

1 **SECTION 78.** 6.855 (2) of the statutes is amended to read:

2 6.855 (2) The municipal clerk or board of election commissioners shall
3 prominently display a notice of the designation of ~~the~~ each alternate site selected
4 under sub. (1) in the office of the municipal clerk or board of election commissioners
5 beginning on the date that the site is designated under sub. (1) and continuing
6 through the period that absentee ballots are available for the election and for any
7 primary under s. 7.15 (1) (cm). The notice shall specify the days and hours of
8 operation of each alternate site and the days and hours of operation of the office of
9 the municipal clerk or board of election commissioners. If the municipal clerk or
10 board of election commissioners maintains a Web site on the Internet, the clerk or
11 board of election commissioners shall post a notice of the designation of ~~the~~ each
12 alternate site selected under sub. (1) on the Web site during the same period that
13 notice is displayed in the office of the clerk or board of election commissioners.

14 **SECTION 79.** 6.86 (1) (a) (intro.) of the statutes is amended to read:

15 6.86 (1) (a) (intro.) Any elector of a municipality who is registered to vote
16 whenever required and who qualifies under ss. 6.20 and 6.85 as an absent elector
17 may make written application to the municipal clerk of that municipality for an
18 official ballot by one of the following methods:

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

20 6.86 (1) (a) 3. By ~~signing~~ submitting a statement under sub. (2) (a).

21 **SECTION 81.** 6.86 (1) (a) 3. of the statutes, as affected by 2009 Wisconsin Act
22 (this act), is repealed and recreated to read:

23 6.86 (1) (a) 3. By filing a request to receive absentee ballots under sub. (2m) (a)
24 or s. 6.22 (4) or 6.24 (4).

25 **SECTION 82.** 6.86 (1) (ab) of the statutes is created to read:

1 6.86 (1) (ab) The application shall be signed by the elector except as authorized
2 in par. (ag) and subs. (2m) (a) and (3) (a) 1.

3 **SECTION 83.** 6.86 (1) (ac) of the statutes is amended to read:

4 6.86 (1) (ac) Any elector qualifying under par. (a) may make written application
5 to the municipal clerk for an official ballot by means of facsimile transmission or
6 electronic mail. Any application under this paragraph ~~shall~~ need not contain a copy
7 of the applicant's original signature. ~~An elector requesting a ballot under this~~
8 ~~paragraph shall return with the voted ballot a copy of the request bearing an original~~
9 ~~signature of the elector as provided in s. 6.87 (4).~~

10 **SECTION 84.** 6.86 (1) (ad) of the statutes is created to read:

11 6.86 (1) (ad) The board shall prescribe the form of applications for absentee
12 ballots by electors who vote in person at the office of the municipal clerk or an
13 alternate site designated under s. 6.855.

14 **SECTION 85.** 6.86 (1) (b) of the statutes is amended to read:

15 6.86 (1) (b) Except as provided in this section, if application is made by mail,
16 facsimile transmission, or electronic mail, the application, ~~signed by the elector,~~ shall
17 be received no later than 5 p.m. on the 5th day immediately preceding the election.
18 If application is made in person, the application shall be made no later than 5 p.m.
19 on the day preceding the election. ~~If~~ Except as provided in par. (c), if the elector is
20 making written application for an absentee ballot at the September primary ~~or, the~~
21 general election, the presidential preference primary, or, a special election for
22 national office, and the application indicates that the elector is a military elector, as
23 defined in s. 6.36 (2) (c), the application shall be received by the municipal clerk no
24 later than 5 p.m. on election day. If the application indicates that the reason for
25 requesting an absentee ballot is that the elector is a sequestered juror, the

1 application shall be received no later than 5 p.m. on election day. If the application
2 is received after 5 p.m. on the Friday immediately preceding the election, the
3 municipal clerk or the clerk's agent shall immediately take the ballot to the court in
4 which the elector is serving as a juror and deposit it with the judge. The judge shall
5 recess court, as soon as convenient, and give the elector the ballot. The judge shall
6 then witness the voting procedure as provided in s. 6.87 and shall deliver the ballot
7 to the clerk or agent of the clerk who shall deliver it to the polling place or, in
8 municipalities where absentee ballots are canvassed under s. 7.52, to the municipal
9 clerk as required in s. 6.88. If application is made under sub. (2) or (2m), the
10 application may be received no later than 5 p.m. on the Friday immediately
11 preceding the election.

12 **SECTION 86.** 6.86 (1) (b) of the statutes, as affected by 2009 Wisconsin Act
13(this act), is amended to read:

14 6.86 (1) (b) Except as provided in this section, if application is made by mail,
15 facsimile transmission, or electronic mail, the application shall be received no later
16 than 5 p.m. on the 5th day immediately preceding the election. If application is made
17 in person, the application shall be made no later than 5 p.m. on the day preceding
18 the election. Except as provided in par. (c), if the elector is making written
19 application for an absentee ballot at the September primary, the general election, the
20 presidential preference primary, or a special election for national office, and the
21 application indicates that the elector is a military elector, as defined in s. ~~6.36 (2) (e)~~
22 6.34 (1), the application shall be received by the municipal clerk no later than 5 p.m.
23 on election day. If the application indicates that the reason for requesting an
24 absentee ballot is that the elector is a sequestered juror, the application shall be
25 received no later than 5 p.m. on election day. If the application is received after 5 p.m.

1 on the Friday immediately preceding the election, the municipal clerk or the clerk's
2 agent shall immediately take the ballot to the court in which the elector is serving
3 as a juror and deposit it with the judge. The judge shall recess court, as soon as
4 convenient, and give the elector the ballot. The judge shall then witness the voting
5 procedure as provided in s. 6.87 and shall deliver the ballot to the clerk or agent of
6 the clerk who shall deliver it to the polling place or, in municipalities where absentee
7 ballots are canvassed under s. 7.52, to the municipal clerk as required in s. 6.88. If
8 application is made under sub. ~~(2)~~ or (2m), the application may be received no later
9 than 5 p.m. on the Friday immediately preceding the election.

10 **SECTION 87.** 6.86 (1) (c) of the statutes is amended to read:

11 6.86 (1) (c) If an application is made ~~by mail~~ by a military elector, as defined
12 in s. 6.22 (1) (b), by mail, facsimile transmission, or electronic mail, the application
13 shall be received no later than 5 p.m. on the Friday immediately preceding the
14 election.

15 **SECTION 88.** 6.86 (2) of the statutes is repealed.

16 **SECTION 89.** 6.86 (2m) of the statutes is renumbered 6.86 (2m) (a) and amended
17 to read:

18 6.86 (2m) (a) An Except as provided in this subsection, any elector other than
19 an elector who is eligible to receive absentee ballots under sub. (2) receives an
20 absentee ballot under s. 6.22 (4) or 6.24 (4) (c) may by written application filed with
21 the municipal clerk of the municipality where the elector resides require that an
22 absentee ballot be sent to the elector automatically for every succeeding election that
23 is held within the same calendar year in which the application is filed until the
24 elector is no longer an elector of the municipality or the elector otherwise requests.
25 If an elector is unable to sign the application and has designated an agent with the

1 power of attorney and the agent has authority to act on the elector's behalf, the agent
2 may file the application. The application form and instructions shall be prescribed
3 by the board, and furnished upon request to any elector by each municipal clerk. The
4 municipal clerk shall thereupon mail an absentee ballot to the elector for all
5 succeeding elections that are held in the municipality during the same calendar year
6 ~~that the application is filed~~, except that the clerk shall not send an absentee ballot
7 for an election if the elector's name appeared on the registration list in eligible status
8 for a previous election following the date of the application but no longer appears on
9 the list in eligible status. The municipal clerk shall ensure that the envelope
10 containing the absentee ballot is clearly marked as not forwardable. If an elector who
11 files an application under this subsection no longer resides at the same address that
12 is indicated on the application form, the elector shall so notify the municipal clerk.
13 The municipal clerk shall discontinue mailing absentee ballots to an elector under
14 this subsection upon receipt of reliable information that the elector no longer
15 qualifies for the service as an elector of the municipality. In addition, the municipal
16 clerk shall discontinue mailing absentee ballots to an elector under this subsection
17 if the elector fails to return ^{the} ~~any~~ absentee ballot ^{for 2 consecutive elections} mailed to the elector. The municipal
18 clerk shall notify the elector of any such action not taken at the elector's request
19 within 5 days, if possible. An elector who fails to cast an absentee ballot but who
20 remains qualified to receive absentee ballots under this subsection may then receive
21 absentee ballots for subsequent elections by notifying the municipal clerk that the
22 elector wishes to continue receiving absentee ballots for subsequent elections.

