



State of Wisconsin
2011 - 2012 LEGISLATURE



LRBs0106/1

stays
/A

Tue 5/16 - 9 AM
if possible

JTK + AEG in

SENATE SUBSTITUTE AMENDMENT,

TO 2011 ASSEMBLY BILL 7

cjs/nwn/jld/kjf

Gen Cat

(regenerate)

1 AN ACT ~~to repeal~~ 5.64 (1) (ar) 1. a., 5.91 (2), 6.26 (2) (am), 6.36 (5), 6.56 (5), 7.08
2 (9), 7.15 (1) (L), 7.50 (2) (a) and 12.13 (3) (v); **to renumber** 6.79 (3) and 343.50
3 (1); **to renumber and amend** 6.85, 6.86 (2m), 6.87 (4) and 6.97 (3); **to amend**
4 5.35 (6) (a) 2., 5.35 (6) (a) 4a., 5.37 (1), 5.64 (1) (b), 6.02 (1), 6.02 (2), 6.10 (3), 6.10
5 (4), 6.15 (1), 6.15 (2) (a), 6.15 (2) (d) 1r., 6.15 (3), 6.18, 6.22 (4) (b), 6.22 (7), 6.24
6 (4) (c), 6.24 (4) (d), 6.26 (2) (b), 6.26 (2) (c), 6.26 (2) (cm), 6.29 (1), 6.29 (2) (a), 6.33
7 (1), 6.33 (2) (b), 6.33 (5) (a), 6.34 (2), 6.36 (1) (b) 1. a., 6.36 (2) (a), 6.40 (1) (a) 1.,
8 6.55 (2) (a) 1., 6.55 (2) (b), 6.55 (2) (c) 1., 6.55 (2) (c) 2., 6.79 (1m), 6.79 (2) (a), 6.79
9 (2) (d), 6.79 (3) (title), 6.79 (4), 6.79 (6), 6.82 (1) (a), 6.86 (1) (ar), 6.86 (1) (b), 6.86
10 (3) (a) 1., 6.86 (3) (a) 2., 6.86 (3) (c), 6.869, 6.87 (1), 6.87 (2), 6.87 (3) (d), 6.87 (6),
11 6.875 (title), 6.875 (2) (a), 6.875 (3) and (4), 6.875 (6) (a) and (b), 6.875 (6) (c) 1.,
12 6.875 (6) (c) 2., 6.875 (6) (e), 6.875 (7), 6.88 (3) (a), 6.92 (1), 6.94, 6.97 (title), 6.97
13 (1), 6.97 (2), 7.08 (8) (title), 7.15 (1) (cm), 7.15 (1) (j), 7.23 (1) (e), ~~7.52 (3) (a)~~, 7.52

1 (6) (b), 10.02 (3) (form) (a), 10.02 (3) (b) 1., 10.02 (3) (c), 12.03 (2) (b) 3., 12.13 (2)
 2 (b) 6m., 343.06 (1) (L), 343.10 (7) (d), 343.11 (1), 343.11 (3), 343.11 (3), 343.14
 3 (3), 343.165 (1) (intro.), 343.165 (2), 343.165 (3) (a), 343.165 (4) (a), 343.165 (4)
 4 (c), 343.165 (4) (d), 343.165 (5), 343.17 (3) (a) 2., 343.17 (5), 343.50 (3), 343.50
 5 (4), 343.50 (5) (a) 1., 343.50 (5m) and 343.50 (6); **to repeal and recreate** 343.17
 6 (5), 343.50 (1), 343.50 (3), 343.50 (4), 343.50 (4g), 343.50 (5) (a) and 343.50 (6);
 7 and **to create** 5.02 (6m), 5.02 (16c), 5.64 (1) (ar) 1m., 6.15 (2) (bm), 6.36 (1) (bm)
 8 and (bn), 6.79 (2) (am), 6.79 (3) (b), 6.79 (7), 6.87 (4) (a), 6.87 (4) (b) 2., 6.87 (4)
 9 (b) 3., 6.87 (4) (b) 4., 6.87 (4) (b) 5., 6.875 (1) (ap) and (asm), 6.875 (2) (d), 6.965,
 10 6.97 (3) (a), 6.97 (3) (c), 7.08 (12), 343.03 (3r), 343.14 (3m), 343.165 (7), 343.17
 11 (3) (a) 14., 343.50 (1) (c), 343.50 (4g) and 343.50 (5) (a) 3. of the statutes;
 12 **relating to:** requiring certain identification in order to vote at a polling place
 13 or obtain an absentee ballot; absentee voting; late voter registration; proof of
 14 residence; a requirement for electors to provide a signature when voting in
 15 person at an election; the duration and location of residency for voting purposes;
 16 voting a straight party ticket; issuance of operator's licenses and identification
 17 cards by the Department of Transportation; voter registration information; the
 18 statewide voter registration list; voter registration activities; granting
 19 rule-making authority; making an appropriation; and providing a penalty.

MS ANAL

Analysis by the Legislative Reference Bureau

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

20 **SECTION 1.** 5.02 (6m) of the statutes is created to read:

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 ~~§~~ 343.14
8 (3m) or 343.50 (4g). *SS.*

5.02 (6m) (h) and
SS.

