



**SENATE SUBSTITUTE AMENDMENT 1,
TO 2011 ASSEMBLY BILL 7**

May 17, 2011 – Offered by Senators HANSEN, HOLPERIN, WIRCH, MILLER, RISSER, S. COGGS, CARPENTER, T. CULLEN, TAYLOR, ERPENBACH, JAUCH and VINEHOUT.

1 **AN ACT** *to repeal* 5.64 (1) (ar) 1. a., 5.91 (2), 6.26 (2) (am), 6.36 (5), 7.08 (9), 7.15
2 (1) (L) and 7.50 (2) (a); *to renumber* 6.79 (3) and 343.50 (1); *to renumber and*
3 *amend* 6.34 (3) (a) 7., 6.86 (2m) and 6.97 (3); *to amend* 5.35 (6) (a) 4a., 5.37 (1),
4 5.64 (1) (b), 6.10 (3), 6.15 (1), 6.15 (2) (d) 1r., 6.15 (3), 6.22 (4) (b), 6.24 (4) (c), 6.24
5 (4) (d), 6.26 (2) (b), 6.26 (2) (c), 6.26 (2) (cm), 6.29 (1), 6.29 (2) (a), 6.33 (1), 6.33
6 (5) (a), 6.34 (2), 6.34 (3) (b) (intro.), 6.36 (1) (b) 1. a., 6.36 (2) (a), 6.40 (1) (a) 1.,
7 6.55 (2) (b), 6.55 (2) (c) 1., 6.55 (2) (c) 2., 6.79 (1m), 6.79 (2) (a), 6.79 (2) (d), 6.79
8 (3) (title), 6.79 (6), 6.82 (1) (a), 6.85, 6.86 (1) (b), 6.86 (3) (a) 1., 6.86 (3) (a) 2., 6.86
9 (3) (c), 6.87 (2), 6.87 (3) (d), 6.87 (6), 6.875 (title), 6.875 (2) (a), 6.875 (3) and (4),
10 6.875 (6) (a) and (b), 6.875 (6) (c) 1., 6.875 (6) (c) 2., 6.875 (6) (e), 6.875 (7), 6.92
11 (1), 6.97 (title), 6.97 (1), 7.08 (8) (title), 7.15 (1) (cm), 7.15 (1) (j), 7.23 (1) (e), 7.51
12 (5) (a) 4., 7.51 (5) (b), 10.02 (3) (form) (a), 10.02 (3) (b) 1., 10.02 (3) (c), 12.03 (2)
13 (b) 3., 12.13 (2) (b) 6m., 343.06 (1) (L), 343.10 (7) (d), 343.11 (1), 343.11 (3), 343.11

1 (3), 343.14 (3), 343.16 (3) (a), 343.165 (1) (intro.), 343.165 (2), 343.165 (3) (a),
2 343.165 (4) (a), 343.165 (4) (c), 343.165 (4) (d), 343.165 (5), 343.17 (3) (a) 2.,
3 343.17 (5), 343.50 (3), 343.50 (4), 343.50 (5) (a) 1., 343.50 (5m) and 343.50 (6);
4 **to repeal and recreate** 343.16 (3) (a), 343.17 (5), 343.50 (1), 343.50 (3), 343.50
5 (4), 343.50 (4g), 343.50 (5) (a) and 343.50 (6); and **to create** 5.02 (6m), 5.02 (16c),
6 5.64 (1) (ar) 1m., 6.15 (2) (bm), 6.36 (1) (bm) and (bn), 6.79 (2) (am), 6.79 (3) (b),
7 6.79 (7), 6.79 (8), 6.87 (4) (b) 6., 6.875 (1) (ap) and (asm), 6.875 (2) (d), 6.965, 6.97
8 (3) (a), 6.97 (3) (c), 7.08 (12), 20.511 (1) (e), 343.03 (3r), 343.14 (2) (j), 343.14 (3m),
9 343.165 (7), 343.17 (3) (a) 14., 343.50 (1) (c), 343.50 (4g) and 343.50 (5) (a) 3. of
10 the statutes; **relating to:** requiring certain identification in order to vote at a
11 polling place or obtain an absentee ballot; absentee voting; late voter
12 registration; proof of residence; a requirement for electors to provide a
13 signature when voting in person at an election; voting a straight party ticket;
14 issuance of operator’s licenses and identification cards by the Department of
15 Transportation; voter registration information; the statewide voter
16 registration list; voter registration activities; granting rule-making authority;
17 making an appropriation; and providing a penalty.

Analysis by the Legislative Reference Bureau

Identification required for voting

Under current law, any person who is a U.S. citizen, who is at least 18 years of age, and who has resided in a ward or election district in this state for at least ten days before the election at which the person is voting may vote in that ward or election district at that election unless the person is disqualified from voting, in certain cases specified by law, as the result of a felony conviction or an adjudication of incompetency. With limited exceptions, a person must register before voting and in certain cases must provide proof of residence. With certain limited exceptions, before being permitted to vote at any polling place, an eligible elector currently must provide his or her name and address. If the elector is not registered, the elector must provide a specified form of proof of residence in order to register. If an elector is not

able to present any required proof of residence, as an alternative, current law permits an elector's registration information to be corroborated by another qualified elector who resides in the same municipality. In addition, an elector other than a military elector or an overseas elector, as defined by federal law, who registers by mail and who has not voted in an election in this state must provide one of the forms of identification specified by federal law, or a copy thereof if voting by absentee ballot, in order to be permitted to vote. Corroboration may not be substituted for this identification requirement, but an elector who cannot provide the required identification may cast a provisional ballot. The municipal clerk or board of election commissioners must determine whether electors casting provisional ballots are qualified to vote by 4 p.m. on the day after an election.

With certain limited exceptions, this substitute amendment requires each eligible elector who wishes to vote at the polls on election day to present "proof of identification." Under the substitute amendment, "proof of identification" means an identification document that contains the name of the individual to whom the document was issued, which name conforms to the individual's voter registration, if the individual is required to register to vote, and that contains a photograph of the individual, except as otherwise permitted by the substitute amendment (see below). "Identification" means a) one of the following documents issued to the individual that is unexpired or if expired has expired after the date of the most recent general election: an operator's license issued by the Wisconsin Department of Transportation (DOT), an identification card issued by DOT, an identification card issued by a U.S. uniformed service, or a U.S. passport; b) a certificate of U.S. naturalization that was issued not earlier than two years before the date of an election at which it is presented; c) an unexpired driving receipt issued by DOT (see below); d) an unexpired identification card receipt issued by DOT; e) an identification card issued by a federally recognized Indian tribe in this state; f) an unexpired identification card approved by the Government Accountability Board (GAB) issued by an accredited university or college or by a technical college in this state; or g) an unexpired identification card issued by a state agency, a local governmental unit in this state, or by the federal government. A person who states that he or she is at least 65 years of age and has resided at his or her current residence for a period that includes at least the two most recent presidential elections is exempt from the requirement. In addition, the substitute amendment provides that if an individual is not able to present any of the above documents, the individual may present as proof of identification an affidavit in the form prescribed by GAB specifying the individual's name and address and stating that this is the address of the individual's residence. A person whose address is confidential as a result of domestic abuse, sexual assault, or stalking or in certain cases a person who has been required by a law enforcement officer to surrender his or her license (see below) is also exempted from the requirement. If a person has applied to DOT for a driver's license or identification card, the person may also present the unexpired driving receipt or identification card receipt (DOT receipt) that DOT issues to the person while the application is processed. The substitute amendment continues current requirements for certain electors to verify residence in order to register or to vote. If a person receives a

citation from a law enforcement officer in any jurisdiction that is dated within 60 days of the date of an election and is required to surrender his or her Wisconsin driver's license at the time the citation is issued, the elector may present an original copy of the citation or notice of intent to revoke or suspend the elector's driver's license in lieu of his or her driver's license or, if the elector is voting an absentee ballot by mail, may enclose a copy of the citation or notice in lieu of a copy of his or her driver's license. In this case, the substitute amendment provides that the elector's ballot is received and counted if otherwise valid, but the ballot is marked so it can be identified during the canvassing and recount process if the validity of the ballot is questioned. Under the substitute amendment, if a person who votes at a polling place fails to provide proof of identification, the person may vote provisionally. If a person votes by absentee ballot and fails to provide proof of identification or a copy thereof, unless exempted from the requirement, the ballot is treated as a provisional ballot. A provisional ballot is marked by the poll workers, who immediately contact the municipal clerk or board of election commissioners. The person may then provide the required proof of identification either at the polling place before the closing hour or at the office of the clerk or board. If the person does not provide the required identification to the clerk or board by 4 p.m. on the Friday following the election, the person's vote is not counted.

The substitute amendment also directs GAB, in conjunction with the first regularly scheduled primary and election at which the voter identification requirements created by the substitute amendment initially apply, to conduct a public informational campaign for the purpose of informing prospective voters of the voter identification requirements created by the substitute amendment. In addition, the substitute amendment directs the board to conduct an ongoing outreach effort to identify and contact groups of electors who may need assistance in obtaining or renewing documents that constitute proof of identification for voting purposes and to provide assistance in obtaining or renewing those documents.

The voting identification requirement under the substitute amendment initially applies to voting at the 2012 spring primary. The substitute amendment also provides that an elector who votes at a polling place at an election held after the substitute amendment becomes law but before the date of the 2012 spring primary shall be requested to present proof of identification but if the elector fails to do so, his or her ballot will still be counted if the elector is otherwise qualified. The substitute amendment directs election officials to provide information to electors who do not present proof of identification at elections held prior to the date of the 2012 spring primary so that the electors will be prepared to provide proof of identification at future elections.

Issuance of operator's licenses and identification cards

This substitute amendment also permits a person who is eligible to obtain a Wisconsin identification card to obtain the card from DOT free of charge if the person identifies himself or herself on the application as a qualified elector. The application must include a statement that there is no fee for an identification card for a qualified elector.

Under 2007 Wisconsin Act 20 (the biennial budget act), certain provisions specified in the federal REAL ID Act are incorporated into state law when DOT provides notice that it is ready to implement the federal REAL ID Act. Among these provisions is the requirement that DOT follow certain procedures in processing applications for driver's licenses and identification cards and that each driver's license and identification card include a photograph.

This substitute amendment allows DOT, upon the implementation of the federal REAL ID Act in Wisconsin, to process applications for driver's licenses and identification cards in a manner other than that required by REAL ID if the driver's licenses and identification cards are marked to indicate that they are not REAL ID compliant and DOT processes the applications in compliance with DOT practices and procedures applicable immediately prior to implementation of REAL ID. An applicant for a REAL ID noncompliant driver's license or identification card will still be required to provide to DOT: 1) an identification document that includes either the applicant's photograph or both the applicant's full legal name and date of birth; 2) documentation showing the applicant's date of birth, which may be the same as item 1); 3) proof of the applicant's social security number or verification that the applicant is not eligible for a social security number; 4) documentation showing the applicant's name and address of principal residence; and 5) documentary proof that the applicant is a U.S. citizen or is otherwise lawfully present in the United States. However, in processing an application for a REAL ID noncompliant driver's license or identification card, DOT is not required to meet the standards for document retention and verification that are imposed for REAL ID compliant products.

Current law provides for limited exceptions allowing DOT to issue a driver's license that does not contain a photograph of the license holder, including, by DOT rule, a religious belief exception. There are no similar photograph exceptions under current law for identification cards. Under current law, after the implementation of REAL ID, all REAL ID compliant driver's licenses and identification cards must contain a photograph.

Under this substitute amendment, until the implementation of the federal REAL ID Act, the photograph exception for driver's licenses continues and a new religious belief photograph exception is created for identification cards. After the implementation of REAL ID, this substitute amendment creates a religious belief photograph exception for REAL ID noncompliant driver's licenses and identification cards.

This substitute amendment also requires DOT's drivers license examining stations (DMV service centers) to be open for business until at least 8 p.m. on the day before and the day of an election.

Signature requirement for electors voting in person

This substitute amendment provides, with limited exceptions, that an elector must also enter his or her signature on the poll list or other separate list when voting in person at a polling place at an election. Under the substitute amendment, the election officials must require each elector to enter his or her signature on the poll list or other separate list before being permitted to vote. If an elector registers at a polling place on election day, the officials must require the elector to enter the

elector's signature on a separate list. The substitute amendment also provides that if an elector, due to physical disability, authorized another elector to sign his or her registration form on his or her behalf, the elector is exempt from the signature requirement. In addition, if an elector signed his or her registration form but claims to be unable, due to physical disability, to enter his or her signature on the poll list or other separate list when voting at a particular election, the substitute amendment permits the election officials to waive the signature requirement if they find that, due to physical disability, the elector is unable to enter his or her signature.

Voting a straight party ticket

Under current law, at the general election, an elector may vote a straight party ticket for the candidates of any political party that has a separate ballot or column on the ballot.

This substitute amendment eliminates the authority for any elector, other than an overseas or military elector, to vote a straight party ticket. Under federal law, an overseas or military elector may vote a straight party ticket on a write-in absentee ballot for national offices. The substitute amendment first applies with respect to the 2012 general election.

Late registration and absentee voting in person

Currently, the deadline for late registration for an election in person at the office of a municipal clerk or board of election commissioners is 5 p.m. or the close of business, whichever is later, on the day before the election. The deadline for absentee voting in person at the office of a municipal clerk or board of election commissioners is 5 p.m. on the day before the election. This substitute amendment changes the deadline for late registration in person to 5 p.m. or the close of business, whichever is later, on the Friday before the election. The substitute amendment also provides that an elector may vote an absentee ballot in person only during the period beginning with opening of business on the 3rd Monday preceding an election and ending at 5 p.m. or the close of business, whichever is later, on the Friday preceding an election. The changes are effective for elections held on or after the first day of the 2nd month beginning after publication.

Absentee voting in residential care apartment complexes and adult family homes

Currently, municipalities must send two special voting deputies (one designated by each major political party if the party wishes) to conduct absentee voting in nursing homes. Municipalities may also send the deputies to conduct absentee voting in community-based residential facilities and retirement homes that qualify for the service in accordance with standards prescribed by law. This substitute amendment permits municipal clerks and boards of election commissioners to send two special voting deputies to conduct absentee voting in adult family homes and residential care apartment complexes that qualify for the service in accordance with similar standards prescribed by law.