23 (b) If a municipal clerk is notified by an elector that the elector's residence is
24 changed to another municipality within this state, the municipal clerk shall forward
25 the request to the municipal clerk of that municipality ~~and that.~~ The municipal clerk

1 ~~shall honor the request, except as provided in this subsection of that municipality~~
2 ~~shall thereupon send an absentee ballot to the elector for each succeeding election~~
3 ~~held in the municipality until the elector is no longer an elector of the municipality~~
4 ~~or the elector otherwise requests, except as otherwise provided in this subsection.~~

5 **SECTION 90.** 6.86 (3) (a) of the statutes is amended to read:

6 6.86 (3) (a) 1. Any elector who is registered and whose registration is confirmed,
7 whenever confirmation is required, and who is hospitalized, may apply for and
8 obtain an official ballot by agent. The agent may apply for and obtain a ballot for the
9 hospitalized absent elector by presenting a form prescribed by the board and
10 containing the required information supplied by the hospitalized elector and signed
11 by that elector and any other elector residing in the same municipality as the
12 hospitalized elector, corroborating the information contained therein. The
13 corroborating elector shall state on the form his or her full name and address.
14 Notwithstanding sub. (2m) (a), if the hospitalized elector has designated the agent
15 with the power of attorney and the agent has authority to act on the elector's behalf,
16 the agent may sign the application form on behalf of the elector.

17 2. If a hospitalized elector is not registered, the elector may register or confirm
18 his or her registration by agent under this subdivision at the same time that the
19 elector applies for an official ballot by agent under subd. 1. To register the elector
20 under this subdivision, the agent shall present a completed registration form that
21 contains the required information supplied by the elector and the elector's signature,
22 ~~unless the elector is unable to sign due to physical disability. In this case~~ To confirm
23 a registration under this subdivision, the agent shall present a completed
24 registration confirmation form under s. 6.256 (7). If the elector is unable to sign
25 either form due to physical disability, the elector may authorize another elector to

1 sign on his or her behalf. Any elector signing a form on another elector's behalf shall
2 attest to a statement that the application or confirmation is made on request and by
3 authorization of the named elector, who is unable to sign the form due to physical
4 disability. The agent shall present this statement along with all other information
5 required under this subdivision. Except as otherwise provided in this subdivision,
6 the agent shall in every case provide proof of the elector's residence under s. 6.34.
7 If the elector has designated the agent with the power of attorney and the agent has
8 authority to act on the elector's behalf, the agent may sign the registration form on
9 behalf of the elector. If the elector is registering to vote for or confirming an elector's
10 registration for voting in the general election and the elector's agent presents a valid
11 driver's license issued to the elector by another state, the municipal clerk shall record
12 on a separate list the name and address of the elector, the name of the state, and the
13 license number and expiration date of the license. If the agent cannot present proof
14 of residence, the registration form or confirmation form shall be signed and
15 substantiated by another elector residing in the elector's municipality of residence,
16 corroborating the information in the form. The form shall contain the full name and
17 address of the corroborating elector. The elector's agent shall then present proof of
18 the corroborating elector's residence under s. 6.34.

19 **SECTION 91.** 6.86 (3) (c) of the statutes is amended to read:

20 6.86 (3) (c) An application under par. (a) 1. may be made and a registration form
21 under par. (a) 2. may be filed in person at the office of the municipal clerk not earlier
22 than 7 days before an election and not later than 5 p.m. on the day of the election.
23 A list of hospitalized electors applying for ballots under par. (a) 1. shall be made by
24 the municipal clerk and used to check that the electors vote only once, and by
25 absentee ballot. If Except as provided in s. 6.34 (2m), if the elector is registering for

1 the election after the close of registration or if the elector registered by mail or by
 2 electronic application and has not voted in an election in this state, the municipal
 3 clerk shall inform the agent that proof of residence under s. 6.34 is required and the
 4 elector shall enclose proof of residence under s. 6.34 in the envelope with the ballot.
 5 The ballot shall be sealed by the elector and returned to the municipal clerk either
 6 by mail or by personal delivery of the agent; but if the ballot is returned on the day
 7 of the election, the agent shall make personal delivery to the polling place serving the
 8 hospitalized elector's residence before the closing hour or, in municipalities where
 9 absentee ballots are canvassed under s. 7.52, to the municipal clerk no later than 8
 10 p.m. on election day.

Except as provided in s.
 6.34 (2m) and (2n) if

11 SECTION 92. 6.86 (3) (c) of the statutes is amended to read:

12 6.86 (3) (c) An application under par. (a) 1. may be made and a registration form
 13 or confirmation form under par. (a) 2. may be filed in person at the office of the
 14 municipal clerk not earlier than 7 days before an election and not later than 5 p.m.
 15 on the day of the election. A list of hospitalized electors applying for ballots under
 16 par. (a) 1. shall be made by the municipal clerk and used to check that the electors
 17 vote only once, and by absentee ballot. ~~If~~ the elector is registering for the election
 18 after the close of registration or if the elector registered by mail or the elector
 19 confirmed his or her registration after the close of registration and has not voted in
 20 an election in this state, the municipal clerk shall inform the agent that proof of
 21 residence under s. 6.34 is required and the elector shall enclose proof of residence
 22 under s. 6.34 in the envelope with the ballot. The ballot shall be sealed by the elector
 23 and returned to the municipal clerk either by mail or by personal delivery of the
 24 agent; but if the ballot is returned on the day of the election, the agent shall make
 25 personal delivery to the polling place serving the hospitalized elector's residence

or by electronic application

1 before the closing hour or, in municipalities where absentee ballots are canvassed
2 under s. 7.52, to the municipal clerk no later than 8 p.m. on election day.

3 **SECTION 93.** 6.86 (3) (d) of the statutes is created to read:

4 6.86 (3) (d) A power of attorney agent is not permitted to cast an absentee ballot
5 on behalf of a hospitalized elector, but if a hospitalized elector has difficulty reading,
6 writing, or understanding English or due to disability is unable to mark a ballot, the
7 elector may request assistance in marking his or her ballot from the power of
8 attorney agent or another individual specified in s. 6.82 (2) (a).

9 **SECTION 94.** 6.865 (title) of the statutes is amended to read:

10 **6.865 (title) Federal absentee ballot requests ballots.**

11 **SECTION 95.** 6.865 (3) of the statutes is repealed.

12 **SECTION 96.** 6.865 (3m) (a) of the statutes is amended to read:

13 6.865 (3m) (a) ~~Except as provided in par. (c), if any elector who certifies~~ If an
14 individual who will be a military elector on election day applies for an absentee
15 ballot, the individual may certify that he or she will be a military elector on election
16 day ~~requests an absentee ballot, the municipal clerk shall send or transmit to the~~
17 ~~elector an absentee ballot for all elections that occur in the municipality or portion~~
18 ~~thereof where the elector resides beginning on the date that the clerk receives the~~
19 ~~request and ending on the day after the 3rd successive general election that follows~~
20 ~~receipt of the request, unless the elector otherwise requests. In addition, the~~
21 ~~municipal clerk shall continue to send or transmit to the elector an absentee ballot~~
22 ~~for all elections ending on the day after the 3rd successive general election that~~
23 ~~follows any election at which the elector returns an absentee ballot under this section~~
24 ~~or renews his or her request under par. (c) and the municipal clerk shall treat the~~
25 ballot as provided under s. 6.221.