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 ~~submittal 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.** ~~6.18 of the statutes is amended to read:~~

6 **6.18 Former residents.** If ineligible to qualify as an elector in the state to
 7 which the elector has moved, any former qualified Wisconsin elector may vote an
 8 absentee ballot in the ward of the elector's prior residence in any presidential election
 9 occurring within 24 months after leaving Wisconsin by requesting an application
 10 form and returning it, properly executed, to the municipal clerk of the elector's prior
 11 Wisconsin residence. When requesting an application form for an absentee ballot,
 12 the applicant shall specify the applicant's eligibility for only the presidential ballot.
 13 The application form shall require the following information and be in substantially
 14 the following form:

15 This form shall be returned to the municipal clerk's office. Application must be
 16 received in sufficient time for ballots to be mailed and returned prior to any
 17 presidential election at which applicant wishes to vote. Complete all statements in
 18 full.

19 APPLICATION FOR PRESIDENTIAL
 20 ELECTOR'S ABSENTEE BALLOT.
 21 (To be voted at the Presidential Election
 22 on November, (year)

23 I, hereby swear or affirm that I am a citizen of the United States, formerly
 24 residing at in the ward aldermanic district (city, town, village) of, County
 25 of for 10 days prior to leaving the State of Wisconsin. I, do solemnly swear or

1 affirm that I do not qualify to register or vote under the laws of the State of(State
 2 you now reside in) where I am presently residing. A citizen must be a resident of:
 3 State(Insert time) County(Insert time) City, Town or Village(Insert time),
 4 in order to be eligible to register or vote therein. I further swear or affirm that my
 5 legal residence was established in the State of(the State where you now reside)
 6 on Month Day Year.

7 Signed

8 Address(Present address)

9(City)(State)

10 Subscribed and sworn to before me this day of (year)

11(Notary Public, or other officer authorized to administer oaths.)

12(County)

13 My Commission expires

14 MAIL/BALLOT TO:

15 NAME

16 ADDRESS

17 CITY STATE ZIP CODE

18 *Penalties for Violations.* Whoever swears falsely to any absent elector affidavit
 19 under this section may be fined not more than \$1,000 or imprisoned for not more than
 20 6 months or both. Whoever intentionally votes more than once in an election may
 21 be fined not more than \$10,000 or imprisoned for not more than 3 years and 6 months
 22 or both.

23(Municipal Clerk)

24(Municipality)

25 SECTION 15. 6.22 (4) (b) of the statutes is amended to read:



1 6.22 (4) (b) A military elector's application may be received at any time. The
2 municipal clerk shall not send or transmit a ballot for an election if the application
3 is received later than 5 p.m. on the Friday preceding that election. The municipal
4 clerk shall send or transmit a ballot, as soon as available, to each military elector who
5 requests files a timely request for a ballot.

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

7 6.24 (4) (c) Upon receipt of a timely application from an individual who
8 qualifies as an overseas elector and who has registered to vote in a municipality
9 under sub. (3), the municipal clerk of the municipality shall send or transmit an
10 absentee ballot to the individual for all subsequent elections for national office to be
11 held during the year in which the ballot is requested, unless the individual otherwise
12 requests or until the individual no longer qualifies as an overseas elector.

13 **SECTION 17.** 6.24 (4) (d) of the statutes is amended to read:

14 6.24 (4) (d) An overseas elector who is not registered may request both a
15 registration form and an absentee ballot at the same time, and the municipal clerk
16 shall send or transmit the ballot automatically if the registration form is received
17 within the time prescribed in s. 6.28 (1). The board shall prescribe a special
18 certificate form for the envelope in which the absentee ballot for overseas electors is
19 contained, which shall be substantially similar to that provided under s. 6.87 (2). An
20 overseas elector shall make and subscribe to the special certificate form before a
21 witness who is an adult U.S. citizen.

22 **SECTION 18.** 6.26 (2) (am) of the statutes is repealed.

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

24 6.26 (2) (b) The municipal clerk, or board of election commissioners, ~~or~~
25 ~~government accountability board~~ may appoint any applicant who qualifies under

1 this subsection, unless the applicant's appointment has been revoked by a
2 municipality ~~or by the board~~ for cause. The municipal clerk, or board of election
3 commissioners, ~~or government accountability board~~ may revoke an appointment
4 made by the clerk, or board of election commissioners, ~~or government accountability~~
5 ~~board~~ for cause at any time.

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

7 6.26 (2) (c) No individual may serve as a special registration deputy in a
8 municipality unless the individual is appointed by the municipal clerk or board of
9 election commissioners of the municipality ~~or the individual is appointed by the~~
10 ~~government accountability board to serve all municipalities~~ and the individual
11 completes training required under s. 7.315.

12 **SECTION 21.** 6.26 (2) (cm) of the statutes is amended to read:

13 6.26 (2) (cm) ~~The board and each~~ Each municipal clerk shall maintain a record
14 of the names and addresses of each individual who is appointed by ~~the board or the~~
15 clerk to serve as a special registration deputy under this section and who has
16 complied with the training requirements for service as a special registration deputy
17 under s. 7.315 (1) (b) 1.

18 **SECTION 22.** 6.29 (1) of the statutes is amended to read:

19 6.29 (1) No names may be added to a registration list for any election after the
20 close of registration, except as authorized under this section or s. 6.55 (2) or 6.86 (3)
21 (a) 2. Any person whose name is not on the registration list but who is otherwise a
22 qualified elector is entitled to vote at the election upon compliance with this section,
23 if the person complies with all other requirements for voting at the polling place.