Appointment of special registration deputies

Currently, GAB or the municipal clerk or board of election commissioners of any municipality may appoint special registration deputies to assist qualified electors in

completing their voter registration forms prior to the close of registration at locations other than the office of GAB, the office of a municipal clerk or board of election commissioners, or a polling place. Registration forms that are obtained by a special registration deputy are treated in the same manner as registration forms that are received by mail. Any qualified elector of this state may qualify to serve as a special registration deputy. A deputy who is appointed by a municipality may register any qualified elector of the municipality and a deputy who is appointed by the board may register any qualified elector of this state. GAB or a municipal clerk or board of election commissioners may revoke the appointment of an individual for cause, and no individual whose appointment is revoked is eligible for reappointment. This substitute amendment discontinues appointment and revocation of special registration deputies by GAB.

Voter registration information

This substitute amendment requires an elector who registers to vote on or after the day the substitute amendment becomes law to provide, in addition to his or her current residence location as presently required, the location of his or her previous residence immediately before moving to his or her current residence location. The substitute amendment also requires the registration form to include the following statement below the space for the elector's signature: "Falsification of information on this form is punishable under Wisconsin law as a Class I felony."

Access to voter registration list

Currently, the statewide voter registration list is open to public inspection. However, only authorized election officials may view certain personal information in the list. This substitute amendment permits a municipal clerk or board of election commissioners to provide a law enforcement agency of the federal government or any state or local government with access to this personal information to be used for law enforcement purposes. The substitute amendment also permits GAB to provide this personal information to a subunit of the state government of another state to be used for official purposes.

Revision of registration list

Currently, municipal clerks and boards of election commissioners must enter registration changes received on the date of an election in the statewide voter registration system within 30 days after the date of that election. This substitute amendment permits these updates to be entered within 45 days after a general (November) election and also permits the legal counsel of GAB, upon request of a clerk or board, to permit the clerk or board to enter changes received on the date of the general election within 60 days after the date of that election.

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

1 5.02 **(6m)** “Identification” means any of the following documents issued to an
2 individual:

3 (a) One of the following documents that is unexpired or if expired has expired
4 after the date of the most recent general election:

- 5 1. An operator’s license issued under ch. 343.
- 6 2. An identification card issued under s. 343.50.
- 7 3. An identification card issued by a U.S. uniformed service.
- 8 4. A U.S. passport.

9 (b) A certificate of U.S. naturalization that was issued not earlier than 2 years
10 before the date of an election at which it is presented.

11 (c) An unexpired driving receipt under s. 343.11.

12 (d) An unexpired identification card receipt issued under s. 343.50.

13 (e) An identification card issued by a federally recognized Indian tribe in this
14 state.

15 (f) An unexpired identification card approved by the board that is issued by a
16 university or college in this state that is accredited, as defined in s. 39.30 (1) (d), or
17 by a technical college created under ch. 38.

18 (g) An unexpired identification card issued by a state agency, as defined in s.
19 20.001 (1), by a local governmental unit, as defined in s. 19.42 (7u), or by the federal
20 government.

21 (h) If an individual is not able to present any of the documents specified in pars.
22 (a) to (g), an affidavit in the form prescribed by the board specifying the individual’s
23 name and address, affirming the individual’s identity and stating that this is the
24 address of the individual’s residence. The affidavit shall include the following

1 statement: “I am aware that falsification of the information in this affidavit is
2 punishable as a Class H felony.”

3 **SECTION 2.** 5.02 (16c) of the statutes is created to read:

4 5.02 **(16c)** “Proof of identification” means identification that contains the name
5 of the individual to whom the document was issued, which name conforms to the
6 individual’s voter registration form, if the individual is required to register to vote,
7 and that contains a photograph of the individual, except as authorized in ss. 5.02
8 (6m) (h) and 343.14 (3m) or 343.50 (4g).

9 **SECTION 3.** 5.35 (6) (a) 4a. of the statutes is amended to read:

10 5.35 **(6)** (a) 4a. Instructions prescribed by the board for electors for whom proof
11 of identification is required under s. 6.79 (2) or for whom proof of residence under s.
12 6.34 is required under s. 6.55 (2).

13 **SECTION 4.** 5.37 (1) of the statutes is amended to read:

14 5.37 **(1)** Voting machines shall give every elector a reasonable opportunity to
15 vote for any person for any office and on any proposition the elector is entitled to vote
16 on, assure privacy to the elector so no one will know how the elector is voting or has
17 voted, preclude the electors from voting for persons or propositions upon which they
18 are not entitled to vote and from voting more than once for the same office or on the
19 same proposition. Voting machines shall be constructed to lock so they cannot be
20 manipulated, tampered with, or show the number of votes registered for any
21 candidate or proposition while voting is in progress. The machines shall provide a
22 ~~method for electors to vote a straight party ticket,~~ shall permit voting a split ticket
23 and shall record each vote cast.

24 **SECTION 5.** 5.64 (1) (ar) 1. a. of the statutes is repealed.

25 **SECTION 6.** 5.64 (1) (ar) 1m. of the statutes is created to read:

1 5.64 (1) (ar) 1m. When voting for president and vice president, the ballot shall
2 permit an elector to vote only for the candidates on one ticket jointly or to write in
3 the names of persons in both spaces.

4 **SECTION 7.** 5.64 (1) (b) of the statutes is amended to read:

5 5.64 (1) (b) The names of the candidates for the offices of president and vice
6 president that are certified under s. 8.16 (7) or that are contained in nomination
7 papers filed under s. 8.20 shall appear on the ballot in the form prescribed in s. 7.08
8 (2) (a). The names of the candidates on the regular party tickets nominated at the
9 primary or replacements appointed under s. 8.35 (2) shall appear in a separate
10 column under the party designation. The columns shall be arranged from left to right
11 according to rank, based on the number of votes received by each party's candidate
12 for president or governor at the last general election beginning with the party that
13 received the most votes. To the right of the columns for parties qualifying under s.
14 5.62 (1) (b) shall be placed the columns for parties qualifying under s. 5.62 (2) in the
15 same order in which the parties filed petitions with the board. Any column required
16 under par. (e) 2. shall be placed next in order. To the right of the party columns shall
17 be a column for the names of independent candidates for each office, or more than
18 one column if the first column does not provide sufficient space for the names of all
19 such candidates.

20 **SECTION 8.** 5.91 (2) of the statutes is repealed.

21 **SECTION 9.** 6.10 (3) of the statutes is amended to read:

22 6.10 (3) When an elector moves ~~from one ward to another or~~ his or her residence
23 from one ward or municipality to another ward or municipality within the state ~~after~~
24 ~~the last registration day but~~ at least 10 days before the election, the elector may vote
25 in and be considered a resident of the new ward or municipality where residing upon

1 transferring registration under s. 6.40 (1) or upon registering at the proper polling
2 place or other registration location in the new ward or municipality under s. 6.55 (2)
3 or 6.86 (3) (a) 2. If the elector moves ~~within~~ his or her residence later than 10 days
4 of before an election, the elector shall vote in the elector's ~~old~~ former ward or
5 municipality if otherwise qualified to vote there.

6 **SECTION 10.** 6.15 (1) of the statutes is amended to read:

7 6.15 (1) QUALIFICATIONS. Any person who was or who is ~~a qualified~~ an eligible
8 elector under ss. 6.02 and 6.03, except that he or she has been a resident of this state
9 for less than 10 days prior to the date of the presidential election, is entitled to vote
10 for the president and vice president but for no other offices. The fact that the person
11 was not registered to vote in the state from which he or she moved does not prevent
12 voting in this state if the elector is otherwise qualified.

13 **SECTION 11.** 6.15 (2) (bm) of the statutes is created to read:

14 6.15 (2) (bm) Except as authorized in ss. 6.79 (7) and 6.86 (1) (ar), when making
15 application in person at the office of the municipal clerk, each applicant shall present
16 proof of identification. If any document presented by the applicant is not proof of
17 residence under s. 6.34, the applicant shall also present proof of residence under s.
18 6.34 or have his or her residence corroborated by another elector of the municipality
19 in the manner provided in par. (d) 1r. The clerk shall verify that the name on the proof
20 of identification presented by the elector conforms to the name on the elector's
21 application and shall verify that any photograph appearing on that document
22 reasonably resembles the elector.

23 **SECTION 12.** 6.15 (2) (d) 1r. of the statutes is amended to read:

24 6.15 (2) (d) 1r. Upon proper completion of the application and cancellation card,
25 the municipal clerk shall require the elector to provide proof of residence under s.

1 6.34. If the elector cannot provide proof of residence, the elector may have his or her
2 residence corroborated in a statement that is signed by another elector of the
3 municipality and that contains the current street address of the corroborating
4 elector. If the residence is corroborated by another elector, that elector shall then
5 provide proof of residence under s. 6.34. If the elector provides proof of residence or
6 a corroborator corroborates the elector's residence, the clerk shall permit the elector
7 to cast his or her ballot for president and vice president. The elector shall then mark
8 the ballot in the clerk's presence in a manner that will not disclose his or her vote.
9 The elector shall then fold the ballot so as to conceal his or her vote. The clerk or
10 elector shall then place the ballot in an envelope furnished by the clerk.

11 **SECTION 13.** 6.15 (3) of the statutes is amended to read:

12 6.15 (3) PROCEDURE AT POLLING PLACE. An eligible elector may appear at the
13 polling place for the ward or election district where he or she resides and make
14 application for a ballot under sub. (2). Except as otherwise provided in this
15 subsection, an elector who casts a ballot under this subsection shall follow the same
16 procedure required for casting a ballot at the municipal clerk's office under sub. (2).
17 The inspectors shall perform the duties of the municipal clerk, except that the
18 inspectors shall return the cancellation card under sub. (2) (b) to the municipal clerk
19 and the clerk shall forward the card as provided in sub. (2) (c) if required. Upon
20 proper completion of the application and cancellation card and ~~submission of proof of~~
21 ~~residence under s. 6.34 or providing corroboration of residence~~ verification of the
22 proof of identification and proof of residence or corroboration of residence, whenever
23 required, as provided in sub. (2) (bm), the inspectors shall permit the elector to cast
24 his or her ballot for president and vice president. The elector shall mark the ballot
25 and, unless the ballot is utilized with an electronic voting system, the elector shall

1 fold the ballot, and deposit the ballot into the ballot box or give it to the inspector.
2 The inspector shall deposit it directly into the ballot box. Voting machines or ballots
3 utilized with electronic voting systems may only be used by electors voting under this
4 section if they permit voting for president and vice president only.

5 **SECTION 14.** 6.22 (4) (b) of the statutes is amended to read:

6 6.22 (4) (b) A military elector's application may be received at any time. The
7 municipal clerk shall not send or transmit a ballot for an election if the application
8 is received later than 5 p.m. on the Friday preceding that election. The municipal
9 clerk shall send or transmit a ballot, as soon as available, to each military elector who
10 requests files a timely request for a ballot.

11 **SECTION 15.** 6.24 (4) (c) of the statutes is amended to read:

12 6.24 (4) (c) Upon receipt of a timely application from an individual who
13 qualifies as an overseas elector and who has registered to vote in a municipality
14 under sub. (3), the municipal clerk of the municipality shall send or transmit an
15 absentee ballot to the individual for all subsequent elections for national office to be
16 held during the year in which the ballot is requested, unless the individual otherwise
17 requests or until the individual no longer qualifies as an overseas elector.

18 **SECTION 16.** 6.24 (4) (d) of the statutes is amended to read:

19 6.24 (4) (d) An overseas elector who is not registered may request both a
20 registration form and an absentee ballot at the same time, and the municipal clerk
21 shall send or transmit the ballot automatically if the registration form is received
22 within the time prescribed in s. 6.28 (1). The board shall prescribe a special
23 certificate form for the envelope in which the absentee ballot for overseas electors is
24 contained, which shall be substantially similar to that provided under s. 6.87 (2). An

1 overseas elector shall make and subscribe to the special certificate form before a
2 witness who is an adult U.S. citizen.

3 **SECTION 17.** 6.26 (2) (am) of the statutes is repealed.

4 **SECTION 18.** 6.26 (2) (b) of the statutes is amended to read:

5 6.26 (2) (b) The municipal clerk, or board of election commissioners, ~~or~~
6 ~~government accountability board~~ may appoint any applicant who qualifies under
7 this subsection, unless the applicant's appointment has been revoked by a
8 municipality ~~or by the board~~ for cause. The municipal clerk, or board of election
9 commissioners, ~~or government accountability board~~ may revoke an appointment
10 made by the clerk, or board of election commissioners, ~~or government accountability~~
11 ~~board~~ for cause at any time.

12 **SECTION 19.** 6.26 (2) (c) of the statutes is amended to read:

13 6.26 (2) (c) No individual may serve as a special registration deputy in a
14 municipality unless the individual is appointed by the municipal clerk or board of
15 election commissioners of the municipality ~~or the individual is appointed by the~~
16 ~~government accountability board to serve all municipalities~~ and the individual
17 completes training required under s. 7.315.

18 **SECTION 20.** 6.26 (2) (cm) of the statutes is amended to read:

19 6.26 (2) (cm) ~~The board and each~~ Each municipal clerk shall maintain a record
20 of the names and addresses of each individual who is appointed by ~~the board or the~~
21 clerk to serve as a special registration deputy under this section and who has
22 complied with the training requirements for service as a special registration deputy
23 under s. 7.315 (1) (b) 1.

24 **SECTION 21.** 6.29 (1) of the statutes is amended to read:

1 6.29 (1) No names may be added to a registration list for any election after the
2 close of registration, except as authorized under this section or s. 6.55 (2) or 6.86 (3)
3 (a) 2. Any person whose name is not on the registration list but who is otherwise a
4 qualified elector is entitled to vote at the election upon compliance with this section,
5 if the person complies with all other requirements for voting at the polling place.