1 **SECTION 97.** 6.865 (3m) (b) of the statutes is amended to read:

2 6.865 **(3m)** (b) A military elector may indicate an alternate address on his or
3 her absentee ballot application. If the elector's ballot is returned as undeliverable
4 prior to the deadline for receipt and return of absentee ballots under ~~sub. (3)~~ s. 6.87
5 (6) and the elector remains eligible to receive absentee ballots under this subsection,
6 the municipal clerk shall immediately send or transmit an absentee ballot to the
7 elector at the alternate address.

8 **SECTION 98.** 6.865 (3m) (c) of the statutes is repealed.

9 **SECTION 99.** 6.868 of the statutes is created to read:

10 **6.868 Period for absentee voting in person.** The period for absentee voting
11 in person at the office of the municipal clerk or an alternate site designated under
12 s. 6.855 begins on the 21st day before each election and ends on the day before each
13 election.

14 **SECTION 100.** 6.869 of the statutes is amended to read:

15 **6.869 Uniform instructions.** The board shall prescribe uniform instructions
16 for municipalities to provide to absentee voters. The instructions shall include the
17 specific means of electronic communication that an absentee elector may use to file
18 an application for an absentee ballot and, if the absentee elector is required to
19 register, to request a registration form or change his or her registration. The
20 instructions also shall include information concerning the procedure for correcting
21 errors in marking a ballot and obtaining a replacement for a spoiled ballot. The
22 procedure shall, to the extent possible, respect the privacy of each elector and
23 preserve the confidentiality of each elector's vote.

24 **SECTION 101.** 6.87 (2) (intro.) of the statutes is amended to read:

1 6.87 (2) (intro.) Except as authorized under sub. (3) (d), the municipal clerk
2 shall place the ballot in an unsealed envelope furnished by the clerk. The Except as
3 provided in sub. (2m) and s. 6.24 (4) (d), the envelope shall have the name, official
4 title and post-office address of the clerk upon its face. The other side of the envelope
5 shall have a printed certificate in substantially the following form:

6 **SECTION 102.** 6.87 (2m) of the statutes is created to read:

7 6.87 (2m) The board shall prescribe the form of an absentee ballot envelope for
8 use by electors voting absentee ballots in person at the office of the municipal clerk
9 or an alternate site designated under s. 6.855. ~~No certification and no witness is~~
10 required on such envelopes. The form shall include ^{a statement that the elector applies} a space for the name and ^{for}
11 residence of the absentee elector and the ward and aldermanic district where the ^{an}
12 elector resides, if any. ^{absentee}
^(ballot)

13 **SECTION 103.** 6.87 (3) (d) of the statutes is amended to read:

14 6.87 (3) (d) A municipal clerk ~~may shall~~, if the clerk is reliably informed by an ^{and}
15 absent elector of a facsimile transmission number or electronic mail address where ^a
16 the elector can receive an absentee ballot, transmit a facsimile or electronic copy of ^{space}
17 the absent elector's ballot to that elector in lieu of mailing under this subsection if, ^{for}
18 in the judgment of the clerk, ~~the time required to send the ballot through the mail~~ ^{the}
19 ~~may not be sufficient to enable return of the ballot by the time provided under sub.~~ ^{clerk or}
20 (6). An elector may receive an absentee ballot ~~under this subsection~~ only if the elector ^{deputy}
21 has filed a valid application for the ballot under s. 6.86 (1). If the clerk transmits an ^{clerk}
22 absentee ballot ~~under this paragraph~~ to an absent elector electronically, the clerk ^{to}
23 shall also transmit a facsimile or electronic copy of the text of the material that ^{initial}
24 appears on the certificate envelope prescribed in sub. (2), together with instructions ^{the}
25 prescribed by the board. The instructions shall require the absent elector to make ^{envelope.}
^{Upon}
^{receiving}
^{the}
^{envelope}
^{from}
^{the}
^{elector,}
^{the}
^{deputy}
^{clerk or}
^{initial}
^{the}
^{envelope.}

1 and subscribe to the certification as required under sub. (4) and to enclose the
 2 absentee ballot in a separate envelope contained within a larger envelope, that shall
 3 include the completed certificate. The elector shall then affix sufficient postage
 4 unless the absentee ballot qualifies for mailing free of postage under federal free
 5 postage laws and shall mail the absentee ballot to the municipal clerk. Except as
 6 authorized in s. 6.97 (2), an absentee ballot received ~~under this paragraph from an~~
 7 elector who receives the ballot electronically shall not be counted unless it is cast in
 8 the manner prescribed in this paragraph and sub. (4) and in accordance with the
 9 instructions provided by the board.

10 SECTION 104. 6.87 (4) of the statutes is amended to read:

11 6.87 (4) Except as otherwise provided in ^{sub. (2m) and} ~~s. 6.875~~, the elector voting absentee
 12 shall make and subscribe to the certification before one witness who is an adult U.S.
 13 citizen. The absent elector, in the presence of the witness, shall mark the ballot in
 14 a manner that will not disclose how the elector's vote is cast. The elector shall then,
 15 still in the presence of the witness, fold the ballots so each is separate and so that the
 16 elector conceals the markings thereon and deposit them in the proper envelope. If
 17 a consolidated ballot under s. 5.655 is used, the elector shall fold the ballot so that
 18 the elector conceals the markings thereon and deposit the ballot in the proper
 19 envelope. If proof of residence is required, the elector shall enclose proof of residence

20 under s. 6.34 in the envelope. ~~Proof~~ Except as authorized in s. 6.34 (2m) and (2n) proof of
 21 residence is required if the elector is not a military elector or an overseas elector, as
 22 defined in s. 6.34 (1), and the elector registered by mail or by electronic application
 23 or confirmed his or her registration after the close of registration
 24 ~~and has not voted in an election in this state. If the elector requested a ballot by~~

25 ~~means of facsimile transmission or electronic mail under s. 6.86 (1) (a), the elector~~
~~shall enclose in the envelope a copy of the request which bears an original signature~~

Handwritten marks on the left margin: a circle around line 11, a larger circle around line 20, and a large bracket-like shape spanning lines 21 through 25.

Handwritten annotations: "Strike" written above the underlined text on lines 23-24, and "Strike" written below the underlined text on line 25.

1 ~~of the elector~~ The elector may receive assistance under sub. (5). The return envelope
2 ~~strike~~ shall then be sealed. The witness may not be a candidate. The envelope shall be
3 mailed by the elector, or delivered in person, to the municipal clerk issuing the ballot
4 or ballots. If the envelope is mailed from a location outside the United States, the
5 elector shall affix sufficient postage unless the ballot qualifies for delivery free of
6 postage under federal law. Failure to return an unused ballot in a primary does not
7 invalidate the ballot on which the elector's votes are cast. Return of more than one
8 marked ballot in a primary or return of a ballot prepared under s. 5.655 or a ballot
9 used with an electronic voting system in a primary which is marked for candidates
10 of more than one party invalidates all votes cast by the elector for candidates in the
11 primary.