24 **SECTION 23.** 6.29 (2) (a) of the statutes is amended to read:

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

22 **SECTION 24.** 6.33 (1) of the statutes is amended to read:

23 6.33 (1) The board shall prescribe the format, size, and shape of registration
24 forms. All forms shall be printed on cards and each item of information shall be of
25 uniform font size, as prescribed by the board. The municipal clerk shall supply

1 sufficient forms to meet voter registration needs. The forms shall be designed to
2 obtain from each applicant information as to name; date; residence location; location
3 of previous residence immediately before moving to current residence location;
4 citizenship; date of birth; age; the number of a current and valid operator's license
5 issued to the elector under ch. 343 or the last 4 digits of the elector's social security
6 account number; whether the applicant has resided within the ward or election
7 district for at least 10 days; whether the applicant has been convicted of a felony for
8 which he or she has not been pardoned, and if so, whether the applicant is
9 incarcerated, or on parole, probation, or extended supervision; whether the applicant
10 is disqualified on any other ground from voting; and whether the applicant is
11 currently registered to vote at any other location. The form shall include a space for
12 the applicant's signature and the signature of any corroborating elector. Below the
13 space for the signature, the form shall state "Falsification of information on this form
14 is punishable under Wisconsin law as a Class I felony." The form shall include a
15 space to enter the name of any special registration deputy under s. 6.26 or 6.55 (6)
16 or inspector, municipal clerk, or deputy clerk under s. 6.55 (2) who obtains the form
17 and a space for the deputy, inspector, clerk, or deputy clerk to sign his or her name,
18 affirming that the deputy, inspector, clerk, or deputy clerk has accepted the form.
19 The form shall include a space for entry of the ward and aldermanic district, if any,
20 where the elector resides and any other information required to determine the offices
21 and referenda for which the elector is certified to vote. The form shall also include
22 a space where the clerk may record an indication of whether the form is received by
23 mail, a space where the clerk may record an indication of the type of identifying
24 document submitted by the elector as proof of residence under s. 6.34, whenever
25 required, and a space where the clerk, for any applicant who possesses a valid voting

1 identification card issued to the person under s. 6.47 (3), may record the
2 identification serial number appearing on the voting identification card. Each
3 county clerk shall obtain sufficient registration forms for completion by an elector
4 who desires to register to vote at the office of the county clerk under s. 6.28 (4).

5 **SECTION 25.** 6.33 (5) (a) of the statutes is amended to read:

6 6.33 (5) (a) Except as provided in par. (b) and this paragraph, whenever a
7 municipal clerk receives a valid registration or valid change of a name or address
8 under an existing registration and whenever a municipal clerk changes a
9 registration from eligible to ineligible status, the municipal clerk shall promptly
10 enter electronically on the list maintained by the board under s. 6.36 (1) the
11 information required under that subsection, ~~except that the~~. Except as provided in
12 par. (b) and this paragraph, the municipal clerk may update any entries that change
13 on the date of an election in the municipality other than a general election within 30
14 days after that the date, and the of that election, and may update any entries that
15 change on the date of a general election within 45 days after the date of that election.
16 The legal counsel of the board may, upon request of a municipal clerk, permit the
17 clerk to update entries that change on the date of a general election within 60 days
18 after that election. The municipal clerk shall provide to the board information that
19 is confidential under s. 6.47 (2) in such manner as the board prescribes.

20 **SECTION 26.** 6.34 (2) of the statutes is amended to read:

21 6.34 (2) ~~Except as authorized in ss. 6.29 (2) (a) and 6.86 (3) (a) 2., upon~~ Upon
22 completion of a registration form prescribed under s. 6.33, each eligible elector who
23 is required to register under s. 6.27, who is not a military elector or an overseas
24 elector, and who registers after the close of registration under s. 6.29 or 6.86 (3) (a)
25 2., shall provide an identifying document that establishes proof of residence under

1 sub. (3). Each eligible elector who is required to register under s. 6.27, who is not a
2 military elector or an overseas elector, who registers by mail, and who has not voted
3 in an election in this state shall, if voting in person, provide an identifying document
4 that establishes proof of residence under sub. (3) or, if voting by absentee ballot,
5 provide a copy of an identifying document that establishes proof of residence under
6 sub. (3). If the elector registered by mail, the identifying document may not be a
7 residential lease.

8 **SECTION 27.** 6.34 (3) (a) 7. of the statutes is renumbered 6.34 (3) (a) 7. (intro.)
9 and amended to read:

10 6.34 (3) (a) 7. (intro.) Any of the following documents without the address
11 specified in par. (b):

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

18 b. An identification card issued by a university, college or technical college that
19 contains a photograph of the cardholder if the university, college, or technical college
20 that issued the card provides a certified and current list of students who reside in
21 housing sponsored by the university, college, or technical college and who are U.S.
22 citizens to the municipal clerk prior to the election showing the current address of
23 the students and if the municipal clerk, special registration deputy, or inspector
24 verifies that the student presenting the card is included on the list.

