

2009 DRAFTING REQUEST

Bill

Received: 03/12/2010

Received By: jkuesel

Wanted: As time permits

Companion to LRB:

For: Jeff Smith (608) 266-0660

By/Representing: Andrea Wahl

May Contact:

Drafter: jkuesel

Subject: Elections - miscellaneous

Addl. Drafters:

Extra Copies:

Submit via email: YES

Requester's email: Rep.Smith@legis.wisconsin.gov

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Elections - various changes

Instructions:

Per attached E mail, 3/12/10. LRB-4219 and LRBs0262 with permission of Sen. Cogg's office (Adam Plotkin, in person, 3/11/10).

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?				_____			S&L Crime
/1	jkuesel 03/15/2010	csicilia 03/16/2010	rschlue 03/17/2010	_____	lparisi 03/17/2010	lparisi 03/23/2010	
	jkuesel 03/17/2010	csicilia 03/17/2010	rschlue 03/17/2010	_____			

FE Sent For: "/1" @ intro. 3/24/10

**2009 DRAFTING REQUEST**

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Received: **03/12/2010**

Received By: **jkuesel**

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Companion to LRB:

For: **Jeff Smith (608) 266-0660**

By/Representing: **Andrea Wahl**

May Contact:

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	jkuesel 03/17/2010	csicilia 03/17/2010	rschluet 03/17/2010	_____			

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**2009 DRAFTING REQUEST**

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Received: 03/12/2010

Received By: **jkuesel**

Wanted: **As time permits**

Identical to LRB:

For: **Jeff Smith (608) 266-0660**

By/Representing: **Andrea Wahl**

This file may be shown to any legislator: **NO**

Drafter: **jkuesel**

May Contact:

Addl. Drafters:

Subject: **Elections - miscellaneous**

Extra Copies:

Submit via email: **YES**

Requester's email: **Rep.Smith@legis.wisconsin.gov**

Carbon copy (CC:) to:

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No specific pre topic given

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1/?	jkuesel	1 cjs 3/16 10	MD	PH JF			

FE Sent For:

<END>

## Kuesel, Jeffery

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**From:** Wahl, Andrea  
**Sent:** Friday, March 12, 2010 9:55 AM  
**To:** Kuesel, Jeffery  
**Cc:** Plotkin, Adam; Murray, Mike  
**Subject:** RE: Compile

Jeff,

The following drafts will need to be compiled:

- **LRB 4476/2**<sup>3</sup>, which needs to include the birth year provision that is currently in LRB 4006/7 as well as the postcard notification points we discussed yesterday. We will not be including LRB 4006/7 at this time.
- **LRB 4219/3**, which establishes satellite voting locations and streamlines the in-person absentee process
- **LRB 4234/3**, which implements the federal MOVE act. We discussed that this draft should include the provisions provided for in LRB 2735/1, which deals with permanent absentee.
- **LRB 4418/1**, which includes misc. statute revisions requested by GAB
- **LRBs0262/2**<sup>2</sup>, which prohibits voter intimidation and fraud; also needs a typo fix that we discussed
- **LRBs0260/1**, which includes restrictions on election day challengers
- **LRB 4218/1**, which mandates use of the college dorm list as proof of residence

If you have any questions on any of these items, please let me know.

Thank you again for the tremendous amount of work you have put into this draft.

### **Andrea Wahl**

Office of Representative Jeff Smith  
93rd Assembly District  
608-266-0660

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**From:** Kuesel, Jeffery  
**Sent:** Thursday, March 11, 2010 4:54 PM  
**To:** Wahl, Andrea  
**Subject:** Compile

Andrea,

I will enter the compiled drafts under a new LRB number when the last redraft comes through. I will make that a request for Rep. Smith. If you want me to have our staff send electronic copies to Sen. Coggs, Adam Plotkin, Mike Murray or the LCS attorneys, please let me know. When you have time, please send an E mail confirming the LRB's to be included in the request. We'll put this in the drafting record.

### **Jeffery Kuesel**

*Managing Attorney*  
*Wisconsin Legislative Reference Bureau*  
*P.O. Box 2037*  
*Madison WI 53701-2037*  
*(608) 266-6778*  
*jeffery.kuesel@legis.state.wi.us*



**PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION**

COMPILE:

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LRB-4218/1  
LRB-4219/3  
LRB-4234/3  
LRB-4418/1  
LRB-4476/3  
LRB50260/1  
LRB50262/2

1 AN ACT ...; relating to: ???

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*Analysis by the Legislative Reference Bureau*

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

2

(END)

## Sorted Item List

<u>Store File Name</u>	<u>Text</u>
s0262.1	5.05 (1) (e) of the statutes is amended to read:
s0262.2	5.05 (1) (f) of the statutes is amended to read:
<del>-4234.1</del>	5.05 (13) (title) of the statutes is amended to read:
<del>-4234.2</del>	5.05 (13) (c) and (d) of the statutes are created to read:
<del>-4476.1</del>	5.056 of the statutes is amended to read:
s0262.3	5.06 (2) of the statutes is amended to read:
s0262.4	5.07 of the statutes is renumbered 5.07 (1).
s0262.5	5.07 (2) of the statutes is created to read:
s0262.6	5.25 (4) (b) of the statutes is amended to read:
s0262.7	5.25 (4) (c) of the statutes is created to read:
s0262.8	5.34 of the statutes is created to read:
s0262.9	5.35 (6) (a) (intro.) of the statutes is amended to read:
s0262.10	5.35 (6) (a) 4c. of the statutes is created to read:
s0262.11	5.35 (6) (a) 5. of the statutes is amended to read:
s0262.12	5.35 (6) (b) of the statutes is amended to read:
s0262.13	5.35 (6) (c) of the statutes is amended to read:
s0262.14	5.35 (6) (d) of the statutes is created to read:
<del>-4418.1</del>	5.84 (1) of the statutes is amended to read:
<del>-4234.3</del>	6.22 (2) (e) of the statutes is created to read:
<del>-4234.4</del>	6.22 (4) (a) of the statutes is amended to read:
<del>-4234.5</del>	6.22 (6) of the statutes is amended to read:
<del>-4234.6</del>	6.221 (1) of the statutes is amended to read:
<del>-4234.7</del>	6.221 (3) (b) of the statutes is amended to read:
<del>-4234.8</del>	6.24 (4) (c) of the statutes is amended to read:
<del>-4234.9</del>	6.24 (4) (e) of the statutes is created to read:
<del>-4234.10</del>	6.25 (1) of the statutes is amended to read:
<del>-4234.11</del>	6.25 (4) (intro.), (a) and (b) of the statutes are consolidated, renumbered 6.25 (4) and amended to read:
<del>-4476.2</del>	6.256 of the statutes is created to read:
<del>-4476.3</del>	6.275 (1) (c) of the statutes is amended to read:

✓

-4476.4	6.275 (1) (d) of the statutes is amended to read:
-4476.5	6.28 (1) of the statutes is amended to read:
-4476.6	6.28 (4) of the statutes is amended to read:
-4476.7	6.29 (1) of the statutes is amended to read:
<del>-4476.8</del>	6.29 (2) (a) of the statutes is amended to read:
-4219.1	6.29 (2) (b) of the statutes is amended to read:
-4476.9	6.29 (2) (b) of the statutes is amended to read:
-4219.2	6.29 (2) (d) of the statutes is amended to read:
-4219.3	6.29 (2) (e) of the statutes is created to read:
-4418.2	6.33 (5) (a) of the statutes is amended to read:
-4476.10	6.33 (5) (a) of the statutes is amended to read:
-4476.11	6.34 (2) of the statutes is amended to read:
-4476.12	6.34 (2n) of the statutes is created to read:
-4218.1	6.34 (3) (a) 7. of the statutes is amended to read:
-4218.2	6.34 (3) (b) (intro.) of the statutes is amended to read:
<del>-4218.3</del>	6.34 (3) (d) of the statutes is created to read:
-4476.13	6.34 (4) of the statutes is created to read:
-4234.12	6.36 (1) (a) of the statutes is amended to read:
-4476.14	6.36 (1) (a) of the statutes is amended to read:
-4418.3	6.36 (1) (b) 1. a. of the statutes is amended to read:
-4476.15	6.36 (1) (b) 1. a. of the statutes is amended to read:
-4418.4	6.36 (1) (bm) of the statutes is created to read:
-4476.16	6.36 (2) (a) of the statutes is amended to read:
-4476.17	6.36 (2) (c) of the statutes is amended to read:
-4476.18	6.54 of the statutes is amended to read:
-4476.19	6.55 (title) of the statutes is amended to read:
-4476.20	6.55 (2) (a) 1. of the statutes is amended to read:
-4476.21	6.55 (2) (b) of the statutes is amended to read:
-4476.22	6.55 (2) (c) 1. and 2. of the statutes are amended to read:
-4476.23	6.55 (2) (cs) of the statutes is amended to read:
-4476.24	6.55 (5) of the statutes is amended to read:
-4476.25	6.79 (4) of the statutes is amended to read:
-4219.4	6.855 (title) of the statutes is amended to read:
-4219.5	6.855 (1) of the statutes is amended to read:

-4219.6

6.855 (2) of the statutes is amended to read:

-4234.13

6.86 (1) (a) (intro.) of the statutes is amended to read:

~~-4234.14~~

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

~~-4418.5~~

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

~~-4219.7~~

6.86 (1) (ab) of the statutes is created to read:

~~-4418.6~~

6.86 (1) (ab) of the statutes is created to read:

-4234.15

6.86 (1) (ac) of the statutes is amended to read:

~~-4234.16~~

6.86 (1) (b) of the statutes is amended to read:

~~-4418.7~~

6.86 (1) (b) of the statutes is amended to read:

~~-4234.17~~

6.86 (1) (b) of the statutes, as affected by 2009 Wisconsin Act ....(this act), is amended to read:

-4418.8

6.86 (1) (c) of the statutes is amended to read:

-4234.18

6.86 (2) of the statutes is repealed.