6 **SECTION 22.** 6.29 (2) (a) of the statutes is amended to read:

7 6.29 (2) (a) Any qualified elector of a municipality who has not previously filed
8 a registration form or whose name does not appear on the registration list of the
9 municipality may register after the close of registration but not later than 5 p.m. or
10 the close of business, whichever is later, on the ~~day~~ Friday before an election at the
11 office of the municipal clerk and at the office of the clerk's agent if the clerk delegates
12 responsibility for electronic maintenance of the registration list to an agent under
13 s. 6.33 (5) (b). The elector shall complete, in the manner provided under s. 6.33 (2),
14 a registration form containing all information required under s. 6.33 (1). The
15 registration form shall also contain the following certification: "I, ..., hereby certify
16 that, to the best of my knowledge, I am a qualified elector, having resided at ... for
17 at least 10 days immediately preceding this election, and I have not voted at this
18 election". The elector shall also provide proof of residence under s. 6.34.
19 Alternatively, if the elector is unable to provide proof of residence under s. 6.34, the
20 information contained in the registration form shall be corroborated in a statement
21 that is signed by any other elector of the municipality and that contains the current
22 street address of the corroborating elector. The corroborating elector shall then
23 provide proof of residence under s. 6.34. ~~If the elector is registering after the close~~
24 ~~of registration for the general election and the elector presents a valid driver's license~~
25 ~~issued by another state, the municipal clerk or agent shall record on a separate list~~

1 ~~the name and address of the elector, the name of the state, and the license number~~
2 ~~and expiration date of the license.~~

3 **SECTION 23.** 6.33 (1) of the statutes is amended to read:

4 6.33 (1) The board shall prescribe the format, size, and shape of registration
5 forms. All forms shall be printed on cards and each item of information shall be of
6 uniform font size, as prescribed by the board. The municipal clerk shall supply
7 sufficient forms to meet voter registration needs. The forms shall be designed to
8 obtain from each applicant information as to name; date; residence location; location
9 of previous residence immediately before moving to current residence location;
10 citizenship; date of birth; age; the number of a current and valid operator's license
11 issued to the elector under ch. 343 or the last 4 digits of the elector's social security
12 account number; whether the applicant has resided within the ward or election
13 district for at least 10 days; whether the applicant has been convicted of a felony for
14 which he or she has not been pardoned, and if so, whether the applicant is
15 incarcerated, or on parole, probation, or extended supervision; whether the applicant
16 is disqualified on any other ground from voting; and whether the applicant is
17 currently registered to vote at any other location. The form shall include a space for
18 the applicant's signature and the signature of any corroborating elector. Below the
19 space for the signature, the form shall state "Falsification of information on this form
20 is punishable under Wisconsin law as a Class I felony.". The form shall include a
21 space to enter the name of any special registration deputy under s. 6.26 or 6.55 (6)
22 or inspector, municipal clerk, or deputy clerk under s. 6.55 (2) who obtains the form
23 and a space for the deputy, inspector, clerk, or deputy clerk to sign his or her name,
24 affirming that the deputy, inspector, clerk, or deputy clerk has accepted the form.
25 The form shall include a space for entry of the ward and aldermanic district, if any,

1 where the elector resides and any other information required to determine the offices
2 and referenda for which the elector is certified to vote. The form shall also include
3 a space where the clerk may record an indication of whether the form is received by
4 mail, a space where the clerk may record an indication of the type of identifying
5 document submitted by the elector as proof of residence under s. 6.34, whenever
6 required, and a space where the clerk, for any applicant who possesses a valid voting
7 identification card issued to the person under s. 6.47 (3), may record the
8 identification serial number appearing on the voting identification card. Each
9 county clerk shall obtain sufficient registration forms for completion by an elector
10 who desires to register to vote at the office of the county clerk under s. 6.28 (4).

11 **SECTION 24.** 6.33 (5) (a) of the statutes is amended to read:

12 6.33 (5) (a) Except as provided in par. (b) and this paragraph, whenever a
13 municipal clerk receives a valid registration or valid change of a name or address
14 under an existing registration and whenever a municipal clerk changes a
15 registration from eligible to ineligible status, the municipal clerk shall promptly
16 enter electronically on the list maintained by the board under s. 6.36 (1) the
17 information required under that subsection, ~~except that the.~~ Except as provided in
18 par. (b) and this paragraph, the municipal clerk may update any entries that change
19 on the date of an election in the municipality other than a general election within 30
20 days after that the date, and the of that election, and may update any entries that
21 change on the date of a general election within 45 days after the date of that election.
22 The legal counsel of the board may, upon request of a municipal clerk, permit the
23 clerk to update entries that change on the date of a general election within 60 days
24 after that election. The municipal clerk shall provide to the board information that
25 is confidential under s. 6.47 (2) in such manner as the board prescribes.

1 **SECTION 25.** 6.34 (2) of the statutes is amended to read:

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

14 **SECTION 26.** 6.34 (3) (a) 7. of the statutes is renumbered 6.34 (3) (a) 7. (intro.)
15 and amended to read:

16 6.34 (3) (a) 7. (intro.) Any of the following documents without the address
17 specified in par. (b):

18 a. A university, college, or technical college fee or identification card that
19 contains a photograph of the cardholder. A card under this subdivision that does not
20 contain the information specified in par. (b) shall be considered proof of residence
21 together with a fee payment receipt issued to the cardholder by the university,
22 college, or technical college dated no earlier than 9 months before the date of the
23 election at which the receipt is presented.

24 b. An identification card issued by a university, college or technical college that
25 contains a photograph of the cardholder if the university, college, or technical college

1 that issued the card provides a certified and current list of students who reside in
2 housing sponsored by the university, college, or technical college and who are U.S.
3 citizens to the municipal clerk prior to the election showing the current address of
4 the students and if the municipal clerk, special registration deputy, or inspector
5 verifies that the student presenting the card is included on the list.

6 **SECTION 27.** 6.34 (3) (b) (intro.) of the statutes is amended to read:

7 6.34 **(3)** (b) (intro.) The Except as provided in par. (a) 7., the identifying
8 documents prescribed in par. (a) shall contain all of the following in order to be
9 considered proof of residence:

10 **SECTION 28.** 6.36 (1) (b) 1. a. of the statutes is amended to read:

11 6.36 **(1)** (b) 1. a. ~~No~~ Except as provided in pars. (bm) and (bn), no person other
12 than an employee of the board, a county clerk, a deputy county clerk, an executive
13 director of a county board of election commissioners, a deputy designated by the
14 executive director, a municipal clerk, a deputy municipal clerk, an executive director
15 of a city board of election commissioners, or a deputy designated by the executive
16 director may view the date of birth, operator's license number, or social security
17 account number of an elector, the address of an elector to whom an identification
18 serial number is issued under s. 6.47 (3), or any indication of an accommodation
19 required under s. 5.25 (4) (a) to permit voting by an elector.

20 **SECTION 29.** 6.36 (1) (bm) and (bn) of the statutes are created to read:

21 6.36 **(1)** (bm) The board or any municipal clerk or board of election
22 commissioners may transfer any information in the registration list to which access
23 is restricted under par. (b) 1. a. to a law enforcement agency, as defined in s. 165.77
24 (1) (b), to be used for law enforcement purposes.

1 (bn) The board may transfer any information in the registration list to which
2 access is restricted under par. (b) 1. a. to a subunit of the state government of another
3 state to be used for official purposes.

4 **SECTION 30.** 6.36 (2) (a) of the statutes is amended to read:

5 6.36 (2) (a) Except as provided in par. (b), each registration list prepared for use
6 as a poll list at a polling place or for purposes of canvassing absentee ballots at an
7 election shall contain the full name and address of each registered elector; a blank
8 column for the entry of the serial number of the electors when they vote or the poll
9 list number used by the municipal board of absentee ballot canvassers in canvassing
10 absentee ballots; an indication next to the name of each elector for whom proof of
11 residence under s. 6.34 is required; a space for entry of the elector's signature, or if
12 another person signed the elector's registration form for the elector by reason of the
13 elector's physical disability, the word "exempt"; and a form of certificate bearing the
14 certification of the administrator of the elections division of the board stating that
15 the list is a true and complete registration list of the municipality or the ward or
16 wards for which the list is prepared. The board shall, by rule, prescribe the space and
17 location for entry of each elector's signature on the poll list which shall provide for
18 entry of the signature without changing the orientation of the poll list from the
19 orientation used by the election officials.

20 **SECTION 31.** 6.36 (5) of the statutes is repealed.

21 **SECTION 32.** 6.40 (1) (a) 1. of the statutes is amended to read:

22 6.40 (1) (a) 1. Any registered elector ~~shall~~ may transfer registration after a
23 change of residence within the state by filing in person with the municipal clerk of
24 the municipality where the elector resides or by mailing to the municipal clerk a
25 signed request stating his or her present address, affirming that this will be his or

1 her residence for 10 days prior to the election and providing the address where he or
2 she was last registered. Alternatively, the elector may transfer his or her registration
3 at the proper polling place or other registration location under s. 6.02 (2) in
4 accordance with s. 6.55 (2) (a). If an elector is voting in the ward or election district
5 where the elector formerly resided, the change shall be effective for the next election.

6 **SECTION 33.** 6.55 (2) (b) of the statutes is amended to read:

7 6.55 (2) (b) Upon executing the registration form under par. (a), the elector
8 shall provide proof of residence under s. 6.34. If the elector cannot provide proof of
9 residence, the information contained in the registration form shall be corroborated
10 in a statement that is signed by any elector who resides in the same municipality as
11 the registering elector and that contains the current street address of the
12 corroborating elector. The corroborator shall then provide proof of residence as
13 provided in s. 6.34. ~~If the elector is registering to vote in the general election and the~~
14 ~~elector presents a valid driver's license issued by another state, the inspector or~~
15 ~~deputy shall record on a separate list the name and address of the elector, the name~~
16 ~~of the state, and the license number and expiration date of the license.~~ The signing
17 by the elector executing the registration form and by any corroborator shall be in the
18 presence of the special registration deputy or inspector who shall then print his or
19 her name on and sign the form, indicating that the deputy or inspector has accepted
20 the form. Upon compliance with this procedure, the elector shall be permitted to cast
21 his or her vote, if the elector complies with all other requirements for voting at the
22 polling place.

23 **SECTION 34.** 6.55 (2) (c) 1. of the statutes is amended to read:

24 6.55 (2) (c) 1. As an alternative to registration at the polling place under pars.
25 (a) and (b), the board of election commissioners, or the governing body of any

1 municipality may by resolution require a person who qualifies as an elector and who
2 is not registered and desires to register on the day of an election to do so at another
3 readily accessible location in the same building as the polling place serving the
4 elector's residence or at an alternate polling place assigned under s. 5.25 (5) (b),
5 instead of at the polling place serving the elector's residence. In such case, the
6 municipal clerk shall prominently post a notice of the registration location at the
7 polling place. The An eligible elector who desires to register shall execute a
8 registration form as prescribed under par. (a) and provide proof of residence as
9 provided under s. 6.34. If the elector cannot provide proof of residence, the
10 information contained in the registration form shall be corroborated in the manner
11 provided in par. (b). ~~If the elector is registering to vote in the general election and~~
12 ~~the elector presents a valid driver's license issued by another state, the municipal~~
13 ~~clerk, deputy clerk, or special registration deputy shall record on a separate list the~~
14 ~~name and address of the elector, the name of the state, and the license number and~~
15 ~~expiration date of the license.~~ The signing by the elector person executing the
16 registration form and by any corroborator shall be in the presence of the municipal
17 clerk, deputy clerk or special registration deputy. The municipal clerk, the deputy
18 clerk, or the special registration deputy shall then print his or her name and sign the
19 form, indicating that the clerk, deputy clerk, or deputy has accepted the form. Upon
20 proper completion of registration, the municipal clerk, deputy clerk or special
21 registration deputy shall serially number the registration and give one copy to the
22 elector person for presentation at the polling place serving the elector's person's
23 residence or an alternate polling place assigned under s. 5.25 (5) (b).

24 **SECTION 35.** 6.55 (2) (c) 2. of the statutes is amended to read:

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

10 **SECTION 36.** 6.79 (1m) of the statutes is amended to read:

11 6.79 (1m) SEPARATE POLL LISTS. Two election officials at each election ward shall
12 be in charge of and shall maintain 2 separate poll lists containing information
13 relating to all persons voting. The municipal clerk may elect to maintain the
14 information on the lists manually or electronically. If the lists are maintained
15 electronically, the board shall prescribe a supplemental list that contains the full
16 name, address, and space for the entry of the signature of each elector, or if the elector
17 is exempt from the signature requirement under s. 6.36 (2) (a), the word "exempt".
18 If the lists are maintained electronically, the officials shall enter the information into
19 an electronic data recording system that enables retrieval of printed copies of the
20 lists at the polling place. The system employed is subject to the approval of the board.

21 **SECTION 37.** 6.79 (2) (a) of the statutes is amended to read:

22 6.79 (2) (a) Unless information on the poll list is entered electronically, the
23 municipal clerk shall supply the inspectors with 2 copies of the most current official
24 registration list or lists prepared under s. 6.36 (2) (a) for use as poll lists at the polling
25 place. Except as provided in ~~sub.~~ subs. (6) to (8), each ~~person~~ eligible elector, before

1 receiving a serial number, shall state his or her full name and address and present
2 to the officials proof of identification. The officials shall verify that the name on the
3 proof of identification presented by the elector conforms to the name on the poll list
4 or separate list and shall verify that any photograph appearing on that document
5 reasonably resembles the elector. The officials shall then require the elector to enter
6 his or her signature on the poll list, supplemental list, or separate list maintained
7 under par. (c) unless the elector is exempt from the signature requirement under s.
8 6.36 (2) (a). The officials shall verify that the name and address ~~provided~~ stated by
9 the person ~~are the same as~~ elector conform to the person's elector's name and address
10 on the poll list.