12 ~~SECTION 105. 6.87 (4) of the statutes is amended to read:~~

13 6.87 (4) Except as otherwise provided in sub. (2m) and s. 6.875, the elector
14 voting absentee shall make and subscribe to the certification before one witness who
15 is an adult U.S. citizen. The absent elector, in the presence of the witness, shall mark
16 the ballot in a manner that will not disclose how the elector's vote is cast. The elector
17 shall then, still in the presence of the witness, fold the ballots so each is separate and
18 so that the elector conceals the markings thereon and deposit them in the proper
19 envelope. If a consolidated ballot under s. 5.655 is used, the elector shall fold the
20 ballot so that the elector conceals the markings thereon and deposit the ballot in the
21 proper envelope. If proof of residence is required, the elector shall enclose proof of
22 residence under s. 6.34 in the envelope. Proof of residence is required if the elector
23 is not a military elector or an overseas elector, as defined in s. 6.34 (1), and the elector
24 registered by mail or confirmed his or her registration after the close of registration
25 and has not voted in an election in this state. ~~If the elector requested a ballot by~~

1 ~~means of facsimile transmission or electronic mail under s. 6.86 (1) (ac), the elector~~
2 ~~shall enclose in the envelope a copy of the request which bears an original signature~~
3 ~~of the elector. The elector may receive assistance under sub. (5). The return envelope~~
4 ~~shall then be sealed. The witness may not be a candidate. The envelope shall be~~
5 ~~mailed by the elector, or delivered in person, to the municipal clerk issuing the ballot~~
6 ~~or ballots. If the envelope is mailed from a location outside the United States, the~~
7 ~~elector shall affix sufficient postage unless the ballot qualifies for delivery free of~~
8 ~~postage under federal law. Failure to return an unused ballot in a primary does not~~
9 ~~invalidate the ballot on which the elector's votes are cast. Return of more than one~~
10 ~~marked ballot in a primary or return of a ballot prepared under s. 5.655 or a ballot~~
11 ~~used with an electronic voting system in a primary which is marked for candidates~~
12 ~~of more than one party invalidates all votes cast by the elector for candidates in the~~
13 ~~primary.~~

14 **SECTION 106.** 6.87 (9) of the statutes is amended to read:

15 6.87 (9) If a municipal clerk receives an absentee ballot by mail with an
16 improperly completed certificate or with no certificate, the clerk may return the
17 ballot to the elector, inside the sealed envelope when an envelope is received, together
18 with a new envelope if necessary, whenever time permits the elector to correct the
19 defect and return the ballot within the period authorized under sub. (6).

20 **SECTION 107.** 6.875 (3) of the statutes is amended to read:

21 6.875 (3) An occupant of a nursing home or qualified retirement home or
22 qualified community-based residential facility who qualifies as an absent elector
23 and desires to receive an absentee ballot shall make application under s. 6.86 (1), (2),
24 or (2m) with the municipal clerk or board of election commissioners of the
25 municipality in which the elector is a resident. The clerk or board of election

1 commissioners of a municipality receiving an application from an elector who is an
2 occupant of a nursing home or qualified retirement home or qualified
3 community-based residential facility located in a different municipality shall, as
4 soon as possible, notify and transmit an absentee ballot for the elector to the clerk
5 or board of election commissioners of the municipality in which the home or qualified
6 community-based residential facility is located. The clerk or board of election
7 commissioners of a municipality receiving an application from an elector who is an
8 occupant of a nursing home or qualified retirement home or qualified
9 community-based residential facility located in the municipality but who is a
10 resident of a different municipality shall, as soon as possible, notify and request
11 transmission of an absentee ballot from the clerk or board of election commissioners
12 of the municipality in which the elector is a resident. The clerk or board of election
13 commissioners shall make a record of all absentee ballots to be transmitted,
14 delivered, and voted under this section.

15 **SECTION 108.** 6.875 (4) (a) of the statutes is amended to read:

16 6.875 (4) (a) For the purpose of absentee voting in nursing homes and qualified
17 retirement homes and qualified community-based residential facilities, the
18 municipal clerk or board of election commissioners of each municipality in which one
19 or more nursing homes or qualified retirement homes or qualified community-based
20 residential facilities are located shall appoint at least 2 special voting deputies for
21 the municipality. Upon application under s. 6.86 (1), ~~(2)~~, or (2m) by one or more
22 qualified electors who are occupants of a nursing home or qualified retirement home
23 or qualified community-based residential facility, the municipal clerk or board of
24 election commissioners of the municipality in which the home or facility is located
25 shall dispatch 2 special voting deputies to visit the home or qualified

1 community-based residential facility for the purpose of supervising absentee voting
2 procedure by occupants of the home or qualified community-based residential
3 facility. The clerk shall maintain a list, available to the public upon request, of each
4 nursing home or qualified retirement home or qualified community-based
5 residential facility where an elector has requested an absentee ballot. The list shall
6 include the date and time the deputies intend to visit each home or facility. The 2
7 deputies designated to visit each nursing home or qualified retirement home and
8 qualified community-based residential facility shall be affiliated with different
political parties whenever deputies representing different parties are available.

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SECTION 109. 6.875 (6) (c) 1. of the statutes is amended to read:

11 6.875 (6) (c) 1. Upon their visit to the home or facility under par. (a), the
12 deputies shall personally offer each elector who has filed a proper application for an
13 absentee ballot the opportunity to cast his or her absentee ballot. If an elector is
14 present who has not filed a proper application for an absentee ballot, the 2 deputies
15 may accept an application from the elector and shall issue a ballot to the elector if
16 the elector is qualified and the application is proper. The deputies shall each witness
17 the certification and may, upon request of the elector, assist the elector in marking
18 the elector's ballot. The deputies shall then sign the certification as witnesses and,
19 if they provide assistance, shall sign the back of the ballot indicating that they
20 provided assistance. All voting shall be conducted in the presence of the deputies.
21 Upon request of the elector, a relative of the elector who is present in the room may
22 assist the elector in marking the elector's ballot. No individual other than a deputy
23 may witness the certification and no individual other than a deputy or relative of an
24 elector may render voting assistance to the elector.

25 SECTION 110. 6.88 (3) (b) of the statutes is amended to read:

1 6.88 (3) (b) When the inspectors find that a certification is insufficient, that the
2 applicant is not a qualified elector in the ward or election district, that the ballot
3 envelope is open or has been opened and resealed, that the ballot envelope contains
4 more than one ballot of any one kind or, except in municipalities where absentee
5 ballots are canvassed under s. 7.52, that the certificate of an elector who received an
6 absentee ballot by facsimile transmission or electronic mail is missing, or if proof is
7 submitted to the inspectors that an elector voting an absentee ballot has since died,
8 the inspectors shall not count the ballot. The inspectors shall endorse every ballot
9 not counted on the back, "rejected (giving the reason)". The inspectors shall reinsert
10 each rejected ballot into the ~~certificate~~ envelope in which it was delivered and enclose
11 the ~~certificate~~ envelopes and ballots, and securely seal the ballots and envelopes in
12 an envelope marked for rejected absentee ballots. The inspectors shall endorse the
13 envelope, "rejected ballots" with a statement of the ward or election district and date
14 of the election, signed by the chief inspector and one of the inspectors representing
15 each of the 2 major political parties and returned to the municipal clerk in the same
16 manner as official ballots voted at the election.

17 **SECTION 111.** 6.88 (3) (c) of the statutes is amended to read:

18 6.88 (3) (c) The inspectors shall review each ~~certificate~~ absentee ballot envelope
19 to determine whether any absentee ballot is cast by an elector whose name appears
20 on the poll list as ineligible to vote at the election by reason of a felony conviction.
21 If the inspectors receive an absentee ballot that has been cast by an elector whose
22 name appears on the poll list as ineligible for that reason, the inspectors shall
23 challenge the ballot as provided in s. 6.92 and treat the ballot in the manner provided
24 in s. 6.95.

25 **SECTION 112.** 6.925 of the statutes is amended to read:

1 **6.925 Elector making challenge in person.** Any elector may challenge for
 2 cause any person offering to vote whom the elector knows or suspects is not a
 3 qualified elector. ~~(If the challenged elector proposes to vote in a municipality having~~
 4 ~~a population of 2,500 or more)~~ the challenging elector shall be an elector of the same
 5 ~~ward or election district~~ ^{COUNTY} as the challenged elector ~~and~~ ^{and} the inspectors shall require the
 6 challenging elector to provide proof of residence under s. 6.34 before accepting the
 7 challenge. If a person is challenged as unqualified by an elector, one of the inspectors
 8 may administer the oath or affirmation to the challenged elector under s. 6.92 and
 9 ask the challenged elector the questions under that section which are appropriate to
 10 test the elector's qualifications. In addition, one of the inspectors shall administer
 11 the following oath or affirmation to the challenging elector: "You do solemnly swear
 12 (or affirm) that you will fully and truly answer all questions put to you regarding the
 13 challenged person's place of residence and qualifications as an elector of this
 14 election"; and election." ~~(If the challenged elector resides in a municipality having a~~
 15 ~~population of 2,500 or more)~~ the inspector shall also require the challenging elector
 16 to swear or affirm that he or she is an elector of the same ^{COUNTY} ~~ward or election district~~
 17 the challenged elector. The inspector shall then ask questions which are appropriate
 18 as determined by the board, by rule, to test the qualifications of the challenged
 19 elector.

and if
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 challenged
 elector is
 an elector
 of a
 1st class
 city,
 the
 challenging
 elector
 shall be
 an
 elector
 of the
 same
 aldermanic
 district
 as the
 challenged
 elector.

