

2011 DRAFTING REQUEST

Bill

Received: 10/26/2011

Received By: jkuesel

Wanted: As time permits

Companion to LRB:

For: Mary Lazich (608) 266-5400

By/Representing: Andrew Hanus

May Contact:

Drafter: jkuesel

Subject: Elections - miscellaneous

Addl. Drafters:

Extra Copies:

Submit via email: YES

Requester's email: Sen.Lazich@legis.wisconsin.gov

Carbon copy (CC:) to:

---

Pre Topic:

No specific pre topic given

---

Topic:

Residency of election officials

---

Instructions:

Per attached E mail, #2.

---

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>
/?	jkuesel 10/26/2011	wjackson 10/26/2011		_____			
/1			rschluet 10/26/2011	_____	ggodwin 10/26/2011	ggodwin 10/27/2011	

FE Sent For:

<END>

↳ Not Needed

**2011 DRAFTING REQUEST**

**Bill**

Received: **10/26/2011**

Received By: **jkuesel**

Wanted: **As time permits**

Companion to LRB:

For: **Mary Lazich (608) 266-5400**

By/Representing: **Andrew Hanus**

May Contact:

Drafter: **jkuesel**

Subject: **Elections - miscellaneous**

Addl. Drafters:

Extra Copies:

Submit via email: **YES**

Requester's email: **Sen.Lazich@legis.wisconsin.gov**

Carbon copy (CC:) to:

---

**Pre Topic:**

No specific pre topic given

---

**Topic:**

Residency of election officials

---

**Instructions:**

Per attached E mail, #2.

---

**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>
/?	jkuesel 10/26/2011	wjackson 10/26/2011		_____			
/1			rschluet 10/26/2011	_____	ggodwin 10/26/2011		

FE Sent For:

<END>

2011 DRAFTING REQUEST

Bill

Received: 10/26/2011

Received By: jkuesel

Wanted: As time permits

Companion to LRB:

For: Mary Lazich (608) 266-5400

By/Representing: Andrew Hanus

May Contact:

Drafter: jkuesel

Subject: Elections - miscellaneous

Addl. Drafters:

Extra Copies:

Submit via email: YES

Requester's email: Sen.Lazich@legis.wisconsin.gov

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Residency of election officials

Instructions:

Per attached E mail, #2.

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>
1? / 1	jkuesel 10/26/11	1 WLJ 10/26		_____	_____		

FE Sent For:

<END>

## Kuesel, Jeffery

---

**From:** Hanus, Andrew  
**Sent:** Wednesday, October 26, 2011 11:07 AM  
**To:** Kuesel, Jeffery  
**Subject:** Draft Request

Hi Jeff,

Thanks again for your help yesterday. Sen. Lazich has asked that we begin drafting the following items as 4 separate bills. As usual, we may be moving some of these bills soon, so we ask that you draft the easiest bills first so that we can begin our work with them.

Draft 1: Regarding the 28 day residency requirement – we want language to require the voter to *provide documentation* that he or she has been a resident for 28 days, as opposed to current law where the voter merely says that they have been a resident for 28 days.

Draft 2: We would like a companion bill to LRB–2195/1 (Rep. Pridemore AB 169), which allows poll workers to work anywhere in their county.

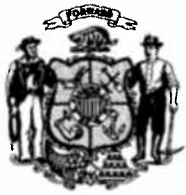
Draft 3: We would like to stop the practice whereby a person may vote via absentee ballot, but then also vote on election day. GAB has suggested that if we address this issue, we draft language that states that if an absentee ballot is received by the clerk, then that person may not vote in person. However, a person who receives an absentee ballot *but does not sent it back in* may vote provisionally (on the condition that their absentee ballot is not received).

Draft 4: Notarization of recall petition circulator signatures – We would like to draft language that would require that a notary public authenticate the circulator's signature on a recall petition.

If you have any questions or concerns, please just let me know. Thanks a lot.

Best,

Andrew Hanus  
Sen. Lazich's Office  
6-5400



State of Wisconsin  
2011 - 2012 LEGISLATURE

-3339/1  
LRB-2195/1  
JTK:wlj:md  
↑  
Stays

THU 10/27-AM

~~2011 ASSEMBLY BILL 169~~

~~June 8, 2011 - Introduced by Representatives PRIDEMORE and SPANBAUER. Referred to Committee on Election and Campaign Reform.~~