25 **SECTION 28.** 6.34 (3) (b) (intro.) of the statutes is amended to read:

1 6.34 (3) (b) (intro.) ~~The~~ Except as provided in par. (a) 7., the identifying
2 documents prescribed in par. (a) shall contain all of the following in order to be
3 considered proof of residence:

4 **SECTION 29.** 6.36 (1) (b) 1. a. of the statutes is amended to read:

5 6.36 (1) (b) 1. a. ~~No~~ Except as provided in pars. (bm) and (bn), no person other
6 than an employee of the board, a county clerk, a deputy county clerk, an executive
7 director of a county board of election commissioners, a deputy designated by the
8 executive director, a municipal clerk, a deputy municipal clerk, an executive director
9 of a city board of election commissioners, or a deputy designated by the executive
10 director may view the date of birth, operator's license number, or social security
11 account number of an elector, the address of an elector to whom an identification
12 serial number is issued under s. 6.47 (3), or any indication of an accommodation
13 required under s. 5.25 (4) (a) to permit voting by an elector.

14 **SECTION 30.** 6.36 (1) (bm) and (bn) of the statutes are created to read:

15 6.36 (1) (bm) The board or any municipal clerk or board of election
16 commissioners may transfer any information in the registration list to which access
17 is restricted under par. (b) 1. a. to a law enforcement agency, as defined in s. 165.77
18 (1) (b), to be used for law enforcement purposes.

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

22 **SECTION 31.** 6.36 (2) (a) of the statutes is amended to read:

23 6.36 (2) (a) ~~Except as provided in par. (b),~~ each registration list prepared for use
24 as a poll list at a polling place or for purposes of canvassing absentee ballots at an
25 election shall contain the full name and address of each registered elector; a blank

1 column for the entry of the serial number of the electors when they vote or the poll
2 list number used by the municipal board of absentee ballot canvassers in canvassing
3 absentee ballots; an indication next to the name of each elector for whom proof of
4 residence under s. 6.34 is required; a space for entry of the elector's signature, or if
5 another person signed the elector's registration form for the elector by reason of the
6 elector's physical disability, the word "exempt"; and a form of certificate bearing the
7 certification of the administrator of the elections division of the board stating that
8 the list is a true and complete registration list of the municipality or the ward or
9 wards for which the list is prepared. The board shall, by rule, prescribe the space and
10 location for entry of each elector's signature on the poll list which shall provide for
11 entry of the signature without changing the orientation of the poll list from the
12 orientation used by the election officials.

13 **SECTION 32.** 6.36 (5) of the statutes is repealed.

14 **SECTION 33.** 6.40 (1) (a) 1. of the statutes is amended to read:

15 6.40 (1) (a) 1. Any registered elector shall may transfer registration after a
16 change of residence within the state by filing in person with the municipal clerk of
17 the municipality where the elector resides or by mailing to the municipal clerk a
18 signed request stating his or her present address, affirming that this will be his or
19 her residence for 10 days prior to the election and providing the address where he or
20 she was last registered. Alternatively, the elector may transfer his or her registration
21 at the proper polling place or other registration location under s. 6.02 (2) in
22 accordance with s. 6.55 (2) (a). If an elector is voting in the ward or election district
23 where the elector formerly resided, the change shall be effective for the next election.

24 **SECTION 34.** 6.55 (2) (b) of the statutes is amended to read:

1 6.55 (2) (b) Upon executing the registration form under par. (a), the elector
2 shall provide proof of residence under s. 6.34. If the elector cannot provide proof of
3 residence, the information contained in the registration form shall be corroborated
4 in a statement that is signed by any elector who resides in the same municipality as
5 the registering elector and that contains the current street address of the
6 corroborating elector. The corroborator shall then provide proof of residence as
7 provided in s. 6.34. ~~If the elector is registering to vote in the general election and the~~
8 ~~elector presents a valid driver's license issued by another state, the inspector or~~
9 ~~deputy shall record on a separate list the name and address of the elector, the name~~
10 ~~of the state, and the license number and expiration date of the license.~~ The signing
11 by the elector executing the registration form and by any corroborator shall be in the
12 presence of the special registration deputy or inspector who shall then print his or
13 her name on and sign the form, indicating that the deputy or inspector has accepted
14 the form. Upon compliance with this procedure, the elector shall be permitted to cast
15 his or her vote, if the elector complies with all other requirements for voting at the
16 polling place.

17 **SECTION 35.** 6.55 (2) (c) 1. of the statutes is amended to read:

18 6.55 (2) (c) 1. As an alternative to registration at the polling place under pars.
19 (a) and (b), the board of election commissioners, or the governing body of any
20 municipality may by resolution require a person who qualifies as an elector and who
21 is not registered and desires to register on the day of an election to do so at another
22 readily accessible location in the same building as the polling place serving the
23 elector's residence or at an alternate polling place assigned under s. 5.25 (5) (b),
24 instead of at the polling place serving the elector's residence. In such case, the
25 municipal clerk shall prominently post a notice of the registration location at the

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

18 **SECTION 36.** 6.55 (2) (c) 2. of the statutes is amended to read:

19 6.55 (2) (c) 2. Upon compliance with the procedures under subd. 1., the
20 municipal clerk or deputy clerk shall issue a certificate addressed to the inspectors
21 of the proper polling place directing that the elector be permitted to cast his or her
22 vote if the elector complies with all requirements for voting at the polling place. The
23 clerk shall enter the name and address of the elector on the face of the certificate.
24 ~~If the elector's registration is corroborated, the clerk shall also enter the name and~~
25 ~~address of the corroborator on the face of the certificate.~~ The certificate shall be

1 numbered serially and prepared in duplicate. The municipal clerk shall preserve one
2 copy in his or her office.