20 **SECTION 113.** 6.93 of the statutes is amended to read:

21 **6.93 Challenging the absent elector.** The vote of any absent elector may be
 22 challenged for cause by any inspector or by another elector and the inspectors of
 23 election shall have all the power and authority given them to hear and determine the
 24 legality of the ballot the same as if the ballot had been voted in person. In
 25 municipalities where absentee ballots are canvassed under s. 7.52, the vote of an

and if the challenged elector is an elector of a 1st class city, to swear or affirm that he or she is an elector of the same aldermanic district as the challenged elector.

SECTION 113

and if the challenged elector is an elector of a 1st class city, the challenging elector shall be an elector of the same aldermanic district as the challenged elector.

absentee elector may be challenged as provided in s. 7.52 (b). ~~if the challenged elector proposes to vote in a municipality having a population of 2,500 or more, any~~ challenging elector shall be an elector of the same ~~ward or election district~~ ^{county} as the challenged elector, ~~and~~ the inspectors shall require the challenging elector to provide proof of residence under s. 6.34 before accepting the challenge.

SECTION 114. 7.08 (1) (c) of the statutes is amended to read:

7.08 (1) (c) Prescribe forms required by ss. 6.24 (3) and (4), 6.30 (4), 6.33 (1), 6.40 (1) (a), 6.47 (1) (am) 2. and (3), 6.55 (2), and, 6.86 (2) ~~to~~ (1) (ad) and (3), and 6.87 (2m). All such forms shall contain a statement of the penalty applicable to false or fraudulent registration or voting through use of the form. Forms are not required to be furnished by the board.

SECTION 115. 7.08 (1) (cm) of the statutes is created to read:

7.08 (1) (cm) Prescribe the form required by s. 6.30 (5). The form shall contain a statement of the penalty applicable to false or fraudulent registration or voting through use of the form.

SECTION 116. 7.08 (3) (d) to (g) of the statutes are created to read:

7.08 (3) (d) Be written in clear, unambiguous language.

(e) Be indexed by subject.

(f) Contain specific examples of common problems encountered at polling places on election day and detailed, specific procedures for resolving those problems.

(g) Include an explanation of all of the following:

1. Laws and rules governing solicitation by individuals and groups at a polling place.

2. Procedures to be followed with respect to electors whose names do not appear on the registration list.

1 3. Proper operation of any electronic voting system used at a polling place.

2 4. Procedures for handling of ballots.

3 5. Procedures governing spoiled ballots.

4 6. Procedures to be followed after a polling place closes.

5 7. Rights of electors at the polls.

6 8. Procedures for handling of emergency situations.

7 9. Procedures for handling and processing of provisional ballots.

8 10. Security procedures.

9 **SECTION 117.** 7.08 (12) of the statutes is created to read:

10 **7.08 (12) REMEDIES FOR DECEPTIVE ELECTION PRACTICES.** Disseminate through
11 the Internet and radio, television, and newspaper advertisements information
12 concerning complaint procedures and remedies for deceptive election practices
13 under s. 12.17.

14 **SECTION 118.** 7.08 (13) of the statutes is created to read:

15 **7.08 (13) WITHHOLD PERSONAL INFORMATION PROVIDED TO BOARD.** Withhold from
16 public access under s. 19.35 (1) the telephone number, facsimile transmission
17 number, or electronic mail address of any elector who voluntarily provides that
18 information to the board or to a county or municipal clerk. The board may transfer
19 the information to any official or employee who has access to the information in the
20 registration list under s. 6.36 (1) (b) 1. a. to be used for the administration of elections.

21 **SECTION 119.** 7.10 (11) of the statutes is created to read:

22 **7.10 (11) WITHHOLD PERSONAL INFORMATION PROVIDED TO CLERK.** The county clerk
23 shall withhold from public inspection under s. 19.35 (1) the telephone number,
24 facsimile transmission number, or electronic mail address of any elector who
25 voluntarily provides that information to the clerk or to the board or a municipal clerk.

1 The county clerk may transfer the information to any official or employee who has
2 access to the information in the registration list under s. 6.36 (1) (b) 1. a. to be used
3 for the administration of elections.

4 **SECTION 120.** 7.15 (1) (cm) of the statutes is amended to read:

5 7.15 (1) (cm) Prepare official absentee ballots for delivery to electors requesting
6 them, and send an official absentee ballot to each elector who has requested one for
7 voting outside the office of the municipal clerk or an alternate site designated under
8 s. 6.855 no later than the 30th day before each September primary and general
9 election and no later than the 21st day before each other primary and election if the
10 request is made before that day; otherwise, the municipal clerk shall send an official
11 absentee ballot within one day of the time the elector's request is received.

12 **SECTION 121.** 7.15 (1) (j) of the statutes is amended to read:

13 7.15 (1) (j) Send an absentee ballot automatically to each person making an
14 authorized request therefor in accordance with s. 6.22 (4), 6.24 (4) (c), or 6.86 ~~(2)~~ or
15 (2m).

16 **SECTION 122.** 7.15 (2m) of the statutes is amended to read:

17 7.15 (2m) OPERATION OF ALTERNATE ABSENTEE BALLOT SITE. In a municipality in
18 which the governing body has elected to establish ~~an~~ one or more alternate absentee
19 ballot ~~site~~ sites under s. 6.855, the municipal clerk shall operate such site as though
20 it were his or her office for absentee ballot purposes and shall ensure that such site
21 is adequately staffed.

22 **SECTION 123.** 7.15 (4) of the statutes is amended to read:

23 7.15 (4) RECORDING ELECTORS. ~~Within~~ Except as authorized in s. 6.33 (5) (a),
24 within 30 days after each election, the municipal clerk shall enter on the registration

1 list under the name of each elector of the municipality who has voted at the election
2 an indication of the date of the election in which the elector voted.

3 **SECTION 124.** 7.15 (15) of the statutes is created to read:

4 7.15 (15) WITHHOLD PERSONAL INFORMATION PROVIDED TO CLERK. The municipal
5 clerk shall withhold from public inspection under s. 19.35 (1) the telephone number,
6 facsimile transmission number, or electronic mail address of any elector who
7 voluntarily provides that information to the clerk or to the board or county clerk. The
8 municipal clerk may transfer the information to any official or employee who has
9 access to the information in the registration list under s. 6.36 (1) (b) 1. a. to be used
10 for the administration of elections.

11 **SECTION 125.** 7.41 (4) of the statutes is amended to read:

12 7.41 (4) No individual exercising the right under sub. (1) may view the
13 confidential portion of a registration list maintained under s. 6.36 (4) or a poll list
14 maintained under s. 6.79 (6). However, the inspectors or municipal clerk shall
15 disclose to such an individual, upon request, the existence of such a list, the number
16 of electors whose names appear on the list, and the number of those electors who have
17 voted at any point in the proceedings. No such individual may view the certificate
18 absentee ballot envelope of an absent elector who obtains a confidential listing under
19 s. 6.47 (2).