11 **SECTION 38.** 6.79 (2) (am) of the statutes is created to read:

12 6.79 (2) (am) If an elector previously signed his or her registration form or is
13 exempt from a registration requirement and is unable, due to physical disability, to
14 enter his or her signature at the election, the officials shall waive the signature
15 requirement if the officials determine that the elector is unable, due to physical
16 disability, to enter his or her signature. In this case, the officials shall enter next to
17 the name and address of the elector on the poll, supplemental, or separate list the
18 words “exempt by order of inspectors”. If both officials do not waive the signature
19 requirement and the elector wishes to vote, the official or officials who do not waive
20 the requirement shall require the elector to vote by ballot and shall challenge the
21 elector's ballot as provided in s. 6.92 and treat the ballot in the manner provided in
22 s. 6.95. The challenged elector may then provide evidence of his or her physical
23 disability to the board of canvassers charged with initially canvassing the returns
24 prior to the completion of the initial canvass.

25 **SECTION 39.** 6.79 (2) (d) of the statutes is amended to read:

1 6.79 (2) (d) If the poll list indicates that proof of residence under s. 6.34 is
2 required and the document provided by the elector under par. (a) does not constitute
3 proof of residence under s. 6.34, the officials shall require the elector to provide proof
4 of residence. If proof of residence is provided, the officials shall verify that the name
5 and address on the identification document submitted as proof of residence provided
6 is the same as the name and address shown on the registration list. If proof of
7 residence is required and not provided, or if the elector does not present proof of
8 identification under par. (a), whenever required, the officials shall offer the
9 opportunity for the elector to vote under s. 6.97.

10 **SECTION 40.** 6.79 (3) (title) of the statutes is amended to read:

11 6.79 (3) (title) ~~REFUSAL TO GIVE NAME AND ADDRESS~~ PROVIDE NAME, ADDRESS, OR
12 PROOF OF IDENTIFICATION.

13 **SECTION 41.** 6.79 (3) of the statutes is renumbered 6.79 (3) (a).

14 **SECTION 42.** 6.79 (3) (b) of the statutes is created to read:

15 6.79 (3) (b) If proof of identification under sub. (2) is not presented by the
16 elector, if the name appearing on the document presented does not conform to the
17 name on the poll list or separate list, or if any photograph appearing on the document
18 does not reasonably resemble the elector, the elector shall not be permitted to vote,
19 except as authorized under subs. (6) to (8), but if the elector is entitled to cast a
20 provisional ballot under s. 6.97, the officials shall offer the opportunity for the elector
21 to vote under s. 6.97.

22 **SECTION 43.** 6.79 (6) of the statutes is amended to read:

23 6.79 (6) **CONFIDENTIAL NAMES AND ADDRESSES.** An elector who has a confidential
24 listing under s. 6.47 (2) may present his or her identification card issued under s. 6.47
25 (3), or give his or her name and identification serial number issued under s. 6.47 (3),

1 in lieu of stating his or her name and address and presenting proof of identification
2 under sub. (2). If the elector's name and identification serial number appear on the
3 confidential portion of the list, the inspectors shall issue a voting serial number to
4 the elector, record that number on the poll list and permit the elector to vote.

5 **SECTION 44.** 6.79 (7) of the statutes is created to read:

6 **6.79 (7) LICENSE SURRENDER.** If an elector receives a citation or notice of intent
7 to revoke or suspend an operator's license from a law enforcement officer in any
8 jurisdiction that is dated within 60 days of the date of an election and is required to
9 surrender his or her operator's license or driving receipt issued to the elector under
10 ch. 343 at the time the citation or notice is issued, the elector may present an original
11 copy of the citation or notice in lieu of an operator's license or driving receipt issued
12 under ch. 343. In such case, the elector shall cast his or her ballot under s. 6.965.

13 **SECTION 45.** 6.79 (8) of the statutes is created to read:

14 **6.79 (8) ELECTORS WHO ARE AT LEAST 65 YEARS OF AGE.** If an elector states to the
15 election officials that he or she is at least 65 years of age and has resided at his or her
16 current residence for a period that includes at least the 2 most recent presidential
17 elections, the elector is exempt from the requirement to present proof of
18 identification. The inspectors shall enter on the poll list next to the name of each such
19 elector the word "exempt."

20 **SECTION 46.** 6.82 (1) (a) of the statutes is amended to read:

21 **6.82 (1) (a)** When any inspectors are informed that an eligible elector is at the
22 entrance to the polling place who as a result of disability is unable to enter the polling
23 place, they shall permit the elector to be assisted in marking a ballot by any
24 individual selected by the elector, except the elector's employer or an agent of that
25 employer or an officer or agent of a labor organization which represents the elector.

1 The Except as authorized in s. 6.79 (6) to (8), the individual selected by the elector
2 shall present to the inspectors proof of identification and, if the proof of identification
3 does not constitute proof of residence under s. 6.34, shall also provide proof of
4 residence under s. 6.34 for the assisted elector, whenever required, and all other
5 information necessary for the elector to obtain a ballot under s. 6.79 (2). The
6 inspectors shall verify that the name on the proof of identification presented by the
7 person assisting the elector conforms to the elector’s name on the poll list or separate
8 list and shall verify that any photograph appearing on that document reasonably
9 resembles the elector. The inspectors shall then issue a ballot to the individual
10 selected by the elector and shall accompany the individual to the polling place
11 entrance where the assistance is to be given. If the ballot is a paper ballot, the
12 assisting individual shall fold the ballot after the ballot is marked by the assisting
13 individual. The assisting individual shall then immediately take the ballot into the
14 polling place and give the ballot to an inspector. The inspector shall distinctly
15 announce that he or she has “a ballot offered by (stating person’s name), an elector
16 who, as a result of disability, is unable to enter the polling place without assistance”.
17 The inspector shall then ask, “Does anyone object to the reception of this ballot?” If
18 no objection is made, the inspectors shall record the elector’s name under s. 6.79 and
19 deposit the ballot in the ballot box, and shall make a notation on the poll list: “Ballot
20 received at poll entrance”.

21 **SECTION 47.** 6.85 of the statutes is amended to read:

22 **6.85 Absent elector; definition electors.** **(1)** An absent elector is any
23 otherwise qualified elector who for any reason is unable or unwilling to appear at the
24 polling place in his or her ward or election district.

1 **(2)** Any otherwise qualified elector who changes residence within this state by
2 moving to a different ward or municipality later than 10 days prior to an election may
3 vote an absentee ballot in the ward or municipality where he or she was qualified to
4 vote before moving.

5 **(3)** An absent elector qualifying under this section may vote by absentee ballot
6 under ss. 6.86 to 6.89.

7 **SECTION 48.** 6.86 (1) (b) of the statutes is amended to read:

8 6.86 **(1)** (b) Except as provided in this section, if application is made by mail,
9 the application, ~~signed by the elector,~~ shall be received no later than 5 p.m. on the
10 5th day immediately preceding the election. If application is made in person, the
11 application shall be made no earlier than the opening of business on the 3rd Monday
12 preceding the election and no later than 5 p.m. or the close of business, whichever
13 is later, on the day Friday preceding the election. ~~If Except as provided in par. (c).~~
14 if the elector is making written application for an absentee ballot at the September
15 primary or general election and the application indicates that the elector is a military
16 elector, as defined in s. ~~6.36 (2) (c)~~ 6.34 (1), the application shall be received by the
17 municipal clerk no later than 5 p.m. on election day. If the application indicates that
18 the reason for requesting an absentee ballot is that the elector is a sequestered juror,
19 the application shall be received no later than 5 p.m. on election day. If the
20 application is received after 5 p.m. on the Friday immediately preceding the election,
21 the municipal clerk or the clerk's agent shall immediately take the ballot to the court
22 in which the elector is serving as a juror and deposit it with the judge. The judge shall
23 recess court, as soon as convenient, and give the elector the ballot. The judge shall
24 then witness the voting procedure as provided in s. 6.87 and shall deliver the ballot
25 to the clerk or agent of the clerk who shall deliver it to the polling place or, in

1 municipalities where absentee ballots are canvassed under s. 7.52, to the municipal
2 clerk as required in s. 6.88. If application is made under sub. (2) or (2m), the
3 application may be received no later than 5 p.m. on the Friday immediately
4 preceding the election.

5 **SECTION 49.** 6.86 (2m) of the statutes is renumbered 6.86 (2m) (a) and amended
6 to read:

7 6.86 (2m) (a) ~~An~~ Except as provided in this subsection, any elector other than
8 an elector who is ~~eligible to receive absentee ballots under sub. (2)~~ receives an
9 absentee ballot under sub. (2) or s. 6.22 (4) or 6.24 (4) (c) may by written application
10 filed with the municipal clerk of the municipality where the elector resides require
11 that an absentee ballot be sent or transmitted to the elector automatically for every
12 election that is held within the same calendar year in which the application is filed.
13 The application form and instructions shall be prescribed by the board, and
14 furnished upon request to any elector by each municipal clerk. The municipal clerk
15 shall thereupon mail or transmit an absentee ballot to the elector for all elections
16 that are held in the municipality during the same calendar year that the application
17 is filed, except that the clerk shall not send an absentee ballot for an election if the
18 elector's name appeared on the registration list in eligible status for a previous
19 election following the date of the application but no longer appears on the list in
20 eligible status. The municipal clerk shall ensure that the any envelope containing
21 the absentee ballot is clearly marked as not forwardable. If an elector who files an
22 application under this subsection no longer resides at the same address that is
23 indicated on the application form, the elector shall so notify the municipal clerk. The
24 municipal clerk shall discontinue mailing or transmitting absentee ballots to an
25 elector under this subsection upon receipt of reliable information that the elector no

1 longer qualifies for the service as an elector of the municipality. In addition, the
2 municipal clerk shall discontinue mailing or transmitting absentee ballots to an
3 elector under this subsection if the elector fails to return any absentee ballot mailed
4 or transmitted to the elector. The municipal clerk shall notify the elector of any such
5 action not taken at the elector's request within 5 days, if possible. An elector who
6 fails to cast an absentee ballot but who remains qualified to receive absentee ballots
7 under this subsection may then receive absentee ballots for subsequent elections by
8 notifying the municipal clerk that the elector wishes to continue receiving absentee
9 ballots for subsequent elections.

10 (b) If a municipal clerk is notified by an elector that the elector's residence is
11 changed to another municipality within this state, the ~~municipal~~ clerk shall forward
12 the request to the municipal clerk of that municipality and that municipal clerk shall
13 honor the request, except as provided in this subsection.

14 **SECTION 50.** 6.86 (3) (a) 1. of the statutes is amended to read:

15 6.86 (3) (a) 1. Any elector who is registered and who is hospitalized, may apply
16 for and obtain an official ballot by agent. The agent may apply for and obtain a ballot
17 for the hospitalized absent elector by presenting a form prescribed by the board and
18 containing the required information supplied by the hospitalized elector and signed
19 by that elector and any other elector residing in the same municipality as the
20 hospitalized elector, corroborating the information contained therein. The
21 corroborating elector shall state on the form his or her full name and address, unless
22 the elector is unable to sign due to physical disability. In this case, the elector may
23 authorize another elector to sign on his or her behalf. Any elector signing an
24 application on another elector's behalf shall attest to a statement that the

1 application is made on request and by authorization of the named elector, who is
2 unable to sign the application due to physical disability.

3 **SECTION 51.** 6.86 (3) (a) 2. of the statutes is amended to read:

4 6.86 (3) (a) 2. If a hospitalized elector is not registered, the elector may register
5 by agent under this subdivision at the same time that the elector applies for an
6 official ballot by agent under subd. 1. To register the elector under this subdivision,
7 the agent shall present a completed registration form that contains the required
8 information supplied by the elector and the elector's signature, unless the elector is
9 unable to sign due to physical disability. In this case, the elector may authorize
10 another elector to sign on his or her behalf. Any elector signing a form on another
11 elector's behalf shall attest to a statement that the application is made on request
12 and by authorization of the named elector, who is unable to sign the form due to
13 physical disability. The agent shall present this statement along with all other
14 information required under this subdivision. ~~Except as otherwise provided in this~~
15 ~~subdivision, the~~ The agent shall ~~in every case~~ provide proof of the elector's residence
16 under s. 6.34. ~~If the elector is registering to vote in the general election and the agent~~
17 ~~presents a valid driver's license issued to the elector by another state, the municipal~~
18 ~~clerk shall record on a separate list the name and address of the elector, the name~~
19 ~~of the state, and the license number and expiration date of the license.~~ If the agent
20 cannot present proof of residence, the registration form shall be signed and
21 substantiated by another elector residing in the elector's municipality of residence,
22 corroborating the information in the form. The form shall contain the full name and
23 address of the corroborating elector. The agent shall then present proof of the
24 corroborating elector's residence under s. 6.34.

25 **SECTION 52.** 6.86 (3) (c) of the statutes is amended to read:

1 6.86 (3) (c) An application under par. (a) 1. may be made and a registration form
2 under par. (a) 2. may be filed in person at the office of the municipal clerk not earlier
3 than 7 days before an election and not later than 5 p.m. on the day of the election.
4 A list of hospitalized electors applying for ballots under par. (a) 1. shall be made by
5 the municipal clerk and used to check that the electors vote only once, and by
6 absentee ballot. If the elector is registering for the election after the close of
7 registration or if the elector registered by mail and has not voted in an election in this
8 state, the municipal clerk shall inform the agent that proof of residence under s. 6.34
9 is required and the elector shall enclose proof of residence under s. 6.34 in the
10 envelope with the ballot. The clerk shall verify that the name on any required proof
11 of identification presented by the agent conforms to the name on the elector's
12 application. The clerk shall then enter his or her initials on the carrier envelope
13 indicating that the agent presented proof of identification to the clerk. The agent is
14 not required to enter a signature on the registration list. The ballot shall be sealed
15 by the elector and returned to the municipal clerk either by mail or by personal
16 delivery of the agent; but if the ballot is returned on the day of the election, the agent
17 shall make personal delivery to the polling place serving the hospitalized elector's
18 residence before the closing hour or, in municipalities where absentee ballots are
19 canvassed under s. 7.52, to the municipal clerk no later than 8 p.m. on election day.