3 **SECTION 37.** 6.79 (1m) of the statutes is amended to read:

4 6.79 (1m) SEPARATE POLL LISTS. Two election officials at each election ward shall
5 be in charge of and shall maintain 2 separate poll lists containing information
6 relating to all persons voting. The municipal clerk may elect to maintain the
7 information on the lists manually or electronically. If the lists are maintained
8 electronically, the board shall prescribe a supplemental list that contains the full
9 name, address, and space for the entry of the signature of each elector, or if the elector
10 is exempt from the signature requirement under s. 6.36 (2) (a), the word "exempt".
11 If the lists are maintained electronically, the officials shall enter the information into
12 an electronic data recording system that enables retrieval of printed copies of the
13 lists at the polling place. The system employed is subject to the approval of the board.

14 **SECTION 38.** 6.79 (2) (a) of the statutes is amended to read:

15 6.79 (2) (a) Unless information on the poll list is entered electronically, the
16 municipal clerk shall supply the inspectors with 2 copies of the most current official
17 registration list or lists prepared under s. 6.36 (2) (a) for use as poll lists at the polling
18 place. Except as provided in sub. subs. (6) to (8), each person eligible elector, before
19 receiving a serial number, shall state his or her full name and address and present
20 to the officials proof of identification. The officials shall verify that the name on the
21 proof of identification presented by the elector conforms to the name on the poll list
22 or separate list and shall verify that any photograph appearing on that document
23 reasonably resembles the elector. The officials shall then require the elector to enter
24 his or her signature on the poll list, supplemental list, or separate list maintained
25 under par. (c) unless the elector is exempt from the signature requirement under s.

1 6.36 (2) (a). The officials shall verify that the name and address ~~provided stated by~~
2 ~~the person are the same as~~ elector conform to the person's elector's name and address
3 on the poll list.

4 **SECTION 39.** 6.79 (2) (am) of the statutes is created to read:

5 6.79 (2) (am) If an elector previously signed his or her registration form or is
6 exempt from a registration requirement and is unable, due to physical disability, to
7 enter his or her signature at the election, the officials shall waive the signature
8 requirement if the officials determine that the elector is unable, due to physical
9 disability, to enter his or her signature. In this case, the officials shall enter next to
10 the name and address of the elector on the poll, supplemental, or separate list the
11 words "exempt by order of inspectors". If both officials do not waive the signature
12 requirement and the elector wishes to vote, the official or officials who do not waive
13 the requirement shall require the elector to vote by ballot and shall challenge the
14 elector's ballot as provided in s. 6.92 and treat the ballot in the manner provided in
15 s. 6.95. The challenged elector may then provide evidence of his or her physical
16 disability to the board of canvassers charged with initially canvassing the returns
17 prior to the completion of the initial canvass.

18 **SECTION 40.** 6.79 (2) (d) of the statutes is amended to read:

19 6.79 (2) (d) If the poll list indicates that proof of residence under s. 6.34 is
20 required and the document provided by the elector under par. (a) does not constitute
21 proof of residence under s. 6.34, the officials shall require the elector to provide proof
22 of residence. If proof of residence is provided, the officials shall verify that the name
23 and address on the identification document submitted as proof of residence provided
24 is the same as the name and address shown on the registration list. If proof of
25 residence is required and not provided, or if the elector does not present proof of

1 identification under par. (a), whenever required, the officials shall offer the
2 opportunity for the elector to vote under s. 6.97.

3 **SECTION 41.** 6.79 (3) (title) of the statutes is amended to read:

4 6.79 (3) (title) ~~REFUSAL TO GIVE NAME AND ADDRESS~~ PROVIDE NAME, ADDRESS, OR
5 PROOF OF IDENTIFICATION.

6 **SECTION 42.** 6.79 (3) of the statutes is renumbered 6.79 (3) (a).

7 **SECTION 43.** 6.79 (3) (b) of the statutes is created to read:

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

15 **SECTION 44.** 6.79 (4) of the statutes is amended to read:

16 6.79 (4) ~~SUPPLEMENTAL INFORMATION.~~ When any elector provides proof of
17 residence under s. 6.15, 6.29 or 6.55 (2), the election officials shall enter the type of
18 identifying document provided on the poll list, or separate list maintained under sub.
19 (2) (c). If the document submitted as proof of identity or residence includes a number
20 which applies only to the individual holding that document, the election officials
21 shall also enter that number on the list. When any elector corroborates the
22 registration identity or residence of any person offering to vote under s. 6.55 (2) (b)
23 or (c), or the registration identity or residence of any person registering on election
24 day under s. 6.86 (3) (a) 2., the election officials shall also enter the name and address
25 of the corroborator next to the name of the elector whose information is being

1 corroborated on the poll list, or the separate list maintained under sub. (2) (c). When
2 any person offering to vote has been challenged and taken the oath, following the
3 person's name on the poll list, the officials shall enter the word "Sworn".