-4418.9

6.86 (2) (a) of the statutes is amended to read:

-4234.19

6.86 (2m) of the statutes is renumbered 6.86 (2m) (a) and amended to read:

~~-4418.10~~

6.86 (3) (a) of the statutes is amended to read:

~~-4476.26~~

6.86 (3) (a) of the statutes is amended to read:

-4476.27

6.86 (3) (c) of the statutes is amended to read:

-4418.11

6.86 (3) (d) of the statutes is created to read:

-4234.20

6.865 (title) of the statutes is amended to read:

-4234.21

6.865 (3) of the statutes is repealed.

-4234.22

6.865 (3m) (a) of the statutes is amended to read:

-4234.23

6.865 (3m) (b) of the statutes is amended to read:

-4234.24

6.865 (3m) (c) of the statutes is repealed.

~~-4219.8~~

6.868 of the statutes is created to read:

~~-4234.25~~

6.869 of the statutes is amended to read:

~~-4219.9~~

6.87 (2) (intro.) of the statutes is amended to read:

-4219.10

6.87 (2m) of the statutes is created to read:

-4234.26

6.87 (3) (d) of the statutes is amended to read:

~~-4219.11~~

6.87 (4) of the statutes is amended to read:

~~-4234.27~~

6.87 (4) of the statutes is amended to read:

~~-4476.28~~

6.87 (4) of the statutes is amended to read:

-4219.12

6.87 (9) of the statutes is amended to read:

-4234.28

6.875 (3) of the statutes is amended to read:



-4234.29	6.875 (4) (a) of the statutes is amended to read:
-4418.12	6.875 (6) (c) 1. of the statutes is amended to read:
-4219.13	6.88 (3) (b) of the statutes is amended to read:
-4219.14	6.88 (3) (c) of the statutes is amended to read:
s0260.1	6.925 of the statutes is amended to read:
s0260.2	6.93 of the statutes is amended to read:
-4219.15	7.08 (1) (c) of the statutes is amended to read:
s0262.15	7.08 (3) (d) to (g) of the statutes are created to read:
s0262.16	7.08 (12) of the statutes is created to read:
-4219.16	7.15 (1) (cm) of the statutes is amended to read:
-4234.30	7.15 (1) (j) of the statutes is amended to read:
-4219.17	7.15 (2m) of the statutes is amended to read:
-4418.13	7.15 (4) of the statutes is amended to read:
-4219.18	7.41 (4) of the statutes is amended to read:
-4219.19	7.51 (3) (d) of the statutes is amended to read:
-4219.20	7.52 (3) (b) of the statutes is amended to read:
-4219.21	7.52 (4) (i) of the statutes is amended to read:
<del>s0260.3</del>	7.52 (5) of the statutes is renumbered 7.52 (5) (a) and amended to read:
<del>s0260.4</del>	7.52 (6) (a) of the statutes is renumbered 7.52 (6).
<del>-4219.22</del>	7.52 (6) (a) of the statutes is amended to read:
s0260.5	7.52 (6) (b) of the statutes is renumbered 7.52 (5) (b) and amended to read:
-4219.23	9.01 (1) (b) 2. of the statutes is amended to read:
-4219.24	10.01 (2) (e) of the statutes is amended to read:
s0262.17	12.09 (1) and (3) of the statutes are amended to read:
-4476.29	12.13 (1) (b) of the statutes is amended to read:
-4476.30	12.13 (1) (c) of the statutes is amended to read:
-4476.31	12.13 (1) (d) of the statutes is amended to read:
-4476.32	12.13 (2) (b) 3. of the statutes is amended to read:
s0262.18	12.17 of the statutes is created to read:
s0262.19	12.19 of the statutes is created to read:
s0262.20	12.60 (1) (a) of the statutes is amended to read:
s0262.21	12.60 (1) (am) of the statutes is created to read:
s0262.22	12.60 (1) (an) of the statutes is created to read:

s0262.23

12.60 (1) (ap) of the statutes is created to read:

s0262.24

12.60 (1) (bn) of the statutes is created to read:

s0262.25

12.60 (4) of the statutes is amended to read:

-4418.14

19.685 of the statutes is created to read:

-4476.33

85.61 (1) of the statutes is amended to read:

s0262.26

939.50 (3) (d) of the statutes is amended to read:

s0262.27

939.50 (3) (e) of the statutes is amended to read:

s0260.6

Initial applicability.

s0262.28

Nonstatutory provisions.

s0262.29

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

4234.31

Nonstatutory provisions.

4234.32

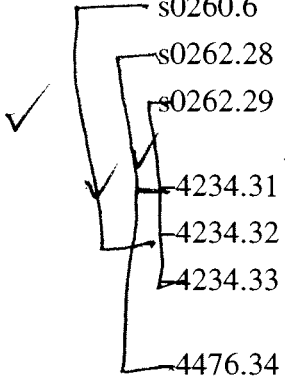
Initial applicability.

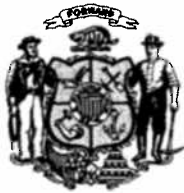
4234.33

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

4476.34

Nonstatutory provisions.





stays / 1

LRB-4531/1

JTK & ARG: j:....

cjs/kjf/bjk/nwn

Tue = 3/16

2009 BILL

LPS:

TURN OFF  
Burning dots  
in bill

AND Manually  
Delete burning dots in  
analysis

slash number  
stays the same

see dig  
on p. 11

1 AN ACT <sup>(generate)</sup> relating to: ~~automatic voter registration; absentee voting; deceptive~~  
 2 ~~election practices; voter intimidation, suppression, and protection; election~~  
 3 ~~information provided to electors at polling places; prosecution of civil~~  
 4 ~~prohibited election practice offenses; ~~absentee voting~~ challenging the ballots~~  
 5 ~~of electors at polling places in certain municipalities;~~ various changes in  
 6 election laws; ~~acceptance and verification of university, college, and technical~~  
 7 ~~college identification and fee cards as proof of residence for registration and~~  
 8 ~~voting purposes; granting rule-making authority; and providing penalties.~~

Analysis by the Legislative Reference Bureau

\*\*\* ANALYSIS FROM 4476/3 \*\*\*

Currently, with the exception of individuals who are defined as "military electors" under state law and new or former residents voting for president and vice president, all eligible electors of this state must register in order to vote in an election in this state. The registration period for each election ends on the 20th day before that election, but an eligible elector may register to vote in an election after that date at the office of the municipal clerk or board of election commissioners of the municipality where he or she resides or at the polling place serving his or her residence by providing specified proof of residence. In order to register, an individual

Ⓟ This bill makes various changes in laws relating to elections and voting. Significant provisions include:  
Ⓟ subsub Voter registration

**BILL**

must provide his or her name, residence location, citizenship, date of birth, age, and the number of a valid Wisconsin driver's license or the last four digits of his or her social security number. An individual must also affirm that he or she: 1) has resided in his or her ward (or municipality if not divided into wards) for at least ten days; 2) has not been convicted of a felony for which he or she has not been pardoned and has not completed his or her sentence; 3) is not disqualified on any other ground from voting; and 4) is not registered to vote at any other location. The burden is on the elector to initiate registration and, if the elector's name, address, or eligibility changes, to initiate any change in registration required to maintain a valid registration.

This bill makes it the responsibility of the Government Accountability Board (GAB) to ensure that all eligible electors of this state are registered to vote and remain registered to vote for so long as they remain eligible, except as the law specifically requires electors to take some action to confirm or continue their registrations. Under the bill, GAB must ensure that all eligible electors in this state are initially registered in accordance with the bill's requirements and procedures no later than July 1, 2015. To assist with its responsibility, the bill directs GAB and the Department of Transportation to enter into an agreement for the purpose of transferring specified personally identifiable information in DOT's records to GAB. The bill requires GAB to maintain the confidentiality of any information that GAB obtains under the agreement. Under the bill, once GAB obtains all the information required under current law to complete an elector's registration, GAB adds the elector's name to the statewide registration list. GAB does not notify the elector of the addition, but the information is accessible on the Internet. No registration of an elector that is added to the list by GAB is valid until the elector confirms with GAB, on a form prescribed by GAB, that all the information pertaining to his or her registration is correct and accurate as of the date of the confirmation. The bill permits an elector to confirm a registration by any of the following means: 1) by electronic means on the Internet using a secure procedure prescribed by GAB; 2) by mail; or 3) by appearing in person at the office of the municipal clerk or board of election commissioners where the elector resides or at the polling place serving the elector's residence. The bill also permits an individual whose name is added to the registration list by GAB to file a request to have his or her name deleted from the list or to revoke a deletion request previously made. A deletion or revocation of a deletion request may be made in the same manner that a registration may be confirmed. In addition, the bill directs GAB to notify an individual by first class postcard whenever GAB removes his or her name from the registration list or changes his or her status on the list from eligible to ineligible, other than by request of the elector, except when GAB removes a duplicate entry from the list or changes the name of a deceased person from eligible to ineligible status.

Currently, if an elector is eligible to vote and is not registered to vote, the elector may register to vote and vote at the polling place serving his or her residence on election day by providing proof of residence or by having another elector of the municipality where the polling place is located corroborate his or her registration information. This bill permits an elector whose registration has been entered on the

**BILL**

registration list by GAB to confirm his or her registration and vote on election day at the same polling place in the same manner as currently provided for original registration.

Currently, with certain exceptions, if an elector registers to vote by mail and has not voted in an election in this state, the elector must provide proof of residence prior to voting. This bill extends this requirement to apply to an elector whose registration is initiated by GAB but who has not confirmed his or her registration and has not voted in an election in this state. The bill also provides that if such an elector provides his or her Wisconsin driver's license number or his or her social security number, together with his or her name and date of birth, and GAB is able to instantly verify the information electronically by electronically accessing records of DOT, the elector need not provide proof of residence before voting.