20 **SECTION 53.** 6.87 (2) of the statutes is amended to read:

21 6.87 (2) Except as authorized under sub. (3) (d), the municipal clerk shall place
22 the ballot in an unsealed envelope furnished by the clerk. The envelope shall have
23 the name, official title and post-office address of the clerk upon its face. The other
24 side of the envelope shall have a printed certificate. The certificate shall also include
25 a space for the municipal clerk or deputy clerk to enter his or her initials indicating

1 that the elector is exempt from providing proof of identification because the
2 individual is a military or overseas elector. The certificate shall be in substantially
3 the following form:

4 [STATE OF ...

5 County of ...]

6 or

7 [(name of foreign country and city or other jurisdictional unit)]

8 I, ..., certify subject to the penalties of s. 12.60 (1) (b), Wis. Stats., for false
9 statements, that I am a resident of the [... ward of the] (town) (village) of ..., or of
10 the ... aldermanic district in the city of ..., residing at ...* in said city, the county
11 of ..., state of Wisconsin, and am entitled to vote in the (ward) (election district) at
12 the election to be held on ...; that I am not voting at any other location in this election;
13 that I am unable or unwilling to appear at the polling place in the (ward) (election
14 district) on election day or have changed my residence within the state from one ward
15 or election district to another ~~within~~later than 10 days before the election. I certify
16 that I exhibited the enclosed ballot unmarked to the witness, that I then in (his) (her)
17 presence and in the presence of no other person marked the ballot and enclosed and
18 sealed the same in this envelope in such a manner that no one but myself and any
19 person rendering assistance under s. 6.87 (5), Wis. Stats., if I requested assistance,
20 could know how I voted.

21 Signed ...

22 Identification serial number, if any: ...

23 The witness shall execute the following:

24 I, the undersigned witness, subject to the penalties of s. 12.60 (1) (b), Wis.
25 Stats., for false statements, certify that I am an adult U.S. citizen and that the above

1 statements are true and the voting procedure was executed as there stated. I am not
2 a candidate for any office on the enclosed ballot (except in the case of an incumbent
3 municipal clerk). I did not solicit or advise the elector to vote for or against any
4 candidate or measure.

5(Name)

6(Address)**

7 * — An elector who provides an identification serial number issued under s.
8 6.47 (3), Wis. Stats., need not provide a street address.

9 ** — If this form is executed before 2 special voting deputies under s. 6.875 (6),
10 Wis. Stats., both deputies shall witness and sign.

11 **SECTION 54.** 6.87 (3) (d) of the statutes is amended to read:

12 6.87 (3) (d) A municipal clerk may shall, if the clerk is reliably informed by an
13 absent elector of a facsimile transmission number or electronic mail address where
14 the elector can receive an absentee ballot, transmit a facsimile or electronic copy of
15 the absent elector's ballot to that elector in lieu of mailing under this subsection if,
16 ~~in the judgment of the clerk, the time required to send the ballot through the mail~~
17 ~~may not be sufficient to enable return of the ballot by the time provided under sub.~~
18 (6). An elector may receive an absentee ballot ~~under this subsection~~ only if the elector
19 has filed a valid application for the ballot under s. 6.86 (1). If the clerk transmits an
20 absentee ballot ~~under this paragraph~~ to an absent elector electronically, the clerk
21 shall also transmit a facsimile or electronic copy of the text of the material that
22 appears on the certificate envelope prescribed in sub. (2), together with instructions
23 prescribed by the board. The instructions shall require the absent elector to make
24 and subscribe to the certification as required under sub. (4) (b) and to enclose the
25 absentee ballot in a separate envelope contained within a larger envelope, that shall

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

8 **SECTION 55.** 6.87 (4) (b) 6. of the statutes is created to read:

9 6.87 (4) (b) 6. If an absentee elector indicates on his or her application that he
10 or she is at least 65 years of age and has resided at his or her current residence for
11 a period that includes at least the 2 most recent general elections, the elector is
12 exempt from the requirement to present proof of identification.

13 **SECTION 56.** 6.87 (6) of the statutes is amended to read:

14 6.87 (6) Except as provided in s. 6.221 (3), the ballot shall be returned so it is
15 received by the municipal clerk no later than 8 p.m. on election day. Except in
16 municipalities where absentee ballots are canvassed under s. 7.52, if the municipal
17 clerk receives an absentee ballot on election day, the clerk shall secure the ballot and
18 cause the ballot to be delivered to the polling place serving the elector's residence
19 before the closing hour. Except as provided in s. 6.221 (3), the any ballot not mailed
20 or delivered as provided in this subsection may not be counted.

21 **SECTION 57.** 6.875 (title) of the statutes is amended to read:

22 **6.875 (title) Absentee voting in nursing and retirement certain homes**
23 **and certain community-based residential, facilities, and complexes.**

24 **SECTION 58.** 6.875 (1) (ap) and (asm) of the statutes are created to read:

1 6.875 (1) (ap) “Qualified adult family home” means a facility that is certified
2 or licensed to operate as an adult family home under s. 50.032 or 50.033 that qualifies
3 under sub. (2) (d) to utilize the procedures under this section.

4 (asm) “Qualified residential care apartment complex” means a facility that is
5 certified or registered to operate as a residential care apartment complex under s.
6 50.034 (1) that qualifies under sub. (2) (d) to utilize the procedures under this section.

7 **SECTION 59.** 6.875 (2) (a) of the statutes is amended to read:

8 6.875 (2) (a) The procedures prescribed in this section are the exclusive means
9 of absentee voting for electors who are occupants of nursing homes, qualified
10 community-based residential facilities ~~or~~, qualified retirement homes, qualified
11 residential care apartment complexes, and qualified adult family homes.

12 **SECTION 60.** 6.875 (2) (d) of the statutes is created to read:

13 6.875 (2) (d) The municipal clerk or board of election commissioners of any
14 municipality where a residential care apartment complex certified or registered
15 under s. 50.034 (1) or an adult family home certified under s. 50.032 or licensed under
16 s. 50.033 is located may adopt the procedures under this section for absentee voting
17 in any such residential care apartment complex or adult family home located in the
18 municipality if the municipal clerk or board of election commissioners finds that
19 there are a significant number of the occupants of the complex or home who lack
20 adequate transportation to the appropriate polling place, a significant number of the
21 occupants of the complex or home may need assistance in voting, there are a
22 significant number of the occupants of the complex or home aged 60 or over, or there
23 are a significant number of indefinitely confined electors who are occupants of the
24 complex or home.

25 **SECTION 61.** 6.875 (3) and (4) of the statutes are amended to read:

1 6.875 **(3)** An occupant of a nursing home or qualified retirement home or,
2 qualified community–based residential facility, qualified residential care apartment
3 complex, or qualified adult family home who qualifies as an absent elector and
4 desires to receive an absentee ballot shall make application under s. 6.86 (1), (2), or
5 (2m) with the municipal clerk or board of election commissioners of the municipality
6 in which the elector is a resident. The clerk or board of election commissioners of a
7 municipality receiving an application from an elector who is an occupant of a nursing
8 home or qualified retirement home or, qualified community–based residential
9 facility, qualified residential care apartment complex, or qualified adult family home
10 located in a different municipality shall, as soon as possible, notify and transmit an
11 absentee ballot for the elector to the clerk or board of election commissioners of the
12 municipality in which the home or ~~qualified community–based residential~~, facility
13 or complex is located. The clerk or board of election commissioners of a municipality
14 receiving an application from an elector who is an occupant of a nursing home or
15 qualified retirement home or, qualified community–based residential facility,
16 qualified residential care apartment complex, or qualified adult family home located
17 in the municipality but who is a resident of a different municipality shall, as soon as
18 possible, notify and request transmission of an absentee ballot from the clerk or
19 board of election commissioners of the municipality in which the elector is a resident.
20 The clerk or board of election commissioners shall make a record of all absentee
21 ballots to be transmitted, delivered, and voted under this section.

22 **(4)** (a) For the purpose of absentee voting in nursing homes ~~and~~, qualified
23 retirement homes ~~and~~, qualified community–based residential facilities, qualified
24 residential care apartment complexes, and qualified adult family homes, the
25 municipal clerk or board of election commissioners of each municipality in which one

1 or more nursing homes ~~or~~, qualified retirement homes ~~or~~, qualified
2 community-based residential facilities, qualified residential care apartment
3 complexes, or qualified adult family homes are located shall appoint at least 2 special
4 voting deputies for the municipality. Upon application under s. 6.86 (1), (2), or (2m)
5 by one or more qualified electors who are occupants of a ~~nursing home or qualified~~
6 ~~retirement home or qualified community-based residential~~, facility, or complex, the
7 municipal clerk or board of election commissioners of the municipality in which the
8 home ~~or~~, facility, or complex is located shall dispatch 2 special voting deputies to visit
9 the home ~~or qualified community-based residential~~, facility, or complex for the
10 purpose of supervising absentee voting procedure by occupants of the home ~~or~~
11 ~~qualified community-based residential~~, facility, or complex. The clerk shall
12 maintain a list, available to the public upon request, of each ~~nursing home or~~
13 ~~qualified retirement home or qualified community-based residential~~, facility, or
14 complex where an elector has requested an absentee ballot. The list shall include the
15 date and time the deputies intend to visit each home ~~or~~, facility, or complex. The 2
16 deputies designated to visit each nursing home ~~or~~, qualified retirement home ~~and~~,
17 qualified community-based residential facility, qualified residential care apartment
18 complex, and qualified adult family home shall be affiliated with different political
19 parties whenever deputies representing different parties are available.

20 (b) Nominations for the special voting deputy positions described in par. (a)
21 may be submitted by the 2 recognized political parties whose candidates for governor
22 or president received the greatest numbers of votes in the municipality at the most
23 recent general election. The deputies shall be specially appointed to carry out the
24 duties under par. (a) for the period specified in s. 7.30 (6) (a). The clerk or board of
25 election commissioners may revoke an appointment at any time. No individual who

1 is employed or retained, or within the 2 years preceding appointment has been
2 employed or retained, at a nursing home ~~or~~, qualified retirement home ~~or~~, qualified
3 community–based residential facility, qualified residential care apartment complex,
4 or qualified adult family home in the municipality, or any member of the individual's
5 immediate family, as defined in s. 19.42 (7), may be appointed to serve as a deputy.

6 **SECTION 62.** 6.875 (6) (a) and (b) of the statutes are amended to read:

7 6.875 (6) (a) Special voting deputies in each municipality shall, not later than
8 5 p.m. on the Friday preceding an election, arrange one or more convenient times
9 with the administrator of each nursing home, qualified retirement home, and
10 qualified community–based residential facility, qualified residential care apartment
11 complex, and qualified adult family home in the municipality from which one or more
12 occupants have filed an application under s. 6.86 to conduct absentee voting for the
13 election. The time may be no earlier than the 4th Monday preceding the election and
14 no later than 5 p.m. on the Monday preceding the election. The municipal clerk shall
15 post a notice at the home ~~or~~, facility, or complex indicating the date and time that
16 absentee voting will take place at that home ~~or~~, facility, or complex. The notice shall
17 be posted as soon as practicable after arranging the visit but in no case less than 24
18 hours before the visit. At the designated time, 2 deputies appointed under sub. (4)
19 shall visit the home ~~or~~, facility, or complex.

20 (b) The municipal clerk or executive director of the board of election
21 commissioners shall issue a supply of absentee ballots to the deputies sufficient to
22 provide for the number of valid applications for an absentee ballot received by the
23 clerk, and a reasonable additional number of ballots. The deputies may exercise the
24 authority granted to the chief inspector under s. 7.41 to regulate the conduct of
25 observers. For purposes of the application of s. 7.41, the home ~~or~~, facility, or complex

1 shall be treated as a polling place. The municipal clerk or executive director shall
2 keep a careful record of all ballots issued to the deputies and shall require the
3 deputies to return every ballot issued to them.

4 **SECTION 63.** 6.875 (6) (c) 1. of the statutes is amended to read:

5 6.875 (6) (c) 1. Upon their visit to the home ~~or~~, facility, or complex under par.
6 (a), the deputies shall personally offer each elector who has filed a proper application
7 for an absentee ballot the opportunity to cast his or her absentee ballot. No elector
8 who votes at the home, facility, or complex with the assistance of the deputies is
9 required to present proof of identification. If an elector is present who has not filed
10 a proper application for an absentee ballot, the 2 deputies may accept an application
11 from the elector and shall issue a ballot to the elector if the elector is qualified and
12 the application is proper. The deputies shall each witness the certification and may,
13 upon request of the elector, assist the elector in marking the elector's ballot. All
14 voting shall be conducted in the presence of the deputies. Upon request of the elector,
15 a relative of the elector who is present in the room may assist the elector in marking
16 the elector's ballot. No individual other than a deputy may witness the certification
17 and no individual other than a deputy or relative of an elector may render voting
18 assistance to the elector.

19 **SECTION 64.** 6.875 (6) (c) 2. of the statutes is amended to read:

20 6.875 (6) (c) 2. Upon the request of a relative of an occupant of a nursing home
21 ~~or~~, qualified retirement home or, qualified community-based residential facility,
22 qualified residential care apartment complex, or qualified adult family home, the
23 administrator of the home ~~or~~, facility, or complex may notify the relative of the time
24 or times at which special voting deputies will conduct absentee voting at the home

1 ~~or~~ facility, or complex and permit the relative to be present in the room where the
2 voting is conducted.

3 **SECTION 65.** 6.875 (6) (e) of the statutes is amended to read:

4 6.875 (6) (e) If a qualified elector is not able to cast his or her ballot on 2 separate
5 visits by the deputies to the home ~~or~~ facility, or complex, the deputies shall so inform
6 the municipal clerk or executive director of the board of election commissioners, who
7 may then send the ballot to the elector no later than 5 p.m. on the Friday preceding
8 the election.

9 **SECTION 66.** 6.875 (7) of the statutes is amended to read:

10 6.875 (7) One observer from each of the 2 recognized political parties whose
11 candidate for governor or president received the greatest number of votes in the
12 municipality at the most recent general election may accompany the deputies to each
13 home ~~or~~ facility, or complex where absentee voting will take place under this section.
14 The observers may observe the process of absentee ballot distribution in the common
15 areas of the home ~~or~~ facility, or complex. Each party wishing to have an observer
16 present shall submit the name of the observer to the clerk or board of election
17 commissioners no later than the close of business on the last business day prior to
18 the visit.