20 **SECTION 126.** 7.51 (3) (d) of the statutes is amended to read:

21 7.51 (3) (d) Except in municipalities where absentee ballots are canvassed
22 under s. 7.52, all absentee certificate ballot envelopes which have been opened shall
23 be returned by the inspectors to the municipal clerk in a securely sealed carrier
24 envelope which is clearly marked "used absentee certificate ballot envelopes". The
25 envelopes shall be signed by the chief inspector and 2 other inspectors. Except when

1 the ballots are used in a municipal or school district election only, the municipal clerk
2 shall transmit the used envelopes to the county clerk.

SECTION 127. 7.52 (3) (b) of the statutes is amended to read:

4 7.52 (3) (b) When the board of absentee ballot canvassers finds that a
5 certification is insufficient, that the applicant is not a qualified elector in the ward
6 or election district, that the ballot envelope is open or has been opened and resealed,
7 that the ballot envelope contains more than one ballot of any one kind, or that the
8 certificate of an elector who received an absentee ballot by facsimile transmission or
9 electronic mail is missing, or if proof is submitted to the board of absentee ballot
10 canvassers that an elector voting an absentee ballot has since died, the board of
11 absentee ballot canvassers shall not count the ballot. Each member of the board of
12 absentee ballot canvassers shall endorse every ballot not counted on the back as
13 "rejected (giving the reason)." The board of absentee ballot canvassers shall reinsert
14 each rejected ballot into the certificate envelope in which it was delivered and enclose
15 the certificate envelopes and ballots, and securely seal the ballots and envelopes in
16 an envelope marked for rejected absentee ballots. The board of absentee ballot
17 canvassers shall endorse the envelope as "rejected ballots," with a statement of the
18 ward or election district and date of the election, and each member of the board of
19 absentee ballot canvassers shall sign the statement. The board of absentee ballot
20 canvassers shall then return the envelope containing the ballots to the municipal
21 clerk.

SECTION 128. 7.52 (4) (i) of the statutes is amended to read:

22 7.52 (4) (i) All absentee ~~certificate~~ ballot envelopes that have been opened shall
23 be returned by the board of absentee ballot canvassers to the municipal clerk in a
24 securely sealed carrier envelope that is clearly marked "used absentee ~~certificate~~
25

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1 ballot envelopes.” The envelopes shall be signed by each member of the board of
2 absentee ballot canvassers. Except when the ballots are used in a municipal or school
3 district election only, the municipal clerk shall transmit the used envelopes to the
4 county clerk.

5 **SECTION 129.** 7.52 (5) of the statutes is renumbered 7.52 (5) (a) and amended
6 to read:

7 7.52 (5) (a) The vote of any absent elector may be challenged for cause by the
8 board of absentee ballot canvassers or by another elector and the board of absentee
9 ballot canvassers shall have all the power and authority given the inspectors to hear
10 and determine the legality of the ballot the same as if the ballot had been voted in

11 person. ~~If the challenged elector proposes to vote in a municipality having a~~

12 ~~population of 2,500 or more.~~ Any challenging elector shall be an elector of the same

13 ward or election district as the challenged elector ~~and~~ the board of absentee ballot

14 canvassers shall require the challenging elector to provide proof of residence under

15 s. 6.34.

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subs. If the challenged elector is
an elector of a 1st class city, the
challenging elector shall be an
elector
of the
same
aldermanic
district
as the
challenged
elector.

16 **SECTION 130.** 7.52 (6) (a) of the statutes is renumbered 7.52 (6) and amended
17 to read:

18 7.52 (6) The board of absentee ballot canvassers shall review each certificate

19 absentee ballot envelope to determine whether any absentee ballot is cast by an

20 elector whose name appears on the poll list as ineligible to vote at the election,

21 including ineligibility to vote by reason of a felony conviction. If the board of absentee

22 ballot canvassers receives an absentee ballot that has been cast by an elector whose

23 name appears on the poll list as ineligible to vote, the inspectors shall challenge the

24 ballot in the same manner as provided for inspectors making challenges under s. 6.92

1 and shall treat the ballot in the manner as provided for treatment of challenged
2 ballots by inspectors under s. 6.95.

3 **SECTION 131.** 7.52 (6) (b) of the statutes is renumbered 7.52 (5) (b) and amended
4 to read:

5 7.52 (5) (b) ~~Any elector may challenge for cause any absentee ballot.~~ For the
6 purpose of deciding upon ballots that are challenged for any reason, the board of
7 absentee ballot canvassers may call before it any person whose absentee ballot is
8 challenged if the person is available to be called. If the person challenged refuses to
9 answer fully any relevant questions put to him or her by the board of absentee ballot
10 canvassers under s. 6.92, the board of absentee ballot canvassers shall reject the
11 person's vote. If the challenge is not withdrawn after the person offering to vote has
12 answered the questions, one of the members of the board of absentee ballot
13 canvassers shall administer to the person the following oath or affirmation: "You do
14 solemnly swear (or affirm) that: you are 18 years of age; you are a citizen of the United
15 States; you are now and for 10 days have been a resident of this ward except under
16 s. 6.02 (2), stats.; you have not voted at this election; you have not made any bet or
17 wager or become directly or indirectly interested in any bet or wager depending upon
18 the result of this election; you are not on any other ground disqualified to vote at this
19 election." If the person challenged refuses to take the oath or affirmation, the
20 person's vote shall be rejected. If the person challenged answers fully all relevant
21 questions put to the elector by the board of absentee ballot canvassers under s. 6.92,
22 takes the oath or affirmation, and fulfills the applicable registration requirements,
23 and if the answers to the questions given by the person indicate that the person meets
24 the voting qualification requirements, the person's vote shall be received.

25 **SECTION 132.** 9.01 (1) (b) 2. of the statutes is amended to read:

1 9.01 (1) (b) 2. The board of canvassers shall then examine the absentee ballot
2 envelopes. Any defective absentee ballot envelopes shall be laid aside, properly
3 marked and carefully preserved. The number of voters shall be reduced by the
4 number of ballot envelopes set aside under this subdivision. An absentee ballot
5 envelope is defective only if it is not witnessed ~~or, if a witness is required for the voter~~
6 casting the ballot, if it is not signed by the voter, or if the certificate accompanying
7 an absentee ballot that the voter received by facsimile transmission or electronic
8 mail is missing.

9 **SECTION 133.** 10.01 (2) (e) of the statutes is amended to read:

10 10.01 (2) (e) Type E—The type E notice shall state the qualifications for
11 absentee voting, the procedures for obtaining an absentee ballot in the case of
12 registered and unregistered voters, the places ~~and the deadlines for application and~~
13 return of application where electors may cast absentee ballots in person, including
14 any alternate site or sites designated under s. 6.855, the deadlines for making
15 application and for return of absentee ballots, and the office hours during which an
16 elector may cast an absentee ballot in the municipal clerk's office or at ~~an~~ each
17 alternate site under s. 6.855. The municipal clerk shall publish a type E notice on
18 the 4th Tuesday preceding each spring primary and election, on the 4th Tuesday
19 preceding each September primary and general election, on the 4th Tuesday
20 preceding the primary for each special national, state, county or municipal election
21 if any, on the 4th Tuesday preceding a special county or municipal referendum, and
22 on the 3rd Tuesday preceding each special national, state, county or municipal
23 election to fill an office which is not held concurrently with the spring or general
24 election. The clerk of each special purpose district which calls a special election shall
25 publish a type E notice on the 4th Tuesday preceding the primary for the special

1 election, if any, on the 4th Tuesday preceding a special referendum, and on the 3rd
2 Tuesday preceding a special election for an office which is not held concurrently with
3 the spring or general election except as authorized in s. 8.55 (3).

4 **SECTION 134.** 12.09 (1) and (3) of the statutes are amended to read:

5 12.09 (1) No person may personally or through an agent make use of or
6 threaten to make use of force, violence, ~~or restraint,~~ or any tactic of coercion or
7 intimidation in order to induce or compel any person to vote or refrain from voting
8 or to refrain from registering to vote at an election.

9 (3) No person may personally or through an agent, ~~by any use or threaten to~~
10 use force or violence or by use or threat of any act of coercion or intimidation compel,
11 induce, or prevail upon an elector either to vote or refrain from voting at any election
12 for or against a particular candidate or question at a referendum.