Currently, in order to register to vote, an elector must provide his or her date of birth. This information becomes a part of the statewide voter registration list. Information on the registration list concerning the date of birth of an elector is not open to public inspection. This bill limits this restriction only to information concerning the birthday of an elector, thus permitting public access to information concerning an elector's year of birth.

The bill directs GAB to report to the appropriate standing committees of the legislature, no later than July 1, 2011, concerning its progress in initially implementing the registration system created by the bill. The report must contain an assessment of the feasibility and desirability or integration of registration information with information maintained by the departments of health services, children and families, workforce development, revenue, regulation and licensing, and natural resources and the University of Wisconsin System.

~~ANALYSIS FROM 12/19/08~~

→ 2. Currently, all electors who cast an absentee ballot, whether by mail or in person at the office of the municipal clerk or board of election commissioners, must sign a certificate that is printed on the envelope into which they deposit their ballots. The certificate certifies, subject to criminal penalties, that the elector meets specific voting qualifications and personally voted the ballot secretly unless the elector required assistance. The certificate must be witnessed by one adult U.S. citizen who also signs the certificate and certifies subject to the same penalties that the elector's statements are true, the ballot was voted as stated, and the witness did not solicit or advise the elector in casting his or her votes. This bill provides that for an elector voting an absentee ballot in person at the office of the municipal clerk or board of election commissioners or an alternate site designated by a municipality, GAB may prescribe an envelope to be used in place of the statutory certificate envelope. No certification and no witness is required on such envelopes. The bill requires GAB's envelope to include the elector's name, residence, and ward and aldermanic district, if any.

→ 3. Currently, the governing body of a municipality may designate a single alternate site for absentee voting in person by electors of the municipality. If designated, this site serves in lieu of the office of the municipal clerk or board of

Handwritten notes in circles:  
TWS 3B  
TWS 3C  
subsub  
TWS 3A

**BILL**

election commissioners as the site where absentee voting is conducted for the election at which the designation is made.

This bill permits the governing body of a municipality to designate more than one alternate site for absentee voting in person by electors of the municipality. Under the bill, an alternate site may be used for absentee voting in addition to or in lieu of use of the office of the municipal clerk or board of election commissioners. The bill also directs a municipality that designates an alternate site for absentee voting at an election to notify the Government Accountability Board in writing of its designation.

→ 4. Currently, an elector who wishes to cast an absentee ballot must file a written, signed application, but the form of the application is not specified. This bill provides that an elector who wishes to cast an absentee ballot in person at the office of the municipal clerk or board of election commissioners or at an alternate site must apply on a form prescribed by GAB.

→ 5. Currently, the municipal clerk or board of election commissioners of a municipality must begin distributing absentee ballots to electors who have requested them no later than the 30th day before each September primary and general election and no later than the 21st day before each other primary or election. This bill retains this requirement but provides that the period for absentee voting in person at the office of the clerk or board or an alternate site begins on the 21st day before each election and ends on the day before each election.

→ 14. Currently, when an elector registers to vote in person at the office of the municipal clerk or board of election commissioners after the close of registration for an election, the clerk or board issues a registration certificate to the elector. This bill provides that the clerk or board shall issue a registration certificate only if the elector does not wish to cast an absentee ballot when registering.

✓  
TWS  
4A  
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**\*\*\* ANALYSIS FROM S0262/2 \*\*\***

This bill makes various changes in the laws relating to elections and voting.

***Deceptive election practices***

Currently, the statutes provide that no person may knowingly make or publish, or cause to be made or published, a false representation pertaining to a candidate or referendum that is intended to affect voting at an election. Violators may be fined not more than \$1,000 or imprisoned for not more than six months, or both.

This bill prohibits any person, whether acting in an official capacity or otherwise, from intentionally deceiving any other person regarding the date, time, place, or manner of conducting an election; the qualifications for voting or restrictions on the eligibility of electors to vote in an election; or the endorsement of candidates by specified persons. Any person who violates the prohibition with intent to prevent any person from exercising the right to vote in an election may be fined not more than \$100,000 or imprisoned for not more than five years, or both.

The bill permits any person who is aggrieved by an alleged violation to obtain a court order restraining the violation. The bill also permits any person to file a sworn complaint with the Government Accountability Board alleging that a violation has occurred or is occurring. If the board finds that the facts alleged in the complaint, if true, would constitute a violation, it must promptly investigate the

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complaint. If the board finds that a violation has occurred or is occurring, the board must take all measures necessary to provide correct information to electors who may have been deceived by the actions of the alleged violator and must refer the matter to the appropriate authority for prosecution.

The bill also directs the Government Accountability Board to promulgate rules concerning corrective measures that may be appropriate whenever violations occur. In addition, the bill directs the board to report biennially to the appropriate standing committees of the legislature with regard to violations and actions taken in response to violations.

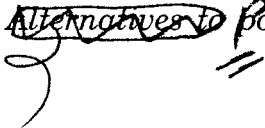

***Voter intimidation, suppression, and protection***

Currently, no person may make use of or threaten to make use of force, violence, or restraint in order to compel any person to vote or refrain from voting at an election, and no person may, by any act compel, induce, or prevail upon an elector to either vote or refrain from voting at any election for or against a particular candidate or question. Violators may be fined not more than \$10,000 or imprisoned for not more than three years and six months, or both.

This bill provides that no person may make use of or threaten to make use of force, violence, restraint, or any tactic of coercion or intimidation in order to induce or compel any person to vote or refrain from voting or to refrain from registering to vote at an election, and no person may use or threaten to use force or violence or by use of any threat of any act of coercion or intimidation compel, induce, or prevail upon an elector either to vote or refrain from voting at any election for or against a candidate or question. Violators may be fined not more than \$100,000 or imprisoned for not more than three years, or both.

The bill also provides that no person may knowingly attempt to prevent or deter another person from voting or registering to vote based upon fraudulent, deceptive, or spurious grounds or information. Violators may be fined not more than \$50,000 or imprisoned for not more than two years, or both.

Currently, municipal clerks and boards of election commissioners are directed by law to post specified materials at each polling place. The Government Accountability Board is directed to publish a manual that may be easily understood by the general public explaining the duties of election officials. Currently, the board is also directed to ensure that in any jurisdiction in this state that is required under federal law to provide voting materials in a language other than English, the voting system used in that jurisdiction is in compliance with federal law. There is no specific penalty for violations, but the requirements are enforceable administratively and through the court system.

This bill creates a voter's bill of rights and directs municipal clerks and boards of election commissioners to post a copy of the bill of rights at each polling place unless otherwise permitted by the Government Accountability Board. The bill directs the board to include a number of specific items in its manual. The bill also requires that at each polling place located in a jurisdiction that is required under federal law to provide voting materials in a language other than English, all required postings must be made in that language as well as in English unless otherwise permitted by the board. See ~~Alternatives to~~ polling place posting requirements,  

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below. In addition, the bill directs the municipal clerk or board of election commissioners of any such jurisdiction to contact and coordinate with organizations that advocate for the rights of individuals who speak that language to ensure that each polling place in the jurisdiction adequately serves the needs of these individuals, and to endeavor to ensure that at least one of the election officials who serves at each polling place in the jurisdiction speaks that language. Violators are subject to a forfeiture (civil penalty) of not more than \$500 for each violation.

The bill also permits any elector of this state to sue for injunctive relief, a court order requiring or prohibiting certain action, or any other appropriate relief, to compel compliance with the bill's prohibitions and requirements relating to voter intimidation, suppression, and protection. Currently, an elector may be required to pursue administrative relief before filing suit, and in some cases must petition a district attorney or the attorney general to file suit on his or her behalf.

**Alternatives to polling place posting requirements**

Currently, the law requires a number of notices to be posted at each polling place on election day. The notices include the date and hours of the election, sample ballots, local area maps, voting instructions, election fraud laws, warnings about mismarking ballots in ways that will void them, and other information prescribed by the Government Accountability Board. This bill adds two new posting requirements (see *Voter intimidation, suppression, and protection*, above). ~~This bill~~ permits the Government Accountability Board, directly or by delegation to its legal counsel, to authorize another means of providing notice to affected electors of the information required to be posted, including the new information specified in the bill, if the board determines that the alternative means of providing notice is at least as effective as posting.

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***Prosecution of civil prohibited practice offenses***

Currently, with limited exceptions, prosecutions of prohibited election practice offenses are conducted by the appropriate district attorney, or in certain cases, by the attorney general. Most of these offenses are criminal, but a few of them are civil offenses. This bill provides that, with limited exceptions, prosecutions of civil prohibited election practice offenses, including the one created by this bill (see *Voter intimidation, suppression, and protection*, above), may be prosecuted either by the Government Accountability Board or by the appropriate district attorney.