Regen

1 AN ACT to amend 7.30 (2) (a) and (b) of the statutes; relating to: residency of  
2 election officials.

**Analysis by the Legislative Reference Bureau**

Currently, election officials are generally required to be qualified electors of the municipality in which the officials serve. In addition, election officials who serve at a polling place are generally required to be qualified electors of the ward for which the polling place is established, whenever a municipality is divided into wards. However, special registration deputies who register electors at a polling place on election day, election officials who are appointed to work at a polling place that serves more than one ward, election officials who are reassigned by a municipal clerk or board of election commissioners to correct staffing deficiencies, or election officials who are appointed to fill a temporary or permanent vacancy need not be electors of any particular ward, but must be qualified electors of the municipality in which they serve. Officials who are appointed to work at a polling place that serves more than one ward must be electors of one of the wards served by the polling place. A high school pupil who is 16 or 17 years of age may serve as an inspector (poll worker) at the polling place serving his or her residence. In addition, if the municipal clerk or the executive director of a board of election commissioners or a deputy to the clerk or executive director serves as a special registration deputy or is appointed to work at a polling place to fill a vacancy in an inspector position, the clerk, executive director, or deputy need not be a resident of the municipality in which he or she serves.

This bill provides that an individual who serves as an election official at a polling place on election day need be an elector only of the county where he or she

**ASSEMBLY BILL 169**

serves, except as the law currently permits the individual to reside elsewhere, and except that a high school pupil who serves as an inspector must continue to meet the current residency requirement.

---

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

1           **SECTION 1.** 7.30 (2) (a) and (b) of the statutes are amended to read:

2           7.30 (2) (a) Only election officials appointed under this section or s. 6.875 may  
3 conduct an election. Except as otherwise provided in this paragraph and in ss. 7.15  
4 (1) (k) and 7.52 (1) (b), each election official shall be a qualified elector of the ward  
5 ~~or wards, or the election district, for~~ county in which the polling place is established.  
6 ~~A special registration deputy who is appointed under s. 6.55 (6) or an election official~~  
7 ~~who is appointed under this section to fill a vacancy under par. (b) need not be a~~  
8 ~~resident of the ward or wards, or the election district, but shall be a resident of the~~  
9 municipality located, except that if a municipal clerk or deputy clerk serves as a  
10 registration deputy or is appointed to fill a vacancy under par. (b), the clerk or deputy  
11 clerk need not be a resident of the ~~municipality~~ county, but shall be a resident of the  
12 state. No more than 2 individuals holding the office of clerk or deputy clerk may serve  
13 without regard to ~~municipal~~ county residency in any municipality at any election.  
14 Special registration deputies who are appointed under s. 6.55 (6) may be appointed  
15 to serve more than one polling place. All officials appointed under this section shall  
16 be able to read and write the English language, be capable, and be of good  
17 understanding, and may not be a candidate for any office to be voted for at an election  
18 at which they serve. In 1st class cities, they may hold no public office other than  
19 notary public. Except as authorized under subs. (1) (b) and (4) (c), all inspectors shall  
20 be affiliated with one of the 2 recognized political parties which received the largest

**ASSEMBLY BILL 169**

1 number of votes for president, or governor in nonpresidential general election years,  
2 in the ward or combination of wards served by the polling place at the last election.  
3 Excluding the inspector who may be appointed under sub. (1) (b), the party which  
4 received the largest number of votes is entitled to one more inspector than the party  
5 receiving the next largest number of votes at each polling place. ~~Election officials~~  
6 ~~appointed under this section may serve the electors of more than one ward where~~  
7 ~~wards are combined under s. 5.15 (6) (b). If a municipality is not divided into wards,~~  
8 ~~the ward requirements in this paragraph apply to the municipality at large.~~

9 (b) When a vacancy occurs in an office under this section, the vacancy shall be  
10 filled by appointment of the municipal clerk. Unless the vacancy occurs in the  
11 position of an inspector appointed under sub. (1) (b), the vacancy shall be filled from  
12 the remaining names on the lists submitted under sub. (4) or from additional names  
13 submitted by the chairperson of the county party committee of the appropriate party  
14 under sub. (4) whenever names are submitted under sub. (4) (d). If the vacancy is  
15 due to candidacy, sickness or any other temporary cause, the appointment shall be  
16 a temporary appointment and effective only for the election at which the temporary  
17 vacancy occurs. The same qualifications that applied to original appointees shall be  
18 required of persons who fill vacancies ~~except that a vacancy may be filled in cases of~~  
19 ~~emergency or because of time limitations by a person who resides in another~~  
20 ~~aldermanic district or ward within the municipality, and if a municipal clerk or~~  
21 ~~deputy clerk fills the vacancy, the clerk or deputy, but not more than a total of 2~~  
22 ~~individuals in any municipality, may serve without regard to the clerk's or deputy's~~  
23 ~~municipality~~ county of residence, if the clerk or deputy meets the other  
24 qualifications.

25 (END)

**Godwin, Gigi**

---

**From:** Sen.Lazich

**Sent:** Thursday, October 27, 2011 1:00 PM

**To:** LRB.Legal

**Subject:** Draft Review: LRB 11-3339/1 Topic: Residency of election officials

Please Jacket LRB 11-3339/1 for the SENATE.

10/27/2011