13 **SECTION 135.** 12.13 (1) (b) of the statutes is amended to read:

14 12.13 (1) (b) Falsely procures registration, confirms inaccurate registration
15 information, or makes false statements to the municipal clerk, board of election
16 commissioners or any other election official whether or not under oath.

17 **SECTION 136.** 12.13 (1) (c) of the statutes is amended to read:

18 12.13 (1) (c) Registers as an elector in more than one place for the same election
19 or confirms 2 or more simultaneous registrations to vote in the same election.

20 **SECTION 137.** 12.13 (1) (d) of the statutes is amended to read:

21 12.13 (1) (d) Impersonates a registered elector or a person whose unconfirmed
22 registration appears on the registration list or poses as another person for the
23 purpose of voting at an election.

24 **SECTION 138.** 12.13 (2) (b) 3. of the statutes is amended to read:

1 12.13 (2) (b) 3. Permit registration, confirmation of registration or receipt of a
2 vote from a person who the official knows is not a legally qualified elector or who has
3 refused after being challenged to make the oath or to properly answer the necessary
4 questions pertaining to the requisite requirements and residence; or put into the
5 ballot box a ballot other than the official's own or other one lawfully received.

6 **SECTION 139.** 12.17 of the statutes is created to read:

7 **12.17 Deceptive election practices.** (1) In this section, "election-related
8 information" means information concerning any of the following:

9 (a) The date, time, place, or manner of conducting an election.

10 (b) The qualifications for or restrictions on the eligibility of electors voting at
11 an election, including any criminal penalties associated with voting in an election or
12 a voter's registration status or eligibility.

13 (c) The explicit endorsement by any person of a candidate at an election.

14 (2) No person, whether acting under color of law or otherwise, may
15 intentionally induce another person to refrain from registering or voting at an
16 election by knowingly providing that person with false election-related information.

17 (3) Any person who is aggrieved by an alleged violation of sub. (2) may bring
18 an action for injunctive relief in circuit court for the county where the violation is
19 alleged to occur.

20 (4) Any person may file a verified complaint with the board alleging facts that
21 the person believes to constitute a violation of sub. (2). The complaint shall be filed
22 under s. 5.05 (2m) (c).

23 (5) Notwithstanding s. 5.05 (2m) (c), the board shall promptly review each
24 complaint received under sub. (4), and if the board finds that the facts alleged in the
25 complaint, if true, would constitute a violation of sub. (2), the board shall promptly

1 investigate the complaint. Notwithstanding s. 5.05 (2m) (c) 11., if the board finds
2 that a violation of sub. (2) has occurred or is occurring, the board shall take all
3 measures necessary to provide correct information to electors who may have been
4 deceived by the actions of the alleged violator, and shall refer the matter to the
5 appropriate authority for prosecution in accordance with ss. 5.05 (2m) (i) and 12.60
6 (4).

7 **(6)** (a) No later than 90 days after each each general election, the board shall
8 report to the chief clerk of each house of the legislature for referral to the appropriate
9 standing committees under s. 13.172 (2) concerning any complaints under sub. (4)
10 that were acted upon or referred by the board under sub. (5) during the period
11 beginning with the date of the 2nd preceding general election and ending with the
12 preceding general election. Except as provided in par. (b), the report shall include
13 a description of the alleged deceptive election practices that were the subject of each
14 complaint, any corrective measures taken by the board with regard to the subject
15 matter of the complaint, the board's evaluation of the effectiveness of those corrective
16 measures, the status of any prosecution relating to the subject matter of the
17 complaint, a compilation of the number and types of allegations made that were
18 acted upon or referred by the board under sub. (5), the locations and segments of the
19 population that were affected by the alleged deceptive election practices, and the
20 status of any investigations conducted by the board under sub. (5).

21 (b) The board may exclude from the report under par. (a) any information that,
22 if disclosed, would interfere with a pending investigation of a violation of the law.

23 (c) The board shall post a copy of each report submitted under this subsection
24 on the Internet.

25 **SECTION 140.** 12.19 of the statutes is created to read:

1 **12.19 Voter suppression.** No person may knowingly attempt to prevent or
2 deter another person from voting or registering to vote based upon fraudulent,
3 deceptive, or spurious grounds or information. A violation of this section includes:

4 **(1)** Challenging another person's right to register or vote at an election based
5 upon information the person knows is false.

6 **(2)** Attempting to induce another person to refrain from registering or voting
7 by providing that person with information the person knows is false.

8 **SECTION 141.** 12.60 (1) (a) of the statutes is amended to read:

9 12.60 **(1)** (a) Whoever violates s. ~~12.09~~, 12.11 or 12.13 (1), (2) (b) 1. to 7. or (3)
10 (a), (e), (f), (j), (k), (L), (m), (y) or (z) is guilty of a Class I felony.

11 **SECTION 142.** 12.60 (1) (am) of the statutes is created to read:

12 12.60 **(1)** (am) Whoever violates s. 12.17 (2) with the intent to prevent any
13 person from exercising the right to vote in an election is guilty of a Class D felony.

14 **SECTION 143.** 12.60 (1) (an) of the statutes is created to read:

15 12.60 **(1)** (an) Whoever violates s. 12.09 is guilty of a Class D felony.

16 **SECTION 144.** 12.60 (1) (ap) of the statutes is created to read:

17 12.60 **(1)** (ap) Whoever violates s. 12.19 is guilty of a Class E felony.

18 **SECTION 145.** 12.60 (1) (bn) of the statutes is created to read:

19 12.60 **(1)** (bn) If a municipal clerk or executive director of a board of election
20 commissioners fails to ensure compliance with s. 5.25 (4) (b) or to post the materials
21 specified in s. 5.35 (6) (a) at each polling place located in the municipality served by
22 the clerk or executive director at any election, except as authorized in s. 5.35 (6) (d),
23 or the executive director of the government accountability board fails to include any
24 of the materials specified in s. 7.08 (3) in the election manual, the violator may be
25 required to forfeit not more than \$500 for each violation.

1 SECTION 146. 12.60 (4) of the statutes is amended to read:

2 12.60 (4) Prosecutions of civil offenses under this chapter shall be conducted
3 in the manner prescribed in s. 11.60 (4). Prosecutions of criminal offenses under this
4 chapter shall be conducted in accordance with the manner prescribed in s. 11.61 (2).

5 SECTION 147. 19.685 of the statutes is created to read:

6 **19.685 Access to information provided by Government Accountability**
7 **Board.** No state authority and no officer or employee thereof may provide access to
8 information in any record of the authority that was obtained by the authority from
9 the government accountability board under s. 6.36 (1) (bm).

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10 SECTION 148. 85.61 (1) of the statutes is amended to read:

11 85.61 (1) The secretary of transportation and the administrator of the elections
12 division of the government accountability board shall enter into an agreement to
13 match personally identifiable information on the official registration list maintained
14 by the government accountability board under s. 6.36 (1) and the information
15 specified in s. 6.34 (2m) ^{and (2n)} with personally identifiable information in the operating
16 record file database under ch. 343 and vehicle registration records under ch. 341 to
17 the extent required to enable the secretary of transportation and the administrator
18 of the elections division of the government accountability board to verify the accuracy
19 of the information provided for the purpose of voter registration.

20 SECTION 149. 85.61 (1) of the statutes is amended to read:

21 85.61 (1) The secretary of transportation and the administrator of the elections
22 division of the government accountability board shall enter into an agreement to
23 match personally identifiable information on the official registration list maintained
24 by the government accountability board under s. 6.36 (1), the information specified
25 in s. 6.34 ^{(2m) and} (2n), and other information specified in s. 6.256 (2) with personally

1 identifiable information in the operating record file database under ch. 343 and
 2 vehicle registration records under ch. 341, notwithstanding ss. 110.09 (2), 342.06 (1)
 3 (eg), and 343.14 (2j), to the extent required to enable the secretary of transportation
 4 and the administrator of the elections division of the government accountability
 5 board to verify the accuracy of the information provided for the purpose of voter
 6 registration. Notwithstanding ss. 110.09 (2), 342.06 (1) (eg), and 343.14 (2j), the
 7 agreement shall provide for the transfer of electronic information under s. 6.256 (2)
 8 to the board on a continuous basis, no less often than monthly.