**\*\*\* ANALYSIS FROM 4234/3 \*\*\***

This bill makes various changes in the laws pertaining to absentee voting. Most of the changes relate to absentee voting by military and overseas electors of this state. State law contains different definitions of the terms "military elector" and "overseas elector." One set of definitions mirrors the definitions found in federal law. Under federal law, a "military elector" includes 1) a member of a uniformed service on active duty who, by reason of that duty, is absent from the residence where the member is otherwise qualified to vote; 2) a member of the merchant marine who, by reason of service in the merchant marine, is absent from the residence where the member is otherwise qualified to vote; and 3) the spouse or dependent of any such member who, by reason of the duty or service of the member, is absent from the

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residence where the person is otherwise qualified to vote. The federal definition of "overseas elector" includes an elector who resides outside the United States and who is qualified under federal law to vote in elections for national office in this state because the elector last resided in this state immediately prior to the elector's departure from the United States. The other set of definitions applies for certain state purposes and includes all the persons who are included in the federal definitions but also includes other persons. The state definition of the term "military elector" includes 1) members of a uniformed service who are not on active duty or who are not absent from their residences by reason of their service or both; 2) members of the merchant marine who are not absent from their residences; 3) civilian employees of the United States and civilians officially attached to a uniformed service who are serving outside the United States; 4) Peace Corps volunteers; and 5) spouses and dependents of these persons who are residing with or accompanying them. The state definition of "overseas elector" includes children of persons who qualify as overseas electors under federal law who are U.S. citizens at least 18 years of age, who are not disqualified from voting in this state, and who are not residents of this state. Significant provisions ~~of the bill include:~~ relating to absentee

Currently, an individual who is a qualified elector of a municipality, other than a "military elector" or an "overseas elector" as defined by state law, may file an application with the municipal clerk or board of election commissioners of the municipality where the individual resides requiring the clerk or board to send an absentee ballot to the individual without further request for every succeeding election held in the same calendar year in which the request is made, or until the individual is no longer a qualified elector of the municipality or the individual otherwise requests. Currently, an elector who is indefinitely confined may file a single request to receive absentee ballots automatically for each election. If a confined elector fails to cast an absentee ballot, the municipal clerk or board of election commissioners notifies the elector that he or she will not receive absentee ballots for subsequent elections unless the elector reapplies to receive ballots within 30 days of receiving the notice. Currently, an overseas elector, as defined by state law, who requests an absentee ballot is sent an absentee ballot for all federal elections that occur in the same calendar year as the year in which the request is made, unless the elector otherwise requests. Current law directs municipal clerks and boards of election commissioners to send military electors, as defined by state law, absentee ballots for every election if they request a ballot for one election and to verify their military status without the necessity of making additional application. The clerk or board must discontinue sending absentee ballots to a military elector if the elector so requests, the elector no longer qualifies as a military elector of the municipality, or the elector fails to return at least one of the ballots sent to the elector within a period that encompasses three successive general elections.

This bill directs a municipal clerk or board of election commissioners to send an absentee ballot to an individual who is a qualified elector of the municipality, other than a military elector or an overseas elector, as defined by state law, and who files a valid application to receive an absentee ballot for every election following receipt of the application until the individual no longer qualifies to receive a ballot, the

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individual requests not to receive ballots, or the individual fails to return an absentee ballot that is mailed to the individual. Under the bill, a municipal clerk or board of election commissioners must attempt to notify any individual whose name is removed from the list of electors who automatically receive absentee ballots unless the individual requests that his or her name be removed. The individual may then request to continue to receive absentee ballots if he or she is qualified to do so. These changes do not affect the current procedure for sending absentee ballots to military and overseas electors, as defined by state law.

6.2. Currently, an elector who requests an absentee ballot in person or by mail must make written application and must sign the application. However, if an elector requests an absentee ballot by electronic mail or facsimile transmission, the elector need not file a written application but must enclose with his or her returned ballot a copy of a request for an absentee ballot together with his or her original signature. This bill deletes the requirement for electors who apply for an absentee ballot by electronic mail or facsimile transmission to provide a request and original signature.

7.8. Under current law, any qualified absentee elector may request an absentee ballot by means of electronic mail or facsimile transmission. If an elector so requests, the elector must mail with his or her voted absentee ballot a copy of an absentee ballot application containing his or her original signature. In addition, an absentee elector may request that his or her absentee ballot be transmitted to him or her by electronic mail or facsimile transmission and a municipal clerk or board of election commissioners may transmit the ballot as requested. This bill provides that the municipal clerk or board of election commissioners must transmit the ballot if the clerk or board receives a valid request.

When returning their ballots

8.4. Current law permits a military or overseas elector, as defined in state law, to cast a vote in any general election in which a federal office is to be filled by writing in the name of a candidate on a blank absentee ballot form prescribed by the U.S. government and returning the ballot to the appropriate municipal clerk or board of election commissioners. This bill permits such a ballot to be cast at any election, including any primary election, at which a federal office is to be filled.

9.6. This bill directs the Government Accountability Board (GAB), with the assistance of county and municipal clerks and boards of election commissioners, to designate at least one freely accessible means of electronic communication which shall be used to: 1) permit a military or overseas elector, as defined by federal law, to request a voter registration or absentee ballot application and to indicate whether he or she wishes to receive the application electronically or by mail; and 2) permit a municipal clerk or board of election commissioners to transmit an application to a military or overseas elector, as defined by federal law, electronically or by mail, as requested by the elector, together with related voting, balloting and election information. The bill also directs GAB, with the assistance of county and municipal clerks and boards of elections commissioners, to maintain a freely accessible system whereby a military or overseas elector who casts an absentee ballot may ascertain whether the ballot has been received by the appropriate municipal clerk or board. No similar provisions exist currently.

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10.6. Under current federal law, states are required to transmit absentee ballots to military and overseas electors no later than 45 days before each federal election at which the electors are entitled to vote, if the electors have requested their ballots by that time. However, a state may request a hardship waiver from the federal government, for a single election only, if the state's primary election date does not permit compliance with this requirement and the state takes other actions to ensure expeditious delivery of absentee ballots to military and overseas electors. This bill directs the legal counsel to GAB to request a hardship waiver on behalf of this state for the 2010 September primary and general election and, if the waiver is not granted, report that fact to the appropriate standing committees of the legislature. In addition, the bill directs GAB to report to the same committees no later than January 1, 2011, concerning the timeline used by this state for the absentee voting process and the feasibility of making adjustments to enable compliance with the timeline prescribed by federal law.

11.4. Currently, an absentee ballot cast by an elector is void unless it is received at the polling place for the elector's residence by 8 p.m. on election night. However, state law provides that if an elector is a military elector, as defined by federal law, the elector has an additional ten days after the general election and 7 days after the September primary for the elector's ballot to be received by his or her municipality if the ballot is postmarked by election day. This bill extends a similar ten-day dispensation to military electors voting in the presidential preference primary or a special federal election.

12.8. Currently, an elector who is a military elector, as defined by state law, or an overseas elector, as defined by state law, and who applies for an absentee ballot no later than 30 days before an election may cast a blank write-in ballot at that election in lieu of the official printed ballot, for any candidates for federal office whose offices are contested at that election. The ballot is valid only if it is submitted from a location outside the United States. This bill permits such an elector to cast a blank write-in absentee ballot after official printed ballots become available if he or she applies for an absentee ballot no later than the latest time permitted for application for an absentee ballot under state law. The bill also permits a military elector to cast such a ballot even if the ballot is submitted from a location inside the United States, including the elector's permanent residence.

13.0. Currently, GAB must prescribe uniform instructions for absentee voters. This bill provides that the instructions must include the specific means of electronic communication that absentee voters may use to file an application for an absentee ballot, to request a voter registration form, or to change their registrations.

**\*\*\* ANALYSIS FROM S0260/1 \*\*\***

Currently, any elector may challenge for cause the right of any other elector to vote at a polling place if the challenger knows or suspects that the challenged elector is not a qualified elector. The inspectors of election (poll workers) must then administer oaths to both the challenger and the challenged elector concerning the challenged elector's qualifications. If the inspectors receive the ballot of any elector who has been challenged, they must mark the ballot with the elector's serial number. If canvassing an election, a board of canvassers may review and decide any challenge

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and may count or reject a challenged ballot accordingly. If a petition for a recount is filed, the board of canvassers may again review and decide whether a challenged ballot is cast by a qualified elector and may count or reject the ballot accordingly. An elector may also challenge the ballot of an absent elector before the inspectors at a polling place or before a board of absentee ballot canvassers in municipalities where absentee ballots are not canvassed at polling places. The challenged elector need not be present when the challenge is made.

This ~~substitute amendment~~ provides that in municipalities having a population of 2,500 or more only an elector who resides in the same ward or election district as the one in which a challenged elector resides may challenge the ballot of that elector. In such municipalities, the ~~substitute amendment~~ directs the inspectors or board of absentee ballot canvassers to require the challenging elector to provide proof of residence, as defined by law, when making a challenge.

**\*\*\* ANALYSIS FROM 4418/1 \*\*\***

~~This bill makes various changes in election laws. Significant changes include:~~  
 (1) Currently, information on the statewide voter registration list relating to the date of birth, operator's license number, or social security number of an elector, the confidential address of an elector who is subject to domestic abuse, sexual assault, or stalking, or an accommodation required to assist a disabled elector is open to inspection only by election officials and administrators. This bill permits the Government Accountability Board (GAB) to transfer any of this information to another state agency or authority or to a subunit of the state government of another state. The bill also prohibits a state agency or authority or officer or employee thereof from providing access to any transferred information to a third party. Violators are subject to a forfeiture (civil penalty) of not more than \$500 for each violation.

(2) Current law permits a qualified elector to apply for an absentee ballot by mail, facsimile transmission, or electronic mail. The law also specifies deadlines for receipt of applications by mail. This bill provides that the deadlines for receipt of applications by facsimile transmission or electronic mail are the same as those for receipt of applications by mail.

(3) Currently, municipal clerks and boards of election commissioners must update changes in the voter registration list received on election day no later than 30 days after the date of the election. This bill permits these changes to be updated within 45 days after a general (November) election, and further permits the legal counsel of GAB to permit a municipal clerk or board of election commissioners, upon application, to update the registration list with changes received on the date of the general election within 60 days after the date of the election.

(4) Currently, if a municipality uses an electronic voting system at an election that employs automatic tabulating equipment, the municipal clerk or board of election commissioners must conduct a public test not more 10 days before the election to ensure that the equipment correctly counts votes. This bill permits the test to be conducted at any time after ballots become available prior to the date of the election.