4 **SECTION 45.** 6.79 (6) of the statutes is amended to read:

5 6.79 (6) CONFIDENTIAL NAMES AND ADDRESSES. An elector who has a confidential
6 listing under s. 6.47 (2) may present his or her identification card issued under s. 6.47
7 (3), or give his or her name and identification serial number issued under s. 6.47 (3),
8 in lieu of stating his or her name and address and presenting proof of identification
9 under sub. (2). If the elector's name and identification serial number appear on the
10 confidential portion of the list, the inspectors shall issue a voting serial number to
11 the elector, record that number on the poll list and permit the elector to vote.

12 **SECTION 46.** 6.79 (7) of the statutes is created to read:

13 6.79 (7) LICENSE SURRENDER. If an elector receives a citation or notice of intent
14 to revoke or suspend an operator's license from a law enforcement officer in any
15 jurisdiction that is dated within 60 days of the date of an election and is required to
16 surrender his or her operator's license or driving receipt issued to the elector under
17 ch. 343 at the time the citation or notice is issued, the elector may present an original
18 copy of the citation or notice in lieu of an operator's license or driving receipt issued
19 under ch. 343. In such case, the elector shall cast his or her ballot under s. 6.965.

20 **SECTION 47.** 6.79 (8) of the statutes is created to read:

21 6.79 (8) ELECTORS WHO ARE AT LEAST 65 YEARS OF AGE. If an elector states to the
22 election officials that he or she is at least 65 years of age and has resided at his or her
23 current residence for a period that includes at least the 2 most recent ^{presidential} ~~general~~
24 elections, the elector is exempt from the requirement to present proof of

1 identification. The inspectors shall enter on the poll list next to the name of each such
2 elector the word "exempt."

3 **SECTION 48.** 6.82 (1) (a) of the statutes is amended to read:

4 6.82 (1) (a) When any inspectors are informed that an eligible elector is at the
5 entrance to the polling place who as a result of disability is unable to enter the polling
6 place, they shall permit the elector to be assisted in marking a ballot by any
7 individual selected by the elector, except the elector's employer or an agent of that
8 employer or an officer or agent of a labor organization which represents the elector.
9 The Except as authorized in s. 6.79 (6) to (8), the individual selected by the elector
10 shall present to the inspectors proof of identification and, if the proof of identification
11 does not constitute proof of residence under s. 6.34, shall also provide proof of
12 residence under s. 6.34 for the assisted elector, whenever required, and all other
13 information necessary for the elector to obtain a ballot under s. 6.79 (2). The
14 inspectors shall verify that the name on the proof of identification presented by the
15 person assisting the elector conforms to the elector's name on the poll list or separate
16 list and shall verify that any photograph appearing on that document reasonably
17 resembles the elector. The inspectors shall then issue a ballot to the individual
18 selected by the elector and shall accompany the individual to the polling place
19 entrance where the assistance is to be given. If the ballot is a paper ballot, the
20 assisting individual shall fold the ballot after the ballot is marked by the assisting
21 individual. The assisting individual shall then immediately take the ballot into the
22 polling place and give the ballot to an inspector. The inspector shall distinctly
23 announce that he or she has "a ballot offered by (stating person's name), an elector
24 who, as a result of disability, is unable to enter the polling place without assistance".
25 The inspector shall then ask, "Does anyone object to the reception of this ballot?" If

1 no objection is made, the inspectors shall record the elector's name under s. 6.79 and
2 deposit the ballot in the ballot box, and shall make a notation on the poll list: "Ballot
3 received at poll entrance".

4 **SECTION 49.** 6.85 of the statutes is amended to read:

5 **6.85 Absent elector; definition electors.** (1) An absent elector is any
6 otherwise qualified elector who for any reason is unable or unwilling to appear at the
7 polling place in his or her ward or election district.

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

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

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

15 6.86 (1) (b) Except as provided in this section, if application is made by mail,
16 the application, ~~signed by the elector,~~ shall be received no later than 5 p.m. on the
17 5th day immediately preceding the election. If application is made in person, the
18 application shall be made no earlier than the opening of business on the 3rd Monday
19 preceding the election and no later than 5 p.m. or the close of business, whichever
20 is later, on the day Friday preceding the election. If Except as provided in par. (c),
21 if the elector is making written application for an absentee ballot at the September
22 primary or general election and the application indicates that the elector is a military
23 elector, as defined in s. ~~6.36 (2) (e)~~ 6.34 (1), the application shall be received by the
24 municipal clerk no later than 5 p.m. on election day. If the application indicates that
25 the reason for requesting an absentee ballot is that the elector is a sequestered juror,

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

12 **SECTION 51.** 6.86 (2m) of the statutes is renumbered 6.86 (2m) (a) and amended
13 to read:

14 6.86 (2m) (a) An Except as provided in this subsection, any elector other than
15 an elector who is ~~eligible to receive absentee ballots under sub. (2)~~ receives an
16 absentee ballot under sub. (2) or s. 6.22 (4) or 6.24 (4) (c) may by written application
17 filed with the municipal clerk of the municipality where the elector resides require
18 that an absentee ballot be sent or transmitted to the elector automatically for every
19 election that is held within the same calendar year in which the application is filed.
20 The application form and instructions shall be prescribed by the board, and
21 furnished upon request to any elector by each municipal clerk. The municipal clerk
22 shall thereupon mail or transmit an absentee ballot to the elector for all elections
23 that are held in the municipality during the same calendar year that the application
24 is filed, except that the clerk shall not send an absentee ballot for an election if the
25 elector's name appeared on the registration list in eligible status for a previous