INSERT
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but subject to
s. 343.14 (2p)(b)

9 SECTION 150. 939.50 (3) (d) of the statutes is amended to read:

10 939.50 (3) (d) For a Class D felony, a fine not to exceed \$100,000 or
 11 imprisonment not to exceed 25 years, or both, except that for a violation of s. 12.09,
 12 the term of imprisonment may not exceed 3 years and for a violation of s. 12.17, the
 13 term of imprisonment may not exceed 5 years.

14 SECTION 151. 939.50 (3) (e) of the statutes is amended to read:

15 939.50 (3) (e) For a Class E felony, a fine not to exceed \$50,000 or imprisonment
 16 not to exceed 15 years, or both, except that for a violation of s. 12.19, the term of
 17 imprisonment may not exceed 2 years.

18 ~~CS~~ SECTION 152. Nonstatutory provisions.
 19 PROGRESS REPORTS ON IMPLEMENTATION.

20 (1) No later than the 20th day following the end of each calendar quarter, the
 21 government accountability board and the department of transportation shall each
 22 report to the appropriate standing committees of the legislature in the manner
 23 provided in section 13.172 (3) of the statutes concerning its progress in implementing
 24 an electronic voter registration system. The board and department shall continue
 25 to file reports under this subsection until the board determines that implementation
 is complete and the performance of the system is satisfactory.

INS
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From 81-24
to 83-21

SECTION 153. Fiscal changes.

(1) In the schedule under section 20.005 (3) of the statutes for the appropriation to the government accountability board under section 20.511 (1) (a) of the statutes, as affected by the acts of 2009, the dollar amount is increased by \$-0- for the first fiscal year of the fiscal biennium in which this subsection takes effect to implement the provisions of this act. In the schedule under section 20.005 (3) of the statutes for the appropriation to the government accountability board under section 20.511 (1) (a) of the statutes, as affected by the acts of 2009, the dollar amount is increased by \$-0- for the second fiscal year of the fiscal biennium in which this subsection takes effect to implement the provisions of this act.

(2) In the schedule under section 20.005 (3) of the statutes for the appropriation to the department of transportation under section 20.395 (4) (aq) of the statutes, as affected by the acts of 2009, the dollar amount is increased by \$-0- for the first fiscal year of the fiscal biennium in which this subsection takes effect to implement the provisions of this act. In the schedule under section 20.005 (3) of the statutes for the appropriation to the department of transportation under section 20.395 (4) (aq) of the statutes, as affected by the acts of 2009, the dollar amount is increased by \$-0- for the second fiscal year of the fiscal biennium in which this subsection takes effect to implement the provisions of this act.

SECTION 154. Initial applicability.

(1) This act first applies with respect to registration for voting at the 2012 spring primary election.

~~SECTION 155. Nonstatutory provisions.~~

~~(1) STUDY OF OPTIONS FOR CORRECTIVE ACTION. The government accountability board, in consultation with the department of justice and the federal election~~

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LPS: move material from 81-24 to 83-21 to before line 1 on this page

INS
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81-1:2

1 assistance commission, shall study the feasibility of providing corrective information
2 that may be required under section 12.17 (5) of the statutes, as created by this act,
3 through public service announcements, other uses of broadcast media, or an
4 emergency alert system. No later than the first day of the 7th month beginning after
5 the effective date of this subsection, the board shall report its findings and
6 recommendations to the chief clerk of each house of the legislature, in the manner
7 provided under section 13.172 (2) of the statutes, for referral to the appropriate
8 standing committees of each house.

~~REPORT CONCERNING CHANGE IN~~
(a) ~~WARDSHIP WAIVER REQUEST, STUDY OF~~ ABSENTEE VOTING TIMELINE.

8/10
P. 181

(a) Prior to the 2010 September primary, the legal counsel to the Government
Accountability Board shall apply on behalf of this state to the presidential designee
under 42 USC 1973ff-1 (g) for a determination that this state is unable to meet the
requirement under 42 USC 1973ff-1 (a) (8) with respect to transmittal of absentee
ballots to military and overseas electors at the 2010 September primary and general
election. The application shall include a description of this state's efforts to enable
delivery of absentee ballots to military and overseas electors as expeditiously as
possible. If the waiver is not granted, the legal counsel shall promptly report the
response of the designee to the appropriate standing committees of the legislature
in the manner prescribed in section 13.172 (3) of the statutes.

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(b) No later than January 1, 2011, the Government Accountability Board shall
report to the appropriate standing committees of the legislature, in the manner
prescribed in section 13.172 (3) of the statutes, concerning the board's recommended method for compliance
by this state ~~state for the absentee voting process and the feasibility of making adjustments to~~
enable compliance with the timeline for absentee voting prescribed in 42 USC 1973ff-1 (a) (8) (A).



81-1:3

#

1 (3) INITIAL SHARING OF REGISTRATION INFORMATION. Notwithstanding sections
2 85.61 (1), 110.09 (2), 342.06 (1) (eg), and 343.14 (2j) of the statutes, as affected by this
3 act, the department of transportation shall enter into and begin transferring
4 information under a revised agreement with the administrator of the elections
5 division of the government accountability board pursuant to section 85.61 (1) of the
6 statutes, as affected by this act, no later than the first day of the 4th month beginning
7 after the effective date of this subsection.

#

8 (4) REPORT ON VOTER REGISTRATION INFORMATION INTEGRATION. No later than July
9 1, 2011, the board shall report to the appropriate standing committees of the
10 legislature, in the manner specified in section 13.172 (3) of the statutes, concerning
11 its progress in initially implementing a system to ensure the complete and
12 continuous registration of all eligible electors in this state, specifically including the
13 operability and utility of information integration with the department of
14 transportation and the desirability and feasibility of integrating public information
15 maintained by other state agencies ^{and by technical colleges} with the board's registration information to
16 enhance the completeness and accuracy of the information. At a minimum, the
17 report shall contain an assessment of the feasibility and desirability of the ^{the} ~~the~~
18 integration of registration information with information maintained by the ^{technic} ~~the~~
19 departments of health services, children and families, workforce development,
20 revenue, regulation and licensing, and natural resources ~~and~~ ^{and} the University of
21 Wisconsin System ^{and the technical college system board, as well as}

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P-81

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22 SECTION 156. Initial applicability.

23 (1) Except as provided in subsection (2) ^s and except with respect to the
24 requirements in section 7.08 (3) (d) to (g) of the statutes, as created by this act, this
25 act first applies with respect to elections held on the effective date of this subsection.

to (*)

use autoref X
from INS 84-6

1 (2) The treatment of sections 6.24 (4) (c), 6.86 (1) (a) 3. (by SECTION 81) and (b)
 2 (by SECTION 86), (2), and (2m), 6.865 (title) (3), and (3m) (a), (b), and (c), 6.875 (3) and
 3 (4) (a), 7.08 (1) (c), and 7.15 (1) (j) of the statutes first applies with respect to requests
 4 for absentee ballots made for voting at elections held on or after the effective date of
 this subsection.

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SECTION 157. Effective dates. This act takes effect on the day after
 publication, except as follows:

7 (1) The treatment of sections 6.24 (4) (c), 6.86 (1) (a) 3. (by SECTION 81) and (b)
 8 (by SECTION 86), (2), and (2m), 6.865 (title), (3), and (3m) (a), (b), and (c), 6.875 (3) and
 9 (4) (a), 7.08 (1) (c), and 7.15 (1) (j) of the statutes and SECTION 156 (2) of this act take
 10 effect on the 90th day beginning after publication.
 11

12 (2) The treatment of section 7.08 (3) (d) to (g) of the statutes takes effect on
 13 January 1, 2011.

14 (END)