(5) Currently, an individual may grant the power of attorney to another individual to act on his or her behalf under certain conditions specified by the

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grantor. This bill specifically permits an individual who has been granted the power of attorney to act on behalf of another individual and who has authority to act on the grantor's behalf to apply for an absentee ballot on behalf of the grantor if the grantor is ~~indefinitely confined or is disabled for an indefinite period~~. The bill also permits such an individual to apply for an absentee ballot on behalf of a hospitalized elector and, if the elector is not registered, to sign the elector's voter registration form on his or her behalf. In addition, the bill provides that an individual who has been granted a power of attorney to act as the agent of an elector is not permitted to cast a ballot on behalf of the elector, but if the elector has difficulty reading, writing, or understanding English or due to disability is unable to mark a ballot, the elector may request assistance in marking his or her ballot from the agent or, with certain exceptions, from another individual.

unable to ~~file~~ sign an application

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~~\*\*\* ANALYSIS FROM 4/18/11 \*\*\*~~

Currently, an elector must provide proof of residence in a form specified by law for various registration and voting purposes. The purposes include voter registration after the close of registration for an election and voting for the first time in this state after registering by mail. In order for a specified form of proof to be valid, the proof must contain the current and complete name of the elector and the elector's current and complete address. However, if a student at a university, college, or technical college presents a fee or identification card, and the university, college, or technical college provides a current list of students residing in housing sponsored by the university, college, or technical college to a municipal clerk, and the municipal clerk, special registration deputy, or inspector (poll worker) verifies that the name of the student presenting a card appears on the list, the card need not contain the required information in order to be valid.

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Proof of residence by certain students

This bill provides that a municipal clerk, special registration deputy, or inspector must accept a university, college, or technical college fee or identification card presented by a student as proof of residence for registration or voting at an election if the student's university, college, or technical college has provided to the municipal clerk a current list of students residing in housing sponsored by the university, college, or technical college and the student's name appears on the list.

Because this bill creates a new crime or revises a penalty for an existing crime, the Joint Review Committee on Criminal Penalties may be requested to prepare a report concerning the proposed penalty and the costs or savings that are likely to result if the bill is enacted.

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

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

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**SECTION 1**

1           5.05 (1) (e) Delegate to its legal counsel the authority to intervene in a civil  
 2 action or proceeding under sub. (9), issue an order under s. 5.06, exempt a polling  
 3 place from accessibility requirements under s. 5.25 (4) (a), permit a municipality to  
 4 provide notices required at polling places by alternative means under s. 5.35 (6) (d),  
 5 exempt a municipality from the requirement to use voting machines or an electronic  
 6 voting system under s. 5.40 (5m), approve an electronic data recording system for  
 7 maintaining poll lists under s. 6.79, ~~or~~ authorize nonappointment of an individual  
 8 who is nominated to serve as an election official under s. 7.30 (4) (e), or review and  
 9 investigate complaints received under s. 12.17 (4) and order corrective measures  
 10 under s. 12.17 (5), subject to such limitations as the board deems appropriate.

11           **\*s0262/2.2\* SECTION 2.** 5.05 (1) (f) of the statutes is amended to read:

12           5.05 (1) (f) Promulgate rules under ch. 227 applicable to all jurisdictions for the  
 13 purpose of interpreting or implementing the laws regulating the conduct of elections  
 14 or election campaigns or ensuring their proper administration, and shall promulgate  
 15 rules to enforce ss. 5.25 (4) (b), 5.34, 5.35 (6) (a) 4c., 12.09, and 12.19 and rules  
 16 concerning the methods and means of providing corrective information to electors  
 17 under s. 12.17 (5).

18           **\*-4234/3.1\* SECTION 3.** 5.05 (13) (title) of the statutes is amended to read:

19           5.05 (13) (title) TOLL-FREE ELECTION INFORMATION EXCHANGE AND REQUESTS.

20           **\*-4234/3.2\* SECTION 4.** 5.05 (13) (c) and (d) of the statutes are created to read:

21           5.05 (13) (c) Maintain a freely accessible system under which a military elector  
 22 or an overseas elector, as defined in s. 6.34 (1), who casts an absentee ballot may  
 23 ascertain whether the ballot has been received by the appropriate municipal clerk.

24           (d) Designate and maintain at least one freely accessible means of electronic  
 25 communication which shall be used for the following purposes:

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1           1. To permit a military elector or an overseas elector, as defined in s. 6.34 (1),  
2 to request a voter registration application or an application for an absentee ballot at  
3 any election at which the elector is qualified to vote in this state.

4           2. To permit a military elector or an overseas elector under subd. 1. to designate  
5 whether the elector wishes to receive the applications under subd. 1. electronically  
6 or by mail.

7           3. To permit a municipal clerk to transmit to a military elector or an overseas  
8 elector under subd. 1. a registration application or absentee ballot application  
9 electronically or by mail, as directed by the elector under subd. 2., together with  
10 related voting, balloting, and election information.

11           **\*-4476/3.1\* SECTION 5.** 5.056 of the statutes is amended to read:

12           **5.056 Matching program with secretary of transportation.** The  
13 administrator of the elections division of the board shall enter into the agreement  
14 with the secretary of transportation specified under s. 85.61 (1) to match personally  
15 identifiable information on the official registration list maintained by the board  
16 under s. 6.36 (1), the information specified in s. 6.34 (2n), and other information  
17 specified in s. 6.256 (2) with personally identifiable information maintained by the  
18 department of transportation. The agreement shall provide for the electronic  
19 transfer of information under s. 6.256 (2) to the board on a continuous basis, no less  
20 often than monthly.

21           **\*s0262/2.3\* SECTION 6.** 5.06 (2) of the statutes is amended to read:

22           5.06 (2) ~~No~~ Except as authorized in ss. 5.07 (2) and 12.17 (3), no person who  
23 is authorized to file a complaint under sub. (1), other than the attorney general or  
24 a district attorney, may commence an action or proceeding to test the validity of any  
25 decision, action or failure to act on the part of any election official with respect to any

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**SECTION 6**

1 matter specified in sub. (1) without first filing a complaint under sub. (1), nor prior  
2 to disposition of the complaint by the board. A complaint is deemed disposed of if the  
3 board fails to transmit an acknowledgment of receipt of the complaint within 5  
4 business days from the date of its receipt or if the board concludes its investigation  
5 without a formal decision.

6 **\*s0262/2.4\* SECTION 7.** 5.07 of the statutes is renumbered 5.07 (1).

7 **\*s0262/2.5\* SECTION 8.** 5.07 (2) of the statutes is created to read:

8 5.07 (2) Whenever a violation of s. 5.25 (4) (b), 5.34, 5.35 (6) (a) 4c., 7.08 (3),  
9 12.09, or 12.19 occurs or is proposed to occur, any elector of this state may sue for  
10 injunctive relief, a writ of mandamus or prohibition, or such other legal or equitable  
11 relief as may be appropriate to compel compliance with the law. The action shall be  
12 filed in circuit court for the county where the violation occurs or is proposed to occur.  
13 In such actions, the court shall award costs and reasonable actual attorney fees to  
14 the plaintiff if the plaintiff prevails in the action.

15 **\*s0262/2.6\* SECTION 9.** 5.25 (4) (b) of the statutes is amended to read:

16 5.25 (4) (b) In any jurisdiction that is subject to the requirement under 42 USC  
17 1973aa-1a to provide voting materials in any a language other than English, the  
18 board shall, for each such language, ensure that the notices specified in s. 5.35 (6)  
19 are given in that language and the voting system used at each polling place in that  
20 jurisdiction is in compliance with 42 USC 1973aa-1a.

21 **\*s0262/2.7\* SECTION 10.** 5.25 (4) (c) of the statutes is created to read:

22 5.25 (4) (c) In any jurisdiction that is subject to the requirement under 42 USC  
23 1973aa-1a to provide voting materials in a language other than English, the  
24 municipal clerk or board of election commissioners shall, for each such language,  
25 contact and coordinate with organizations that advocate for the rights of individuals



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1 who speak that language to ensure that each polling place in the jurisdiction  
2 adequately serves the needs of those individuals and shall endeavor to ensure that  
3 at least one of the election officials who serves at each polling place in the jurisdiction  
4 speaks that language.

5 **\*s0262/2.8\* SECTION 11.** 5.34 of the statutes is created to read:

6 **5.34 Voter's bill of rights.** Every qualified elector has the right to:

7 (1) Inspect a sample ballot before voting.

8 (2) Cast a ballot if he or she is in line when his or her polling place closes.

9 (3) Ask for and receive assistance in voting, including assistance in a language  
10 other than English if the elector resides in a jurisdiction where voting materials must  
11 be provided in that language under 42 USC 1073aa-1a.

12 (4) Receive a replacement ballot, up to 3 ballots in all, if he or she spoils a ballot  
13 before casting that ballot.

14 (5) Cast a provisional ballot whenever permitted under s. 6.96 or 6.97.

15 (6) Vote free from coercion or intimidation by any election official or other  
16 person.

17 (7) Cast a ballot using voting materials or equipment that enables the elector's  
18 ballot to be counted accurately.

19 **\*s0262/2.9\* SECTION 12.** 5.35 (6) (a) (intro.) of the statutes is amended to read:

20 5.35 (6) (a) (intro.) ~~At~~ Except as authorized under par. (d), at each polling place  
21 in the state, the municipal clerk or board of election commissioners shall post the  
22 following materials, positioned so that they may be readily observed by electors  
23 entering the polling place or waiting in line to vote:

24 **\*s0262/2.10\* SECTION 13.** 5.35 (6) (a) 4c. of the statutes is created to read:

25 5.35 (6) (a) 4c. A copy of the voter's bill of rights under s. 5.34.

**BILL****SECTION 14**

1           **\*s0262/2.11\* SECTION 14.** 5.35 (6) (a) 5. of the statutes is amended to read:

2           5.35 (6) (a) 5. Any other voting information directed ~~to be posted~~ by the board  
3 to be posted, or noticed under par. (d).