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

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

21 **SECTION 52.** 6.86 (3) (a) 1. of the statutes is amended to read:

22 6.86 (3) (a) 1. Any elector who is registered and who is hospitalized, may apply
23 for and obtain an official ballot by agent. The agent may apply for and obtain a ballot
24 for the hospitalized absent elector by presenting a form prescribed by the board and
25 containing the required information supplied by the hospitalized elector and signed

1 by that elector and any other elector residing in the same municipality as the
2 hospitalized elector, corroborating the information contained therein. The
3 corroborating elector shall state on the form his or her full name and address, unless
4 the elector is unable to sign due to physical disability. In this case, the elector may
5 authorize another elector to sign on his or her behalf. Any elector signing an
6 application on another elector's behalf shall attest to a statement that the
7 application is made on request and by authorization of the named elector, who is
8 unable to sign the application due to physical disability.

9 SECTION 53. 6.86 (3) (a) 2. of the statutes is amended to read:

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

1 cannot present proof of residence, the registration form shall be signed and
2 substantiated by another elector residing in the elector's municipality of residence,
3 corroborating the information in the form. The form shall contain the full name and
4 address of the corroborating elector. The agent shall then present proof of the
5 corroborating elector's residence under s. 6.34.

6 **SECTION 54.** 6.86 (3) (c) of the statutes is amended to read:

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

1 **SECTION 55.** 6.87 (2) of the statutes is amended to read:

2 6.87 (2) Except as authorized under sub. (3) (d), the municipal clerk shall place
3 the ballot in an unsealed envelope furnished by the clerk. The envelope shall have
4 the name, official title and post-office address of the clerk upon its face. The other
5 side of the envelope shall have a printed certificate. The certificate shall also include
6 a space for the municipal clerk or deputy clerk to enter his or her initials indicating
7 that the elector is exempt from providing proof of identification because the
8 individual is a military or overseas elector. The certificate shall be in substantially
9 the following form:

10 [STATE OF

11 County of]

12 or

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

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

1 person rendering assistance under s. 6.87 (5), Wis. Stats., if I requested assistance,
2 could know how I voted.

3 Signed

4 Identification serial number, if any:

5 The witness shall execute the following:

6 I, the undersigned witness, subject to the penalties of s. 12.60 (1) (b), Wis.
7 Stats., for false statements, certify that I am an adult U.S. citizen and that the above
8 statements are true and the voting procedure was executed as there stated. I am not
9 a candidate for any office on the enclosed ballot (except in the case of an incumbent
10 municipal clerk). I did not solicit or advise the elector to vote for or against any
11 candidate or measure.

12(Name)

13(Address)**

14 * — An elector who provides an identification serial number issued under s.
15 6.47 (3), Wis. Stats., need not provide a street address.

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

18 **SECTION 56.** 6.87 (3) (d) of the statutes is amended to read:

19 6.87 (3) (d) A municipal clerk ~~may~~ shall, if the clerk is reliably informed by an
20 absent elector of a facsimile transmission number or electronic mail address where
21 the elector can receive an absentee ballot, transmit a facsimile or electronic copy of
22 the absent elector's ballot to that elector in lieu of mailing under this subsection ~~if,~~
23 ~~in the judgment of the clerk, the time required to send the ballot through the mail~~
24 ~~may not be sufficient to enable return of the ballot by the time provided under sub-~~
25 (6). An elector may receive an absentee ballot ~~under this subsection~~ only if the elector

1 has filed a valid application for the ballot under s. 6.86 (1). If the clerk transmits an
2 absentee ballot ~~under this paragraph to an absent elector electronically~~, the clerk
3 shall also transmit a facsimile or electronic copy of the text of the material that
4 appears on the certificate envelope prescribed in sub. (2), together with instructions
5 prescribed by the board. The instructions shall require the absent elector to make
6 and subscribe to the certification as required under sub. (4) (b) and to enclose the
7 absentee ballot in a separate envelope contained within a larger envelope, that shall
8 include the completed certificate. The elector shall then affix sufficient postage
9 unless the absentee ballot qualifies for mailing free of postage under federal free
10 postage laws and shall mail the absentee ballot to the municipal clerk. Except as
11 authorized in s. 6.97 (2), an absentee ballot received ~~under this paragraph from an~~
12 elector who receives the ballot electronically shall not be counted unless it is cast in
13 the manner prescribed in this paragraph and sub. (4) and in accordance with the
14 instructions provided by the board.

15 **SECTION 57.** 6.87 (4) (b) 6. of the statutes is created to read:

16 6.87 (4) (b) 6. If an absentee elector indicates on his or her application that he
17 or she is at least 65 years of age and has resided at his or her current residence for
18 a period that includes at least the 2 most recent general elections, the elector is
19 exempt from the requirement to present proof of identification.

20 **SECTION 58.** 6.87 (6) of the statutes is amended to read:

21 6.87 (6) Except as provided in s. 6.221 (3), the ballot shall be returned so it is
22 received by the municipal clerk no later than 8 p.m. on election day. Except in
23 municipalities where absentee ballots are canvassed under s. 7.52, if the municipal
24 clerk receives an absentee ballot on election day, the clerk shall secure the ballot and
25 cause the ballot to be delivered to the polling place serving the elector's residence

1 before the closing hour. Except as provided in s. 6.221 (3), the any ballot not mailed
2 or delivered as provided in this subsection may not be counted.