19 **SECTION 67.** 6.92 (1) of the statutes is amended to read:

20 6.92 (1) Except as provided in sub. (2), each inspector shall challenge for cause
21 any person offering to vote whom the inspector knows or suspects is not a qualified
22 elector or who does not adhere to any voting requirement under this chapter. If a
23 person is challenged as unqualified by an inspector, one of the inspectors shall
24 administer the following oath or affirmation to the person: “You do solemnly swear
25 (or affirm) that you will fully and truly answer all questions put to you regarding your

1 place of residence and qualifications as an elector of this election”; and shall then ask
2 questions which are appropriate as determined by the board, by rule, to test the
3 person’s qualifications.

4 **SECTION 68.** 6.965 of the statutes is created to read:

5 **6.965 Voting procedure for electors presenting citation or notice in**
6 **lieu of license or receipt.** Whenever any elector is allowed to vote at a polling place
7 under s. 6.79 (7) by presenting a citation or notice of intent to revoke or suspend an
8 operator’s license in lieu of an operator’s license or driving receipt issued to the
9 elector under ch. 343, the inspectors shall, before giving the elector a ballot, write on
10 the back of the ballot the serial number of the elector corresponding to the number
11 kept at the election on the poll list or other list maintained under s. 6.79 and the
12 notation “s. 6.965.” If voting machines are used in the municipality where the elector
13 is voting, the elector’s vote may be received only upon an absentee ballot furnished
14 by the municipal clerk which shall have the notation “s. 6.965” written on the back
15 of the ballot by the inspectors before the ballot is given to the elector. The inspectors
16 shall indicate on the poll list or other list maintained under s. 6.79 the fact that the
17 elector is voting by using a citation or notice in lieu of a license or driving receipt.
18 The inspectors shall then deposit the ballot. The ballot shall then be counted under
19 s. 5.85, or under s. 7.51 or 7.52.

20 **SECTION 69.** 6.97 (title) of the statutes is amended to read:

21 **6.97 (title) Voting procedure for individuals not providing required**
22 **proof of residence or identification.**

23 **SECTION 70.** 6.97 (1) of the statutes is amended to read:

24 **6.97 (1)** Whenever any individual who is required to provide proof of residence
25 under s. 6.34 in order to be permitted to vote appears to vote at a polling place and

1 cannot provide the required proof of residence, the inspectors shall offer the
2 opportunity for the individual to vote under this section. Whenever any individual,
3 other than a military elector, as defined in s. 6.34 (1) (a), or an overseas elector, as
4 defined in s. 6.34 (1) (b), or an elector who has a confidential listing under s. 6.47 (2),
5 appears to vote at a polling place and does not present proof of identification under
6 s. 6.79 (2), whenever required, the inspectors or the municipal clerk shall similarly
7 offer the opportunity for the individual to vote under this section. If the individual
8 wishes to vote, the inspectors shall provide the elector with an envelope marked
9 “Ballot under s. 6.97, stats.” on which the serial number of the elector is entered and
10 shall require the individual to execute on the envelope a written affirmation stating
11 that the individual is a qualified elector of the ward or election district where he or
12 she offers to vote and is eligible to vote in the election. The inspectors shall, before
13 giving the elector a ballot, write on the back of the ballot the serial number of the
14 individual corresponding to the number kept at the election on the poll list or other
15 list maintained under s. 6.79 and the notation “s. 6.97”. If voting machines are used
16 in the municipality where the individual is voting, the individual’s vote may be
17 received only upon an absentee ballot furnished by the municipal clerk which shall
18 have the corresponding number from the poll list or other list maintained under s.
19 6.79 and the notation “s. 6.97” written on the back of the ballot by the inspectors
20 before the ballot is given to the elector. When receiving the individual’s ballot, the
21 inspectors shall provide the individual with written voting information prescribed
22 by the board under s. 7.08 (8). The inspectors shall indicate on the list the fact that
23 the individual is required to provide proof of residence or proof of identification under
24 s. 6.79 (2) but did not do so. The inspectors shall notify the individual that he or she
25 may provide proof of residence or proof of identification to the municipal clerk or

1 executive director of the municipal board of election commissioners. The inspectors
2 shall also promptly notify the municipal clerk or executive director of the name,
3 address, and serial number of the individual. The inspectors shall then place the
4 ballot inside the envelope and place the envelope in a separate carrier envelope.

5 **SECTION 71.** 6.97 (3) of the statutes is renumbered 6.97 (3) (b) and amended to
6 read:

7 6.97 (3) (b) Whenever the municipal clerk or executive director of the municipal
8 board of election commissioners is informed by the inspectors that a ballot has been
9 cast under this section, the clerk or executive director shall promptly provide written
10 notice to the board of canvassers of each municipality, special purpose district, and
11 county that is responsible for canvassing the election of the number of ballots cast
12 under this section in each ward or election district. The municipal clerk or executive
13 director then shall determine whether each individual voting under this section is
14 qualified to vote in the ward or election district where the individual's ballot is cast.
15 If the elector is required to provide proof of identification under s. 6.79 (2) and fails
16 to do so, the elector bears the burden of correcting the omission by providing the proof
17 of identification at the polling place before the closing hour or at the office of the
18 municipal clerk or board of election commissioners no later than 4 p.m. on the Friday
19 after the election. The municipal clerk or executive director shall make a record of
20 the procedure used to determine the validity of each ballot cast under this section.
21 If, prior to 4 p.m. on the day Friday after the election, the municipal clerk or executive
22 director determines that the individual is qualified to vote in the ward or election
23 district where the individual's ballot is cast, the municipal clerk or executive director
24 shall notify the board of canvassers for each municipality, special purpose district
25 and county that is responsible for canvassing the election of that fact.

1 **SECTION 72.** 6.97 (3) (a) of the statutes is created to read:

2 6.97 (3) (a) Whenever an elector who votes by provisional ballot under sub. (1)
3 or (2) because the elector does not provide proof of identification under s. 6.79 (2) later
4 appears at the polling place where the ballot is cast before the closing hour and
5 provides the proof of identification, the inspectors shall remove the elector's ballot
6 from the separate carrier envelope, shall note on the poll list that the elector's
7 provisional ballot is withdrawn, and shall deposit the elector's ballot in the ballot
8 box. If the inspectors have notified the municipal clerk or executive director of the
9 board of election commissioners that the elector's ballot was cast under this section,
10 the inspectors shall notify the clerk or executive director that the elector's
11 provisional ballot is withdrawn.

12 **SECTION 73.** 6.97 (3) (c) of the statutes is created to read:

13 6.97 (3) (c) A ballot cast under this section by an elector for whom proof of
14 identification is required under s. 6.79 (2) shall not be counted unless the municipal
15 clerk or executive director of the board of election commissioners provides timely
16 notification that the elector has provided proof of identification under this section.

17 **SECTION 74.** 7.08 (8) (title) of the statutes is amended to read:

18 7.08 (8) (title) ELECTORS VOTING WITHOUT PROOF OF RESIDENCE OR IDENTIFICATION
19 OR PURSUANT TO COURT ORDER.

20 **SECTION 75.** 7.08 (9) of the statutes is repealed.

21 **SECTION 76.** 7.08 (12) of the statutes is created to read:

22 7.08 (12) ASSISTANCE IN OBTAINING PROOF OF IDENTIFICATION. Engage in outreach
23 to identify and contact groups of electors who may need assistance in obtaining or
24 renewing a document that constitutes proof of identification for voting under s. 6.79
25 (2) (a) and provide assistance to the electors in obtaining or renewing that document.

1 **SECTION 77.** 7.15 (1) (cm) of the statutes is amended to read:

2 7.15 (1) (cm) Prepare official absentee ballots for delivery to electors requesting
3 them, and send or transmit an official absentee ballot to each elector who has
4 requested ~~one~~ a ballot by mail, electronic mail, or facsimile transmission no later
5 than the 30th day before each September primary and general election and no later
6 than the 21st day before each other primary and election if the request is made before
7 that day; otherwise, the municipal clerk shall send or transmit an official absentee
8 ballot within one day of the time the elector's request for such a ballot is received.

9 **SECTION 78.** 7.15 (1) (j) of the statutes is amended to read:

10 7.15 (1) (j) Send or transmit an absentee ballot automatically to each person
11 making an authorized request therefor in accordance with s. 6.22 (4) or 6.86 (2) or
12 (2m).

13 **SECTION 79.** 7.15 (1) (L) of the statutes is repealed.

14 **SECTION 80.** 7.23 (1) (e) of the statutes is amended to read:

15 7.23 (1) (e) Poll lists created at ~~a nonpartisan primary or~~ for any election may
16 be destroyed ~~2 years~~ 22 months after the ~~primary or~~ election at which they were
17 created and ~~poll lists created at a partisan primary or election may be destroyed 4~~
18 years after the primary or election at which they were created.

19 **SECTION 81.** 7.50 (2) (a) of the statutes is repealed.

20 **SECTION 82.** 7.51 (5) (a) 4. of the statutes is amended to read:

21 7.51 (5) (a) 4. The inspectors shall immediately deliver all ballots, statements,
22 tally sheets, lists, ~~and envelopes,~~ and affidavits to the municipal clerk.

23 **SECTION 83.** 7.51 (5) (b) of the statutes is amended to read:

24 7.51 (5) (b) The municipal clerk shall deliver all ballots, statements, tally
25 sheets, lists, and envelopes relating to a school district election to the school district

1 clerk by 4 p.m. on the day following each such election. The municipal clerk shall
2 deliver the ballots, statements, tally sheets, lists, and envelopes for his or her
3 municipality relating to any county, technical college district, state, or national
4 election to the county clerk no later than 4 p.m. on the day following each such
5 election or, in municipalities where absentee ballots are canvassed under s. 7.52, by
6 4 p.m. on the 2nd day following each such election, and no later than 4 p.m. on the
7 day after receiving any corrected returns under s. 6.221 (6) (b). The person delivering
8 the returns shall be paid out of the municipal treasury. Each clerk shall retain
9 ballots, statements, tally sheets, ~~or envelopes,~~ and affidavits received by the clerk
10 until destruction is authorized under s. 7.23 (1).

11 **SECTION 84.** 10.02 (3) (form) (a) of the statutes is amended to read:

12 10.02 (3) (form) (a) Upon entering the polling place and before being permitted
13 to vote, an elector shall state his or her name and address. If an elector is not
14 registered to vote, an elector may register to vote at the polling place serving his or
15 her residence if the elector presents proof of identification in a form specified by law
16 unless the elector is exempted from this requirement, and, if the document presented
17 does not constitute proof of residence, the elector provides proof of residence or the
18 elector's registration is verified by another elector of the same municipality where
19 the elector resides. Where ballots are distributed to electors, the initials of 2
20 inspectors must appear on the ballot. Upon being permitted to vote, the elector shall
21 retire alone to a voting booth or machine and cast his or her ballot, except that an
22 elector who is a parent or guardian may be accompanied by the elector's minor child
23 or minor ward. An election official may inform the elector of the proper manner for
24 casting a vote, but the official may not in any manner advise or indicate a particular
25 voting choice.

1 **SECTION 85.** 10.02 (3) (b) 1. of the statutes is amended to read:

2 10.02 (3) (b) 1. ~~If an elector wishes to vote for all candidates nominated by any~~
3 ~~party, the elector shall make a cross (X) or depress the lever or button next to the~~
4 ~~party designation shown at the top of the ballot. Unless a name has been erased or~~
5 ~~crossed out, another name written in, a cross made next to the name of a candidate~~
6 ~~for the same office in another column or a sticker applied, a cross next to a party~~
7 ~~designation at the top of the column is a vote for all the party's candidates listed in~~
8 ~~the column. If an elector does not wish to vote for all the candidates nominated by~~
9 ~~one party, the~~ The elector shall make a cross (X) next to or separately depress the
10 levers or buttons next to each candidate's name for whom he or she intends to vote,
11 or shall insert or write in the name of a candidate.

12 **SECTION 86.** 10.02 (3) (c) of the statutes is amended to read:

13 10.02 (3) (c) In presidential elections, ~~unless the elector wishes to vote for all~~
14 ~~candidates nominated by any party,~~ the elector shall make a cross (X) next to or
15 depress the button or lever next to the set of candidates for president and vice
16 president for whom he or she intends to vote. A vote for candidates for president and
17 vice president is a vote for the presidential electors of those candidates.

18 **SECTION 87.** 12.03 (2) (b) 3. of the statutes is amended to read:

19 12.03 (2) (b) 3. No person may engage in electioneering within 100 feet of an
20 entrance to or within a nursing home ~~or~~, qualified retirement home or, qualified
21 community-based residential facility, qualified residential care apartment complex,
22 or qualified adult family home while special voting deputies are present at the home
23 or facility.

24 **SECTION 88.** 12.13 (2) (b) 6m. of the statutes is amended to read:

1 and is not intended to be accepted by any federal agency for federal identification or
2 any other official purpose.

3 **SECTION 92.** 343.06 (1) (L) of the statutes, as affected by 2007 Wisconsin Act
4 20, is amended to read:

5 343.06 (1) (L) To any person who does not satisfy the requirements under s.
6 343.165 (1).

7 **SECTION 93.** 343.10 (7) (d) of the statutes, as affected by 2007 Wisconsin Act 20,
8 is amended to read:

9 343.10 (7) (d) An occupational license issued by the department under this
10 subsection shall be in the form of a license that includes a photograph described in
11 s. 343.14 (3), unless the exception under s. 343.14 (3m) applies, and any special
12 restrictions cards under s. 343.17 (4). The license shall clearly indicate that
13 restrictions on a special restrictions card apply and that the special restrictions card
14 is part of the person's license.