4           **\*s0262/2.12\* SECTION 15.** 5.35 (6) (b) of the statutes is amended to read:

5           5.35 (6) (b) ~~At~~ Except as authorized under par. (d), at each polling place in the  
6 state where a consolidated ballot under s. 5.655 is used or an electronic voting system  
7 is utilized at a partisan primary election incorporating a ballot upon which electors  
8 may mark votes for candidates of more than one recognized political party or for  
9 candidates of a recognized political party and independent candidates, the municipal  
10 clerk or board of election commissioners shall prominently post a sign in the form  
11 prescribed by the board warning electors in substance that on any ballot with votes  
12 cast for candidates of more than one recognized political party or any ballot with  
13 votes cast for candidates of a recognized political party and independent candidates,  
14 no votes cast for any candidates for partisan office will be counted unless a preference  
15 for a party or for the independent candidates is made. If the elector designates a  
16 preference, only votes cast for candidates of that preference will be counted.

17           **\*s0262/2.13\* SECTION 16.** 5.35 (6) (c) of the statutes is amended to read:

18           5.35 (6) (c) ~~At~~ Except as authorized in par. (d), at each polling place located in  
19 a municipality that is served by more than one polling place for an election, the  
20 municipal clerk or board of election commissioners shall prominently post a map of  
21 the geographic area served by the polling place for that election. The posting shall  
22 clearly show the boundaries of the ward or wards served by the polling place for that  
23 election.

24           **\*s0262/2.14\* SECTION 17.** 5.35 (6) (d) of the statutes is created to read:

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1           5.35 (6) (d) As an alternative to any posting requirement under this subsection,  
2           the board may authorize another means of providing notice to affected electors of the  
3           information specified in this subsection if the board determines that an alternative  
4           means of providing the information will provide notice to affected electors of that  
5           information that is at least as effective as posting. Any authorization under this  
6           paragraph shall be in writing and shall specify the particular alternative means of  
7           notification of electors that may be used by a municipality.

8           \*~~4418/1.1~~\* **SECTION 18.** 5.84 (1) of the statutes is amended to read:

9           5.84 (1) Where any municipality employs an electronic voting system which  
10          utilizes automatic tabulating equipment, either at the polling place or at a central  
11          counting location, the municipal clerk shall, on any day ~~not more than 10 days after~~  
12          ballots become available prior to the date of the election ~~day on at~~ which the  
13          equipment is to be utilized, have the equipment tested to ascertain that it will  
14          correctly count the votes cast for all offices and on all measures. Public notice of the  
15          time and place of the test shall be given by the clerk at least 48 hours prior to the test  
16          by publication of a class 1 notice under ch. 985 in one or more newspapers published  
17          within the municipality if a newspaper is published therein, otherwise in a  
18          newspaper of general circulation therein. The test shall be open to the public. The  
19          test shall be conducted by processing a preaudited group of ballots so marked as to  
20          record a predetermined number of valid votes for each candidate and on each  
21          referendum. The test shall include for each office one or more ballots which have  
22          votes in excess of the number allowed by law and, for a partisan primary election, one  
23          or more ballots which have votes cast for candidates of more than one recognized  
24          political party, in order to test the ability of the automatic tabulating equipment to  
25          reject such votes. If any error is detected, the municipal clerk shall ascertain the

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1 cause and correct the error. The clerk shall make an errorless count before the  
2 automatic tabulating equipment is approved by the clerk for use in the election.

3 **\*-4234/3.3\* SECTION 19.** 6.22 (2) (e) of the statutes is created to read:

4 6.22 (2) (e) A military elector may file an application for an absentee ballot by  
5 means of electronic mail or facsimile transmission in the manner prescribed in s. 6.86  
6 (1)(ac). Upon receipt of a valid application, the municipal clerk shall send the elector  
7 an absentee ballot or, if the elector so requests, shall transmit an absentee ballot to  
8 the elector by means of electronic mail or facsimile transmission in the manner  
9 prescribed in s. 6.87 (3) (d).

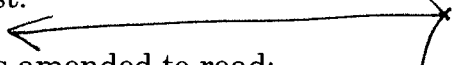
10 **\*-4234/3.4\* SECTION 20.** 6.22 (4) (a) of the statutes is amended to read:

11 6.22 (4) (a) A request for an absentee ballot by an individual who qualifies as  
12 a military elector shall be treated as a request for an absentee ballot for all elections  
13 unless the individual otherwise requests. Upon receiving a timely request for an  
14 absentee ballot under par. (b) by an individual who qualifies as a military elector, the  
15 municipal clerk shall send or transmit to the elector an absentee ballot for all  
16 elections that occur in the municipality or portion thereof where the elector resides  
17 beginning on the date that the clerk receives the request.

18 **\*-4234/3.5\* SECTION 21.** 6.22 (6) of the statutes is amended to read:

19 6.22 (6) **MILITARY ELECTOR LIST.** Each municipal clerk shall keep an up-to-date  
20 list of all eligible military electors who reside in the municipality; ~~city clerks shall~~  
21 ~~keep the lists by wards~~ in the format prescribed by the board. The list shall contain  
22 the name, latest-known military residence and military mailing address of each  
23 military elector. The list shall indicate whether each elector whose name appears on  
24 the list is a military elector, as defined in s. ~~6.36 (2) (e)~~ 6.34 (1), and has so certified  
25 under s. 6.865 (3m). All persons over 18 years of age or who will be 18 years old prior

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**BILL**

1 to an election shall be listed and remain on the list for the duration of their tour of  
2 duty. The list shall be kept current through all possible means. Each clerk shall  
3 exercise reasonable care to avoid duplication of names or listing anyone who is not  
4 eligible to vote. Each clerk shall distribute ~~2 copies of~~ one copy of the list to the  
5 ~~appropriate ward~~ each polling place in the municipality for use on election day.

6 **\*-4234/3.6\* SECTION 22.** 6.221 (1) of the statutes is amended to read:

7 6.221 (1) In this section, "military elector" has the meaning given in s. ~~6.36(2)~~  
8 ~~(e)~~ 6.34 (1) and active duty status for any election is determined as of election day.

9 **\*-4234/3.7\* SECTION 23.** 6.221 (3) (b) of the statutes is amended to read:

10 6.221 (3) (b) At the general election, the presidential preference primary, or a  
11 special election for national office, a ballot that is cast under s. 6.22 by an elector who  
12 is a military elector, that is received by mail from the U.S. postal service, and that  
13 is postmarked no later than election day shall be counted as provided in this section  
14 if it is received by a municipal clerk no later than 5 p.m. on the 10th day after the  
15 election.

16 **\*-4234/3.8\* SECTION 24.** 6.24 (4) (c) of the statutes is amended to read:

17 6.24 (4) (c) Upon receipt of a timely application from an individual who  
18 qualifies as an overseas elector and who has registered to vote in a municipality  
19 under sub. (3), the municipal clerk of the municipality shall send an absentee ballot  
20 to the individual for all subsequent elections for national office to be held during the  
21 year in which the ballot is requested, except as otherwise provided in this paragraph,  
22 unless the individual otherwise requests or until the individual no longer qualifies  
23 as an overseas elector. of the municipality. The clerk shall not send an absentee ballot  
24 for an election if the overseas elector's name appeared on the registration list in  
25 eligible status for a previous election following the date of the application but no

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1 longer appears on the list in eligible status. The municipal clerk shall ensure that  
2 the envelope containing the absentee ballot is clearly marked as not forwardable.  
3 If an overseas elector who files an application under this subsection no longer resides  
4 at the same address that is indicated on the application form, the elector shall so  
5 notify the municipal clerk. The municipal clerk shall discontinue mailing absentee  
6 ballots to an overseas elector under this subsection if the elector fails to return any  
7 absentee ballot mailed to the elector. The municipal clerk shall notify the elector of  
8 any such action not taken at the elector's request within 5 days, if possible. An  
9 overseas elector who fails to cast an absentee ballot but who remains qualified to  
10 receive absentee ballots under this subsection may then receive absentee ballots for  
11 subsequent elections by notifying the municipal clerk that the elector wishes to  
12 continue receiving absentee ballots for subsequent elections.

13 **\*-4234/3.9\* SECTION 25.** 6.24 (4) (e) of the statutes is created to read:

14 6.24 (4) (e) An overseas elector may file an application for an absentee ballot  
15 by means of electronic mail or facsimile transmission in the manner prescribed in s.  
16 6.86 (1) (ac). Upon receipt of a valid application, the municipal clerk shall send the  
17 elector an absentee ballot or, if the elector so requests, shall transmit an absentee  
18 ballot to the elector by means of electronic mail or facsimile transmission in the  
19 manner prescribed in s. 6.87 (3) (d).

20 **\*-4234/3.10\* SECTION 26.** 6.25 (1) of the statutes is amended to read:

21 6.25 (1) Any individual who qualifies as a military elector under s. 6.22 (1) (b)  
22 or an overseas elector under s. 6.24 (1) and who transmits an application for an  
23 official absentee ballot for ~~a general election~~ an election for national office, including  
24 a primary election, no later than ~~30 days before election day~~ the latest time specified  
25 for the elector in s. 6.86 (1) (b) may, in lieu of the official ballot, cast a federal write-in

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1 absentee ballot prescribed under 42 USC 1973ff-2 for any candidate or for all of the  
2 candidates of any recognized political party for national office listed on the official  
3 ballot at ~~the general~~ that election if the federal write-in absentee ballot is received  
4 by the appropriate municipal clerk no later than the applicable time prescribed in  
5 s. 6.221 (3) or 6.87 (6).

6 **\*-4234/3.11\* SECTION 27.** 6.25 (4) (intro.), (a) and (b) of the statutes are  
7 consolidated, renumbered 6.25 (4) and amended to read:

8 6.25 (4) A write-in absentee ballot issued under sub. (1), (2) or (3) is valid only  
9 if all of the following apply: ~~(a) The ballot is submitted from a location outside the~~  
10 ~~United States.~~ ~~(b) The~~ the elector submitting the ballot does not submit an official  
11 ballot within the time prescribed in s. 6.87 (6) and, if the elector is an overseas elector,  
12 the ballot is submitted from a location outside the United States.

