the primary. See ~~s.~~ ss. 10.01 (2) (d) and 10.06 (3) (e).

NOTE: Conforms provision to s. 10.06 (3) (e) as amended by 2001 Wis. Act 16. Clarifies the "notice" referred to. Adds cross-reference to indicate authority for giving the type D notice.

SECTION 9. 10.76 (4) (g) 2. of the statutes is amended to read:

10.76 (4) (g) 2. 5 p.m. on the day of the primary is the deadline for hospitalized electors to make application for an absentee ballot by agent or to file a registration form by agent. See s. 6.86 (3) (c).

NOTE: Conforms provision to s. 6.86 (3) (c) as amended by 2001 Wis. Act 51.

SECTION 10. 10.76 (6) (a) 4. of the statutes is amended to read:

10.76 (6) (a) 4. On the Monday before the general election, the municipal clerk publishes type B and D

notices for the election. If voting machines or electronic voting systems employing a ballot card or label in which ballots are distributed to electors are used in the municipality, the type B notice shall include all offices and questions to be voted on at the election. See s. 10.06 (3) (d) and (e).

NOTE: Conforms provision to s. 10.06 (3) (e) as amended by 2001 Wis. Act 16. Clarifies the "notice" referred to.

SECTION 11. 10.76 (6) (b) 2. of the statutes is amended to read:

10.76 (6) (b) 2. 5 p.m. on the day of the election is the deadline for hospitalized electors to make application for an absentee ballot by agent or to file a registration form by agent. See s. 6.86 (3) (c).

NOTE: Conforms provision to s. 6.86 (3) (c) as amended by 2001 Wis. Act 51.

SECTION 12. 10.80 (4) (e) 2. of the statutes is amended to read:

10.80 (4) (e) 2. 5 p.m. on the day of the primary is the deadline for hospitalized electors to make application for an absentee ballot by agent or to file a registration form by agent. See s. 6.86 (3) (c).

NOTE: Conforms provision to s. 6.86 (3) (c) as amended by 2001 Wis. Act 51.

SECTION 13. 10.80 (6) (b) 2. of the statutes is amended to read:

10.80 (6) (b) 2. 5 p.m. on the day of the election is the deadline for hospitalized electors to make application for an absentee ballot by agent or to file a registration form by agent. See s. 6.86 (3) (c).

NOTE: Conforms provision to s. 6.86 (3) (c) as amended by 2001 Wis. Act 51.