15 **SECTION 94.** 343.11 (1) of the statutes is amended to read:

16 343.11 (1) The department shall not issue a license to a person previously
17 licensed in another jurisdiction unless such person surrenders to the department all
18 valid operator's licenses possessed by the person issued by any other jurisdiction,
19 which surrender operates as a cancellation of the surrendered licenses insofar as the
20 person's privilege to operate a motor vehicle in this state is concerned. When such
21 applicant surrenders the license to the department, the department shall issue a
22 receipt therefor, which receipt shall constitute a temporary license to operate a motor
23 vehicle for a period not to exceed 60 days if the applicant meets the standard required
24 for eyesight and, in the opinion of the examiner, is not a dangerous hazard to the
25 applicant and other users of the highways. ~~Except as provided in s. 343.055, the~~

1 ~~temporary license shall not be valid authorization for the operation of commercial~~
2 ~~motor vehicles.~~ The temporary license shall be surrendered to the examiner for
3 cancellation by the department if the 3rd attempt at the driving test is failed and the
4 applicant shall be required to secure a temporary instruction permit for further
5 practice driving.

6 **SECTION 95.** 343.11 (3) of the statutes is amended to read:

7 343.11 (3) Except as provided in sub. (1), the department may issue a receipt
8 to any applicant for a license, which receipt shall constitute a temporary license to
9 operate a motor vehicle while the application for license is being processed. Such
10 temporary license shall be valid for a period not to exceed ~~30~~ 60 days.

11 **SECTION 96.** 343.11 (3) of the statutes, as affected by 2011 Wisconsin Act
12 (this act), is amended to read:

13 343.11 (3) Except as provided in sub. (1), the department may issue a receipt
14 to any applicant for a license, which receipt shall constitute a temporary license to
15 operate a motor vehicle while the application for license is being processed. Such
16 temporary license shall be valid for a period not to exceed 60 days. If the application
17 for a license is processed under the exception specified in s. 343.165 (7), the receipt
18 shall include the marking specified in s. 343.03 (3r).

19 **SECTION 97.** 343.14 (2) (j) of the statutes is created to read:

20 343.14 (2) (j) For an identification card, a question as to whether the applicant
21 will be a qualified elector on the date of the next election and a statement, in boldface
22 type of at least 12–point size, that there is no fee for the initial issuance, renewal, or
23 reinstatement of an identification card to a qualified elector.

24 **SECTION 98.** 343.14 (3) of the statutes, as affected by 2007 Wisconsin Act 20,
25 is amended to read:

1 343.14 (3) The Except as provided in sub. (3m), the department shall, as part
2 of the application process, take a digital photograph including facial image capture
3 of the applicant to comply with s. 343.17 (3) (a) 2. ~~No Except as provided in sub. (3m),~~
4 no application may be processed without the photograph being taken. Except as
5 provided in sub. (3m) and s. 343.165 (4) (d), in the case of renewal licenses, the
6 photograph shall be taken once every 8 years, and shall coincide with the appearance
7 for examination which is required under s. 343.16 (3).

8 **SECTION 99.** 343.14 (3m) of the statutes is created to read:

9 343.14 (3m) If the application for a license is processed under the exception
10 specified in s. 343.165 (7), the application may be processed and the license issued
11 or renewed without a photograph being taken of the applicant if the applicant
12 provides to the department an affidavit stating that the applicant has a sincerely
13 held religious belief against being photographed; identifying the religion to which he
14 or she belongs or the tenets of which he or she adheres to; and stating that the tenets
15 of the religion prohibit him or her from being photographed.

16 **SECTION 100.** 343.16 (3) (a) of the statutes is amended to read:

17 343.16 (3) (a) The department shall examine every applicant for the renewal
18 of an operator's license once every 8 years. The department may institute a method
19 of selecting the date of renewal so that such examination shall be required for each
20 applicant for renewal of a license to gain a uniform rate of examinations. The
21 examination shall consist of a test of eyesight. The department shall make
22 provisions for giving such examinations at examining stations in each county to all
23 applicants for an operator's license. All examining stations shall be open for business
24 until at least 8 p.m. on each election day and on the day immediately prior to each
25 election day. The person to be examined shall appear at the examining station

1 nearest the person's place of residence or at such time and place as the department
2 designates in answer to an applicant's request. In lieu of examination, the applicant
3 may present or mail to the department a report of examination of the applicant's
4 eyesight by an ophthalmologist, optometrist, or physician licensed to practice
5 medicine. The report shall be based on an examination made not more than 3 months
6 prior to the date it is submitted. The report shall be on a form furnished and in the
7 form required by the department. The department shall decide whether, in each
8 case, the eyesight reported is sufficient to meet the current eyesight standards.

9 **SECTION 101.** 343.16 (3) (a) of the statutes, as affected by 2007 Wisconsin Act
10 20 and 2011 Wisconsin Act (this act), is repealed and recreated to read:

11 343.16 **(3)** (a) Except as provided in s. 343.165 (4) (d), the department shall
12 examine every applicant for the renewal of an operator's license once every 8 years.
13 The department may institute a method of selecting the date of renewal so that such
14 examination shall be required for each applicant for renewal of a license to gain a
15 uniform rate of examinations. The examination shall consist of a test of eyesight.
16 The department shall make provisions for giving such examinations at examining
17 stations in each county to all applicants for an operator's license. All examining
18 stations shall be open for business until at least 8 p.m. on each election day and on
19 the day immediately prior to each election day. The person to be examined shall
20 appear at the examining station nearest the person's place of residence or at such
21 time and place as the department designates in answer to an applicant's request. In
22 lieu of examination, the applicant may present or mail to the department a report
23 of examination of the applicant's eyesight by an ophthalmologist, optometrist, or
24 physician licensed to practice medicine. The report shall be based on an examination
25 made not more than 3 months prior to the date it is submitted. The report shall be

1 on a form furnished and in the form required by the department. The department
2 shall decide whether, in each case, the eyesight reported is sufficient to meet the
3 current eyesight standards.

4 **SECTION 102.** 343.165 (1) (intro.) of the statutes, as created by 2007 Wisconsin
5 Act 20, is amended to read:

6 343.165 (1) (intro.) The Subject to ss. 343.14 (3m) and 343.50 (4g), the
7 department may not complete the processing of an application for initial issuance or
8 renewal of an operator's license or identification card received by the department
9 after ~~May 10, 2008~~ the effective date of this subsection ... [LRB inserts date], and no
10 such license or identification card may be issued or renewed, unless the applicant
11 presents or provides, and, subject to sub. (7), the department verifies under sub. (3),
12 all of the following information:

13 **SECTION 103.** 343.165 (2) of the statutes, as created by 2007 Wisconsin Act 20,
14 is amended to read:

15 343.165 (2) (a) The Subject to sub. (7), the department shall, in processing any
16 application for an operator's license or identification card under sub. (1), capture a
17 digital image of each document presented or provided to the department by an
18 applicant. Images captured under this paragraph shall be maintained, in electronic
19 storage and in a transferable format, in the applicant's file or record as provided
20 under ss. 343.23 (2) (a) and 343.50 (8) (a).

21 (b) The Subject to sub. (7), the department shall record in the applicant's file
22 under s. 343.23 (2) (a) or record under s. 343.50 (8) (a) the date on which verification
23 under subs. (1) and (3) is completed.

24 **SECTION 104.** 343.165 (3) (a) of the statutes, as created by 2007 Wisconsin Act
25 20, is amended to read:

1 343.165 (3) (a) Except as provided in pars. (b) and (c) and subject to sub. (7),
2 the department shall verify, in the manner and to the extent required under federal
3 law, each document presented or provided to the department that is required to be
4 presented or provided to the department by an applicant under sub. (1).

5 **SECTION 105.** 343.165 (4) (a) of the statutes, as created by 2007 Wisconsin Act
6 20, is amended to read:

7 343.165 (4) (a) Subsection (1) does not apply to an application for renewal of
8 an operator's license or identification card received by the department after ~~May 10,~~
9 ~~2008~~ the effective date of this paragraph [LRB inserts date], if in connection with
10 a prior application after ~~May 10, 2008~~ the effective date of this paragraph [LRB
11 inserts date], the applicant previously presented or provided, and the department
12 verified under sub. (3) or (7), the information specified in sub. (1) and, if verified
13 under sub. (3), the department recorded the date on which the verification
14 procedures were completed as described in sub. (2) (b).

15 **SECTION 106.** 343.165 (4) (c) of the statutes, as created by 2007 Wisconsin Act
16 20, is amended to read:

17 343.165 (4) (c) Notwithstanding pars. (a) and (b), no operator's license
18 displaying the legend required under s. 343.03 (3m) or identification card displaying
19 the legend required under s. 343.50 (3) (a) may be renewed unless the applicant
20 presents or provides valid documentary proof under sub. (1) (e) and this proof shows
21 that the status by which the applicant qualified for the license or identification card
22 has been extended by the secretary of the federal department of homeland security.

23 **SECTION 107.** 343.165 (4) (d) of the statutes, as created by 2007 Wisconsin Act
24 20, is amended to read:

1 343.165 (4) (d) With any license or identification card renewal following a
2 license or identification card expiration established under s. 343.20 (1m) or 343.50
3 (5) (c) at other than an 8–year interval, the department may determine whether the
4 applicant’s photograph is to be taken, or if the renewal is for a license the applicant
5 is to be examined, or both, at the time of such renewal, so long as the applicant’s
6 photograph is taken, and if the renewal is for a license the applicant is examined,
7 with a license or card renewal at least once every 8 years and the applicant’s license
8 or identification card at all times includes a photograph unless an exception under
9 s. 343.14 (3m) or 343.50 (4g) applies.

10 **SECTION 108.** 343.165 (5) of the statutes, as created by 2007 Wisconsin Act 20,
11 is amended to read:

12 343.165 (5) The department may, by rule, require that applications for
13 reinstatement of operator’s licenses or identification cards, issuance of occupational
14 licenses, reissuance of operator’s licenses, or issuance of duplicate operator’s licenses
15 or identification cards, received by the department after ~~May 10, 2008~~ the effective
16 date of this subsection [LRB inserts date], be processed in a manner consistent
17 with the requirements established under this section for applications for initial
18 issuance or renewal of operator’s licenses and identification cards.

19 **SECTION 109.** 343.165 (7) of the statutes is created to read:

20 343.165 (7) (a) The department may process an application for, and issue or
21 renew, an operator’s license or identification card without meeting the requirements
22 under subs. (2) and (3) if all of the following apply:

23 1. The operator’s license contains the marking specified in s. 343.03 (3r) or the
24 identification card contains the marking specified in s. 343.50 (3) (b).

1 2. The operator’s license or identification card is processed and issued or
2 renewed in compliance with applicable department practices and procedures that
3 were in effect immediately prior to the effective date of this subdivision [LRB
4 inserts date].

5 (b) In addition to other instances of original issuance or renewal, this
6 subsection specifically applies to renewals occurring after the effective date of this
7 paragraph [LRB inserts date], of operator’s licenses or identification cards
8 originally issued prior to the effective date of this paragraph [LRB inserts date].

9 **SECTION 110.** 343.17 (3) (a) 2. of the statutes is amended to read:

10 343.17 (3) (a) 2. A color photograph of the person, unless the exception under
11 s. 343.14 (3m) applies.

12 **SECTION 111.** 343.17 (3) (a) 14. of the statutes is created to read:

13 343.17 (3) (a) 14. If the license contains the marking specified in s. 343.03 (3r),
14 a distinctive appearance specified by the department that clearly distinguishes the
15 license from other operator’s licenses or identification cards issued by the
16 department and that alerts federal agency and other law enforcement personnel that
17 the license may not be accepted for federal identification or any other official
18 purpose.

19 **SECTION 112.** 343.17 (5) of the statutes is amended to read:

20 343.17 (5) NO PHOTOS ON TEMPORARY LICENSES. The temporary licenses issued
21 under ss. 343.10, 343.11 (1) and (3), 343.16 (6) (b), and 343.305 (8) (a) shall be on
22 forms provided by the department and shall contain the information required by sub.
23 (3), except the license is that temporary licenses under ss. 343.16 (6) (b) and 343.305
24 (8) (a), and temporary licenses subject to any photograph exception under s. 343.14
25 (3), are not required to include a photograph of the licensee.

1 **SECTION 113.** 343.17 (5) of the statutes, as affected by 2007 Wisconsin Act 20
2 and 2011 Wisconsin Act (this act), is repealed and recreated to read:

3 **343.17 (5)** NO PHOTOS ON TEMPORARY LICENSES. The temporary licenses issued
4 under ss. 343.10, 343.11 (1) and (3), 343.16 (6) (b), and 343.305 (8) (a) shall be on
5 forms provided by the department and shall contain the information required by sub.
6 (3), except that temporary licenses under ss. 343.16 (6) (b) and 343.305 (8) (a) are not
7 required to include a photograph of the licensee. This subsection does not apply to
8 a noncitizen temporary license, as described in s. 343.03 (3m).

9 **SECTION 114.** 343.50 (1) of the statutes is renumbered 343.50 (1) (a).

10 **SECTION 115.** 343.50 (1) of the statutes, as affected by 2007 Wisconsin Act 20
11 and 2011 Wisconsin Act (this act), is repealed and recreated to read:

12 **343.50 (1) (a)** Subject to par. (b) and s. 343.165, the department shall issue to
13 every qualified applicant, who has paid all required fees, an identification card as
14 provided in this section.

15 (b) The department may not issue an identification card to a person previously
16 issued an operator's license in another jurisdiction unless the person surrenders to
17 the department any valid operator's license possessed by the person issued by
18 another jurisdiction, which surrender operates as a cancellation of the license insofar
19 as the person's privilege to operate a motor vehicle in this state is concerned. Within
20 30 days following issuance of the identification card under this section, the
21 department shall destroy any operator's license surrendered under this paragraph
22 and report to the jurisdiction that issued the surrendered operator's license that the
23 license has been destroyed and the person has been issued an identification card in
24 this state.

1 (c) The department may issue a receipt to any applicant for an identification
2 card, which receipt shall constitute a temporary identification card while the
3 application is being processed and shall be valid for a period not to exceed 60 days.
4 If the application for an identification card is processed under the exception specified
5 in s. 343.165 (7), the receipt shall include the marking specified in sub. (3) (b).

6 **SECTION 116.** 343.50 (1) (c) of the statutes is created to read:

7 343.50 (1) (c) The department may issue a receipt to any applicant for an
8 identification card, which receipt shall constitute a temporary identification card
9 while the application is being processed and shall be valid for a period not to exceed
10 60 days.