13 **\*-4476/3.2\* SECTION 28.** 6.256 of the statutes is created to read:

14 **6.256 Board shall register electors.** (1) Except as provided in sub. (9) and  
15 as otherwise expressly provided, the board has the responsibility to ensure that all  
16 eligible electors of this state are registered to vote and remain registered to vote for  
17 so long as they remain eligible.

18 (2) For the purpose of carrying out its functions under sub. (1), the board shall  
19 obtain the following information from the department of transportation, to the  
20 extent that the department has the information, the full name of each individual who  
21 holds a current operator's license issued to the individual under ch. 343 or a current  
22 identification card issued to the individual under s. 343.50, together with the  
23 following information pertaining to that individual:

24 (a) The current address of the individual together with any address history  
25 maintained by the department of transportation.

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1 (b) The date of birth of the individual.

2 (c) The number of the license or identification card issued to the individual.

3 (d) The individual's citizenship and any information pertaining to that  
4 citizenship and whether the individual provided proof of citizenship or other  
5 attestation of citizenship to the department of transportation.

6 (e) For each item of information specified in this subsection, the most recent  
7 date that the item of information was provided or obtained by the department of  
8 transportation.

9 (3) The board shall compare the information obtained under sub. (2) with the  
10 information in the registration list under s. 6.36 (1) (a) and shall update that  
11 information, correct inaccuracies in that information, and eliminate duplications in  
12 the list.

13 (4) Except as provided in this subsection, if the board concludes that an  
14 individual appears eligible to vote in this state but is not registered, and the board  
15 has obtained from reliable sources all the information required under s. 6.33 (1) to  
16 complete the individual's registration, the board shall enter the individual's name on  
17 the registration list. If the board has not obtained from reliable sources all the  
18 information pertaining to an individual that is required under s. 6.33 (1), the board  
19 shall attempt to obtain from reliable sources the necessary information under s. 6.33  
20 (1) that is required to complete the individual's registration. If a municipality has  
21 changed the status of an elector from eligible to ineligible under s. 6.50 (1) and the  
22 elector's eligibility, name, or residence have not changed, the board shall not change  
23 the individual's name to eligible status unless the board first verifies that the  
24 individual is eligible and wishes to change his or her status to eligible.



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1           (5) The board shall attempt to contact individuals described in sub. (4) if  
2 necessary to obtain all the information specified in s. 6.33 (1) pertaining to the  
3 individual that is required to complete the individual's registration.

4           (6) If the board is able to obtain all the required information specified in s. 6.33  
5 (1) pertaining to an individual, the board shall enter the name of the individual on  
6 the registration list maintained under s. 6.36 (1) (a).

7           (7) If an individual's name is entered on the registration list by initiative of the  
8 board, the individual's registration is not valid until the individual confirms the  
9 registration under this subsection on a form prescribed by the board. If any  
10 information obtained by the board is not correct or accurate as of the confirmation  
11 date, the individual shall correct the information before confirming his or her  
12 registration. The confirmation shall affirm that all information is correct and  
13 accurate as of the date of confirmation, subject to all penalties prescribed by law for  
14 falsifying information or registration. An individual may confirm his or her  
15 registration by any of the following means:

16           (a) By electronic means on the Internet using a secure procedure prescribed by  
17 the board.

18           (b) By mail.

19           (c) By appearing in person at the office of the municipal clerk serving the  
20 municipality where the elector resides or at the polling place serving his or her  
21 residence.

22           (8) Any individual may file a request with the board to exclude his or her name  
23 from the registration list. Any individual whose name is added to the registration  
24 list by the board may file a request with the board to have his or her name deleted  
25 from the list. A request for exclusion or deletion shall be filed on a form prescribed

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1 by the board and may be filed by any means specified in sub. (7). An individual who  
2 files an exclusion or deletion request under this subsection may revoke his or her  
3 request by the same means that an individual may request an exclusion or deletion.  
4 The board shall ensure that the name of any individual who has filed an exclusion  
5 or deletion request under this subsection is excluded from the registration list or if  
6 the individual's name appears on the list, is removed from the registration list and  
7 is not added to the list at any subsequent time unless the individual files a revocation  
8 of his or her request under this subsection.

9 (9) If the board removes from the registration list the name of an elector who  
10 does not request that his or her name be deleted, other than to correct an entry that  
11 the board positively determines to be a duplication or to change the name of an  
12 individual who is verified to be deceased to ineligible status, the board shall mail the  
13 individual a notice of the removal or change in status by 1st class postcard at the  
14 individual's last-known address. The notice shall provide that the individual may  
15 apply to have his or her status changed to eligible if he or she is a qualified elector.

16 (10) The board shall ensure that the registration list under s. 6.36 (1) (a) is  
17 initially updated to include the names of all eligible electors whose registration is  
18 required under this section no later than July 1, 2015.

19 (11) The board shall maintain the confidentiality of all information obtained  
20 from the department of transportation under sub. (2) and may use this information  
21 only for the purpose of carrying out its functions under sub. (1) and s. 6.34 (2n) and  
22 in accordance with the agreement under s. 85.61 (1).

23 \*-4476/3.3\* **SECTION 29.** 6.275 (1) (c) of the statutes is amended to read:

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1           6.275 (1) (c) The total number of electors of the municipality residing in that  
2 county who registered or confirmed their registrations after the close of registration  
3 and prior to the day of the primary or election under ss. 6.29 and 6.86 (3) (a) 2.

4           \*~~4476/3.4~~\* **SECTION 30.** 6.275 (1) (d) of the statutes is amended to read:

5           6.275 (1) (d) The total number of electors of the municipality residing in that  
6 county who registered or confirmed their registrations on the day of the primary or  
7 election under ss. 6.55 and 6.86 (3) (a) 2.

8           \*~~4476/3.5~~\* **SECTION 31.** 6.28 (1) of the statutes is amended to read:

9           6.28 (1) REGISTRATION LOCATIONS; DEADLINE. Except as authorized in ss. 6.29,  
10 6.55 (2), and 6.86 (3) (a) 2., registration in person for any election shall close at 5 p.m.  
11 on the 3rd Wednesday preceding the election. Registrations made by mail under s.  
12 6.30 (4) must be delivered to the office of the municipal clerk or postmarked no later  
13 than the 3rd Wednesday preceding the election. All applications for registration  
14 corrections and additions and registration confirmations may be made throughout  
15 the year at the office of the city board of election commissioners, at the office of the  
16 municipal clerk, at the office of the county clerk, or at other locations provided by the  
17 board of election commissioners or the common council in cities over 500,000  
18 population or by either or both the municipal clerk, or the common council, village  
19 or town board in all other municipalities and may also be made during the school year  
20 at any high school by qualified persons under sub. (2) (a). Other registration  
21 locations may include but are not limited to fire houses, police stations, public  
22 libraries, institutions of higher education, supermarkets, community centers, plants  
23 and factories, banks, savings and loan associations and savings banks. Special  
24 registration deputies shall be appointed for each location unless the location can be  
25 sufficiently staffed by the board of election commissioners or the municipal clerk or

**BILL****SECTION 31**

1 his or her deputies. An elector who wishes to obtain a confidential listing under s.  
2 6.47 (2) shall register at the office of the municipal clerk of the municipality where  
3 the elector resides.

4 **\*-4476/3.6\* SECTION 32.** 6.28 (4) of the statutes is amended to read:

5 6.28 (4) AT THE OFFICE OF THE COUNTY CLERK. Any person shall be given an  
6 opportunity to register to vote or to file a registration confirmation form under s.  
7 6.256 (7) at the office of the county clerk for the county in which the person's residence  
8 is located. An applicant for registration may complete the required registration form  
9 under s. 6.33. Unless the county clerk performs registration functions for the  
10 municipality where the elector resides under s. 6.33 (5) (b), the county clerk shall  
11 forward ~~the~~ each form submitted by an elector to the appropriate municipal clerk,  
12 or to the board of election commissioners in cities over 500,000 population within 5  
13 days of receipt. The clerk shall forward the form immediately whenever registration  
14 closes within 5 days of receipt.

15 **\*-4476/3.7\* SECTION 33.** 6.29 (1) of the statutes is amended to read:

16 6.29 (1) No names may be added to a registration list for any election after the  
17 close of registration, except as authorized under this section or s. 6.55 (2) or 6.86 (3)  
18 (a) 2. Any person whose name is not on the registration list but who is otherwise a  
19 qualified elector and any elector whose name appears on the registration list but  
20 whose registration has not been confirmed is entitled to vote at the election upon  
21 compliance with this section.

22 **\*-4476/3.8\* SECTION 34.** 6.29 (2) (a) of the statutes is amended to read:

23 6.29 (2) (a) Any qualified elector of a municipality who has not previously filed  
24 a registration form or whose name does not appear on the registration list of the  
25 municipality may register and any elector whose name appears on the registration

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1 list but whose registration has not been confirmed may confirm his or her  
2 registration after the close of registration but not later than 5 p.m. or the close of  
3 business, whichever is later, on the day before an election at the office of the  
4 municipal clerk and at the office of the clerk's agent if the clerk delegates  
5 responsibility for electronic maintenance of the registration list to an agent under  
6 s. 6.33 (5) (b). The An elector whose name does not appear on the registration list  
7 shall complete, in the manner provided under s. 6.33 (2), a registration form  
8 containing all information required under s. 6.33 (1). The registration form shall also  
9 contain the following certification: "I, ..., hereby certify that, to the best of my  
10 knowledge, I am a qualified elector, having resided at ... for at least 10 days  
11 immediately preceding this election, and I have not voted at this election". The An  
12 elector who registers or confirms his or her registration shall also provide proof of  
13 residence under s. 6.34. Alternatively, if the elector is unable to provide proof of  
14 residence under s. 6.34, the information contained in the registration form shall be  
15 corroborated in a statement that is signed by any other elector of the municipality  
16 and that contains the current street address of the corroborating elector. The  
17 corroborating elector shall then provide proof of residence under s. 6.34. If the elector  
18 is registering or confirming his or her registration after the close of registration for  
19 the general election and the elector presents a valid driver's license issued by another  
20 state, the municipal clerk or agent shall record on a separate list the name and  
21 address of the elector, the name of the state, and the license number and expiration  
22 date of the license.

23 \*-4219/3.1\* SECTION 35. 6.29 (2) (b) of the statutes is amended to read:

24 6.29 (2) (b) Upon the filing of the registration form <sup>or confirmation form</sup> required by this section, the  
25 municipal clerk or clerk's agent under s. 6.33 (5) (b) shall offer to provide the elector

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1 with an absentee ballot. If the elector does not cast an absentee ballot at the office  
 2 of the municipal clerk or agent, the clerk or agent shall issue a certificate containing  
 3 the name and address of the elector addressed to the inspectors of the proper ward  
 4 or election district directing that the elector be permitted to cast his or her vote if the  
 5 elector complies with all requirements for voting at the polling place. The certificate  
 6 shall be numbered serially, prepared in duplicate and one copy preserved in the office  
 7 of the municipal clerk.

8 **\*-4476/3.9\* SECTION 36.** 6.29 (2) (b) of the statutes is amended to read:

9 6.29 (2) (b) Upon the filing of the registration form or confirmation form  
 10 required by this section, the municipal clerk or clerk's agent under s. 6.33 (5) (b) shall  
 11 issue a certificate containing the name and address of the elector addressed to the  
 12 inspectors of the proper ward or election district directing that the elector be  
 13 permitted to cast his or her vote if the elector complies with all requirements for  
 14 voting at the polling place. The certificate shall be numbered serially, prepared in  
 15 duplicate and one copy preserved in the office of the municipal clerk.

16 **\*-4219/3.2\* SECTION 37.** 6.29 (2) (d) of the statutes is amended to read:

17 6.29 (2) (d) The inspectors shall record the names of electors who present  
 18 certificates in person ~~or for whom certificates are presented with absentee ballots~~  
 19 under this section on the list maintained under s. 6.56 (1). ~~These names shall then~~  
 20 ~~be added to the registration list if the electors are qualified.~~

21 **\*-4219/3.3\* SECTION 38.** 6.29 (2) (e) of the statutes is created to read:

22 6.29 (2) (e) The municipal clerk or clerk's agent shall promptly add the names  
 23 of qualified electors who register and vote under this section to the registration list.  
 24 The clerk or clerk's agent shall add the names of qualified electors who vote at their  
 25 polling places in the manner prescribed in s. 6.33 (5) (a).

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1           \*~~4418/1.2~~\* SECTION 39. 6.33 (5) (a) of the statutes is amended to read:

2           6.33 (5) (a) Except as provided in par. (b), whenever a municipal clerk receives

3 a valid registration or valid change of a name or address under an existing

4 registration ~~and whenever a municipal clerk changes a registration from eligible to~~ or a change of information when a registration is confirmed under s.

5 ineligible status, the municipal clerk shall promptly enter electronically on the list person's 6.256

6 maintained by the board under s. 6.36 (1) the information required under that (7)

7 subsection, ~~except that the as provided in this paragraph.~~ The municipal clerk may

8 update any entries that change on the date of an election ~~in the municipality other~~

9 than a general election within 30 days after that the date, and the of that election,

10 and shall update any entries that change on the date of a general election within 45

11 days after the date of that election, except that the legal counsel of the board may,

12 upon application of a municipal clerk, permit the clerk to update entries that change

13 on the date of a general election within 60 days after that election. The municipal

14 clerk shall provide to the board information that is confidential under s. 6.47 (2) in

15 such manner as the board prescribes.

16           \*~~4476/3.10~~\* SECTION 40. 6.33 (5) (a) of the statutes is amended to read:

17           6.33 (5) (a) Except as provided in par. (b), whenever a municipal clerk receives

18 a valid registration or valid change of a name or address under an existing

19 registration ~~or a change of information when a registration is confirmed under s.~~

20 6.256 (7) and whenever a municipal clerk changes a person's registration from

21 eligible to ineligible status, the municipal clerk shall promptly enter electronically

22 on the list maintained by the board under s. 6.36 (1) the information required under

23 that subsection, except that the municipal clerk may update any entries that change

24 on the date of an election in the municipality within 30 days after that date, and the

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## SECTION 40

1 municipal clerk shall provide to the board information that is confidential under s.  
2 6.47 (2) in such manner as the board prescribes.

3 \*-4476/3.11\* SECTION 41. 6.34 (2) of the statutes is amended to read:

4 6.34 (2) Except as authorized in ss. 6.29 (2) (a) and 6.86 (3) (a) 2., upon  
5 completion of a registration form prescribed under s. 6.33 or registration  
6 confirmation form under s. 6.256 (7), each elector who is required to register under  
7 s. 6.27, who is not a military elector or an overseas elector and who registers or  
8 confirms his or her registration after the close of registration under s. 6.29 or 6.86  
9 (3) (a) 2., shall provide an identifying document that establishes proof of residence  
10 under sub. (3). Each elector other than a military elector or an overseas elector who  
11 is required to register under s. 6.27 ~~who is not a military elector or an overseas~~  
12 ~~elector~~, who registers by mail or confirms a registration entered by the board after  
13 the close of registration, and who has not voted in an election in this state shall, if  
14 voting in person, provide an identifying document that establishes proof of residence  
15 under sub. (3) or, if voting by absentee ballot, provide a copy of an identifying  
16 document that establishes proof of residence under sub. (3). If the elector registered  
17 by mail or the elector is confirming a registration entered by the board after the close  
18 of registration, the identifying document may not be a residential lease.

19 \*-4476/3.12\* SECTION 42. 6.34 (2n) of the statutes is created to read:

20 6.34 (2n) If an elector who confirms a registration that has been entered by the  
21 board under s. 6.256 (7) would otherwise be required to provide proof of residence  
22 under sub. (2) but provides, in lieu of proof of residence, the number of a current and  
23 valid operator's license issued under ch. 343 or the last 4 digits of the elector's social  
24 security account number together with the elector's name and date of birth, and the



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1 board is able to verify the information electronically at the time of confirmation, the  
2 elector is not required to provide proof of residence.

3 **\*-4218/1.1\* SECTION 43.** 6.34 (3) (a) 7. of the statutes is amended to read:

4 6.34 (3) (a) 7. A university, college, or technical college fee or identification card  
5 that contains a photograph of the cardholder. ~~A card under this subdivision that does  
6 not contain the information specified in par. (b) shall be considered proof of residence  
7 if the university, college, or technical college that issued the card provides a certified  
8 and current list of students who reside in housing sponsored by the university,  
9 college, or technical college to the municipal clerk prior to the election showing the  
10 current address of the students and if the municipal clerk, special registration  
11 deputy, or inspector verifies that the student presenting the card is included on the  
12 list.~~

13 **\*-4218/1.2\* SECTION 44.** 6.34 (3) (b) (intro.) of the statutes is amended to read:

14 6.34 (3) (b) (intro.) The Except as provided in par. (d), identifying documents  
15 prescribed in par. (a) shall contain all of the following in order to be considered proof  
16 of residence:

17 **\*-4218/1.3\* SECTION 45.** 6.34 (3) (d) of the statutes is created to read:

18 6.34 (3) (d) The municipal clerk and the inspectors of election shall accept a  
19 university, college, or technical college fee or identification card that contains a  
20 photograph of the cardholder as proof of residence at any election regardless of  
21 whether the card contains the information specified in par. (b) if the university,  
22 college, or technical college that issued the card provides to the municipal clerk, for  
23 use at the election, a certified copy of a current list of students who reside in housing  
24 sponsored by the university, college, or technical college showing the names and  
25 current addresses of the students. Upon presentation of such a card, the municipal

**BILL****SECTION 45**

1 clerk, special registration deputy, or inspector shall verify that the name of the  
2 student presenting the card is included on the list.

3 **\*-4476/3.13\* SECTION 46.** 6.34 (4) of the statutes is created to read:

4 6.34 (4) The board shall maintain a system that electronically verifies, on an  
5 instant basis, the validity of information specified in sub. (2n) submitted by an  
6 elector who registers electronically with the information maintained by the  
7 department of transportation pursuant to the board's agreement with the secretary  
8 of transportation under s. 5.056. ✓

9 **\*-4234/3.12\* SECTION 47.** 6.36 (1) (a) of the statutes is amended to read:

10 6.36 (1) (a) The board shall compile and maintain electronically an official  
11 registration list. The list shall contain the name and address of each registered  
12 elector in the state, the date of birth of the elector, the ward and aldermanic district  
13 of the elector, if any, and, for each elector, a unique registration identification number  
14 assigned by the board, the number of a valid operator's license issued to the elector  
15 under ch. 343, if any, or the last 4 digits of the elector's social security account  
16 number, if any, any identification serial number issued to the elector under s. 6.47  
17 (3), the date of any election in which the elector votes, an indication of whether the  
18 elector is a military elector, as defined in sub. (2) (e) s. 6.34 (1), who has so certified  
19 under s. 6.865 (3m), an indication of whether the elector is an overseas elector, as  
20 defined in s. 6.24 (1), any information relating to the elector that appears on the  
21 current list transmitted to the board by the department of corrections under s. 301.03  
22 (20m), an indication of any accommodation required under s. 5.25 (4) (a) to permit  
23 voting by the elector, an indication of the method by which the elector's registration  
24 form was received, and such other information as may be determined by the board  
25 to facilitate administration of elector registration requirements.