11 **SECTION 117.** 343.50 (3) of the statutes is amended to read:

12 343.50 (3) DESIGN AND CONTENTS OF CARD. The card shall be the same size as
13 an operator's license but shall be of a design which is readily distinguishable from
14 the design of an operator's license and bear upon it the words "IDENTIFICATION
15 CARD ONLY". The information on the card shall be the same as specified under s.
16 343.17 (3). The card may serve as a record of gift under s. 157.06 (2) (t) and the holder
17 may affix a sticker thereto as provided in s. 343.175 (3). The card may also serve as
18 a record of refusal under s. 157.06 (2) (u). The Except as provided in sub. (4g), the
19 card shall contain the holder's photograph and, if applicable, shall be of the design
20 specified under s. 343.17 (3) (a) 12.

21 **SECTION 118.** 343.50 (3) of the statutes, as affected by 2007 Wisconsin Act 20
22 and 2011 Wisconsin Act (this act), is repealed and recreated to read:

23 343.50 (3) DESIGN AND CONTENTS OF CARD. (a) The card shall be the same size as
24 an operator's license but shall be of a design which is readily distinguishable from
25 the design of an operator's license and bear upon it the words "IDENTIFICATION

1 CARD ONLY.” The information on the card shall be the same as specified under s.
2 343.17 (3). If the issuance of the card requires the applicant to present any
3 documentary proof specified in s. 343.14 (2) (es) 4. to 7., the card shall display, on the
4 front side of the card, a legend identifying the card as temporary. The card shall
5 contain physical security features consistent with any requirement under federal
6 law. The card may serve as a record of gift under s. 157.06 (2) (t) and the holder may
7 affix a sticker thereto as provided in s. 343.175 (3). The card may also serve as a
8 record of refusal under s. 157.06 (2) (u). Except as provided in sub. (4g), the card shall
9 contain the holder’s photograph and, if applicable, shall be of the design specified
10 under s. 343.17 (3) (a) 12.

11 (b) If an identification card is issued based upon the exception specified in s.
12 343.165 (7), the card shall, in addition to any other required legend or design, be of
13 the design specified under s. 343.17 (3) (a) 14. and include a marking similar or
14 identical to the marking described in s. 343.03 (3r).

15 **SECTION 119.** 343.50 (4) of the statutes is amended to read:

16 343.50 (4) APPLICATION. The application for an identification card shall include
17 any information required under ss. 85.103 (2) and 343.14 (2) (a), (b), (bm), (br), (em),
18 ~~and (er), and (j).~~ and such further information as the department may reasonably
19 require to enable it to determine whether the applicant is entitled by law to an
20 identification card. ~~The Except as provided in sub. (4g), the department shall, as part~~
21 ~~of the application process, take a photograph of the applicant to comply with sub. (3).~~
22 ~~No Except as provided in sub. (4g), no application may be processed without the~~
23 ~~photograph being taken. Misrepresentations in violation of s. 343.14 (5) are~~
24 ~~punishable as provided in s. 343.14 (9).~~

1 **SECTION 120.** 343.50 (4) of the statutes, as affected by 2007 Wisconsin Act 20
2 and 2011 Wisconsin Act (this act), is repealed and recreated to read:

3 **343.50 (4) APPLICATION.** The application for an identification card shall include
4 any information required under ss. 85.103 (2) and 343.14 (2) (a), (b), (bm), (br), (em),
5 (es), and (j), and such further information as the department may reasonably require
6 to enable it to determine whether the applicant is entitled by law to an identification
7 card. Except with respect to renewals described in s. 343.165 (4) (d) and except as
8 provided in sub. (4g), the department shall, as part of the application process, take
9 a digital photograph including facial image capture of the applicant to comply with
10 sub. (3) (a). Except with respect to renewals described in s. 343.165 (4) (d) and except
11 as provided in sub. (4g), no application may be processed without the photograph
12 being taken. Misrepresentations in violation of s. 343.14 (5) are punishable as
13 provided in s. 343.14 (9).

14 **SECTION 121.** 343.50 (4g) of the statutes is created to read:

15 **343.50 (4g) PHOTOGRAPH REQUIREMENT; EXCEPTION.** An application for an
16 identification card may be processed and the identification card issued or renewed
17 without a photograph being taken of the applicant if the applicant provides to the
18 department an affidavit stating that the applicant has a sincerely held religious
19 belief against being photographed; identifying the religion to which he or she belongs
20 or the tenets of which he or she adheres to; and stating that the tenets of the religion
21 prohibit him or her from being photographed.

22 **SECTION 122.** 343.50 (4g) of the statutes, as created by 2011 Wisconsin Act
23 (this act), is repealed and recreated to read:

24 **343.50 (4g) PHOTOGRAPH REQUIREMENT; EXCEPTION.** If the application for an
25 identification card is processed under the exception specified in s. 343.165 (7), the

1 application may be processed and the identification card issued or renewed without
2 a photograph being taken of the applicant if the applicant provides to the department
3 an affidavit stating that the applicant has a sincerely held religious belief against
4 being photographed; identifying the religion to which he or she belongs or the tenets
5 of which he or she adheres to; and stating that the tenets of the religion prohibit him
6 or her from being photographed.

7 **SECTION 123.** 343.50 (5) (a) of the statutes, as affected by 2009 Wisconsin Act
8 28, sections 2958 and 2959, and 2011 Wisconsin Act (this act), is repealed and
9 recreated to read:

10 343.50 (5) (a) 1. Except as provided in subds. 2. and 3., the fee for an original
11 card, for renewal of a card, and for the reinstatement of an identification card after
12 cancellation under sub. (10) shall be \$18.

13 2. The department may not charge a fee to an applicant for the initial issuance
14 of an identification card if any of the following apply:

15 a. The department has canceled the applicant's valid operator's license after
16 a special examination under s. 343.16 (5) and, at the time of cancellation, the
17 expiration date for the canceled license was not less than 6 months after the date of
18 cancellation.

19 b. The department has accepted the applicant's voluntary surrender of a valid
20 operator's license under s. 343.265 (1) and, at the time the department accepted
21 surrender, the expiration date for the surrendered license was not less than 6 months
22 after the date that the department accepted surrender.

23 3. The department may not charge a fee to an applicant for the initial issuance,
24 renewal, or reinstatement of an identification card if the applicant identifies himself
25 or herself as a qualified elector.

1 **SECTION 124.** 343.50 (5) (a) 1. of the statutes is amended to read:

2 343.50 **(5)** (a) 1. Except as provided in ~~subd.~~ subds. 2. and 3., the fee for an
3 original card and for the reinstatement of an identification card after cancellation
4 under sub. (10) shall be \$18.

5 **SECTION 125.** 343.50 (5) (a) 3. of the statutes is created to read:

6 343.50 **(5)** (a) 3. The department may not charge a fee to an applicant for the
7 initial issuance or reinstatement of an identification card if the applicant identifies
8 himself or herself as a qualified elector.

9 **SECTION 126.** 343.50 (5m) of the statutes is amended to read:

10 343.50 **(5m)** CARD ISSUANCE FEE. In addition to any other fee under this section,
11 for the issuance of an original identification card or duplicate identification card or
12 for the renewal or reinstatement of an identification card after cancellation under
13 sub. (10), a card issuance fee of \$10 shall be paid to the department. The fee under
14 this subsection does not apply to an applicant if the department may not charge the
15 applicant a fee under sub. (5) (a) 2. or 3.

16 **SECTION 127.** 343.50 (6) of the statutes is amended to read:

17 343.50 **(6)** RENEWAL. At least 30 days prior to the expiration of the card, the
18 department shall mail a renewal application to the last-known address of each
19 identification card holder. The department shall include with the application
20 information, as developed by all organ procurement organizations in cooperation
21 with the department, that promotes anatomical donations and which relates to the
22 anatomical donation opportunity available under s. 343.175. The fee for a renewal
23 identification card shall be \$18, ~~which~~ except that, if the identification card holder
24 satisfies the requirements for an applicant specified in sub. (5) (a) 3., there shall be
25 no fee for renewal of the identification card. The renewal identification card shall

1 be valid for 8 years, except that a card that is issued to a person who is not a United
2 States citizen and who provides documentary proof of legal status as provided under
3 s. 343.14 (2) (er) shall expire on the date that the person's legal presence in the United
4 States is no longer authorized. If the documentary proof as provided under s. 343.14
5 (2) (er) does not state the date that the person's legal presence in the United States
6 is no longer authorized, then the card shall be valid for 8 years.

7 **SECTION 128.** 343.50 (6) of the statutes, as affected by 2007 Wisconsin Act 20,
8 section 3383, and 2011 Wisconsin Act (this act), is repealed and recreated to read:

9 **343.50 (6) RENEWAL NOTICE.** At least 30 days prior to the expiration of an
10 identification card, the department shall mail a renewal application to the
11 last-known address of the card holder. If the card was issued or last renewed based
12 upon the person's presenting of any documentary proof specified in s. 343.14 (2) (es)
13 4. to 7., the notice shall inform the card holder of the requirement under s. 343.165
14 (4) (c). The department shall include with the application information, as developed
15 by all organ procurement organizations in cooperation with the department, that
16 promotes anatomical donations and which relates to the anatomical donation
17 opportunity available under s. 343.175.

18 **SECTION 129. Nonstatutory provisions.**

19 (1) **PUBLIC INFORMATIONAL CAMPAIGN.** In conjunction with the first regularly
20 scheduled primary and election at which the voter identification requirements of this
21 act initially apply, the government accountability board shall conduct a public
22 informational campaign for the purpose of informing prospective voters of the voter
23 identification requirements of this act.

24 (2) **SPECIAL PROCEDURE AT ELECTIONS HELD PRIOR TO 2012 SPRING PRIMARY.**
25 Notwithstanding sections 6.15 (3), 6.79 (2) (a), 6.82 (1) (a), 6.87 (2), 6.94, 6.97 (1) and

1 (3) (b) of the statutes, as affected by this act, and sections 6.15 (2) (bm) and 6.97 (3)
2 (a) and (c) of the statutes, as created by this act, no elector who votes by absentee
3 ballot at an election held prior to the 2012 spring primary is required to provide proof
4 of identification, and an elector who votes at a polling place at an election held prior
5 to the date of the 2012 spring primary shall be requested by the election officials to
6 present proof of identification, but if the elector does not present proof of
7 identification, and the elector is otherwise qualified, the elector's ballot shall be
8 counted without the necessity of presenting proof of identification and without the
9 necessity of casting a provisional ballot. If any elector who votes at a polling place
10 at such an election does not provide proof of identification and would be required to
11 provide proof of identification but for the exemption under this subsection, the
12 election official who provides that elector with a ballot shall also provide to the elector
13 written information prescribed by the government accountability board briefly
14 describing the voter identification requirement created by this act and informing the
15 elector that he or she will be required to comply with that requirement when voting
16 at future elections beginning with the 2012 spring primary unless an exemption
17 applies.

18 (3) SPECIAL REGISTRATION DEPUTY APPOINTMENTS. Notwithstanding section 6.26
19 (2) (am), 2009 stats., the appointment of each individual who serves as a special
20 registration deputy under section 6.26 (2) of the statutes on the effective date of this
21 subsection solely as the result of action of the government accountability board is
22 revoked.

23 **SECTION 130. Initial applicability.**

1 (1) PARTY TICKET VOTING. The treatment of sections 5.37 (1), 5.64 (1) (ar) 1. a.
2 and 1m. and (b), 5.91 (2), 7.50 (2) (a), and 10.02 (3) (b) 1. and (c) of the statutes first
3 applies with respect to voting at the 2012 general election.

4 (2) ABSENTEE VOTING. The treatment of section 6.86 (1) (b) of the statutes first
5 applies with respect to requests for absentee ballots made for voting at elections held
6 on the effective date of this subsection.

7 (3) DEADLINE FOR LATE REGISTRATION. The treatment of sections 6.29 (2) (a) (with
8 respect to the deadline for late registration) first applies with respect to late
9 registration for elections held on the effective date of this subsection.

10 (4) VOTER REGISTRATION INFORMATION. The treatment of section 6.33 (1) of the
11 statutes first applies with respect to registration of electors occurring on the effective
12 date of this subsection.

13 (5) PROOF OF RESIDENCE. The treatment of section 6.34 (3) (a) 7. and (b) (intro.)
14 of the statutes first applies with respect to elections held on the effective date of this
15 subsection.

16 **SECTION 131. Effective dates.** This act takes effect on the day after
17 publication, except as follows:

18 (1) VOTING IDENTIFICATION ASSISTANCE. The treatment of section 7.08 (12) of the
19 statutes and SECTION 129 (1) of this act take effect on the day after publication or the
20 day after publication of the 2011–2013 biennial budget act, whichever is later.

21 (2) OPERATOR'S LICENSES AND IDENTIFICATION CARDS.

22 (a) The treatment of sections 343.03 (3r), 343.06 (1) (L), 343.10 (7) (d), 343.11
23 (3) (by SECTION 96), 343.14 (3) and (3m), 343.165 (1) (intro.), (2), (3) (a), (4) (a), (c), and
24 (d), (5), and (7), and 343.17 (3) (a) 2. and 14. of the statutes and the repeal and
25 recreation of sections 343.16 (3) (a), 343.17 (5), and 343.50 (1), (3), (4), and (4g) of the

1 statutes take effect on the day after publication or on the date on which the creation
2 of section 343.165 of the statutes by 2007 Wisconsin Act 20 takes effect, whichever
3 is later.

4 (b) The amendment of section 343.50 (5) (a) 1., (5m), and (6) of the statutes and
5 the creation of section 343.50 (5) (a) 3. of the statutes take effect on the day after
6 publication, or on the day after publication of the 2011–13 biennial budget act,
7 whichever is later.

8 (c) The repeal and recreation of sections 343.50 (5) (a) and (6) of the statutes
9 takes effect on the day after publication, or on the day after publication of the
10 2011–13 biennial budget act, or on the date on which the creation of section 343.165
11 of the statutes by 2007 Wisconsin Act 20 takes effect, whichever is latest.

12

(END)