3 **SECTION 59.** 6.875 (title) of the statutes is amended to read:

4 **6.875 (title) Absentee voting in nursing and retirement certain homes**
5 **and certain community-based residential, facilities, and complexes.**

6 **SECTION 60.** 6.875 (1) (ap) and (asm) of the statutes are created to read:

7 6.875 (1) (ap) “Qualified adult family home” means a facility that is certified
8 or licensed to operate as an adult family home under s. 50.032 or 50.033 that qualifies
9 under sub. (2) (d) to utilize the procedures under this section.

10 (asm) “Qualified residential care apartment complex” means a facility that is
11 certified or registered to operate as a residential care apartment complex under s.
12 50.034 (1) that qualifies under sub. (2) (d) to utilize the procedures under this section.

13 **SECTION 61.** 6.875 (2) (a) of the statutes is amended to read:

14 6.875 (2) (a) The procedures prescribed in this section are the exclusive means
15 of absentee voting for electors who are occupants of nursing homes, qualified
16 community-based residential facilities ~~or~~, qualified retirement homes, qualified
17 residential care apartment complexes, and qualified adult family homes.

18 **SECTION 62.** 6.875 (2) (d) of the statutes is created to read:

19 6.875 (2) (d) The municipal clerk or board of election commissioners of any
20 municipality where a residential care apartment complex certified or registered
21 under s. 50.034 (1) or an adult family home certified under s. 50.032 or licensed under
22 s. 50.033 is located may adopt the procedures under this section for absentee voting
23 in any such residential care apartment complex or adult family home located in the
24 municipality if the municipal clerk or board of election commissioners finds that
25 there are a significant number of the occupants of the complex or home who lack

1 adequate transportation to the appropriate polling place, a significant number of the
2 occupants of the complex or home may need assistance in voting, there are a
3 significant number of the occupants of the complex or home aged 60 or over, or there
4 are a significant number of indefinitely confined electors who are occupants of the
5 complex or home.

6 **SECTION 63.** 6.875 (3) and (4) of the statutes are amended to read:

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

1 The clerk or board of election commissioners shall make a record of all absentee
2 ballots to be transmitted, delivered, and voted under this section.

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

~~and~~
~~or~~

22

1 (b) Nominations for the special voting deputy positions described in par. (a)
2 may be submitted by the 2 recognized political parties whose candidates for governor
3 or president received the greatest numbers of votes in the municipality at the most
4 recent general election. The deputies shall be specially appointed to carry out the
5 duties under par. (a) for the period specified in s. 7.30 (6) (a). The clerk or board of
6 election commissioners may revoke an appointment at any time. No individual who
7 is employed or retained, or within the 2 years preceding appointment has been
8 employed or retained, at a nursing home ~~or~~, qualified retirement home ~~or~~, qualified
9 community-based residential facility, qualified residential care apartment complex,
10 or qualified adult family home in the municipality, or any member of the individual's
11 immediate family, as defined in s. 19.42 (7), may be appointed to serve as a deputy.

12 **SECTION 64.** 6.875 (6) (a) and (b) of the statutes are amended to read:

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

1 (b) The municipal clerk or executive director of the board of election
2 commissioners shall issue a supply of absentee ballots to the deputies sufficient to
3 provide for the number of valid applications for an absentee ballot received by the
4 clerk, and a reasonable additional number of ballots. The deputies may exercise the
5 authority granted to the chief inspector under s. 7.41 to regulate the conduct of
6 observers. For purposes of the application of s. 7.41, the home ~~or~~, facility, or complex
7 shall be treated as a polling place. The municipal clerk or executive director shall
8 keep a careful record of all ballots issued to the deputies and shall require the
9 deputies to return every ballot issued to them.

10 **SECTION 65.** 6.875 (6) (c) 1. of the statutes is amended to read:

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

25 **SECTION 66.** 6.875 (6) (c) 2. of the statutes is amended to read:

1 6.875 (6) (c) 2. Upon the request of a relative of an occupant of a nursing home
2 or, qualified retirement home or, qualified community-based residential facility,
3 qualified residential care apartment complex, or qualified adult family home, the
4 administrator of the home or, facility, or complex may notify the relative of the time
5 or times at which special voting deputies will conduct absentee voting at the home
6 or, facility, or complex and permit the relative to be present in the room where the
7 voting is conducted.

8 **SECTION 67.** 6.875 (6) (e) of the statutes is amended to read:

9 6.875 (6) (e) If a qualified elector is not able to cast his or her ballot on 2 separate
10 visits by the deputies to the home or, facility, or complex, the deputies shall so inform
11 the municipal clerk or executive director of the board of election commissioners, who
12 may then send the ballot to the elector no later than 5 p.m. on the Friday preceding
13 the election.

14 **SECTION 68.** 6.875 (7) of the statutes is amended to read:

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

24 **SECTION 69.** 6.92 (1) of the statutes is amended to read:

1 6.92 (1) Except as provided in sub. (2), each inspector shall challenge for cause
2 any person offering to vote whom the inspector knows or suspects is not a qualified
3 elector or who does not adhere to any voting requirement under this chapter. If a
4 person is challenged as unqualified by an inspector, one of the inspectors shall
5 administer the following oath or affirmation to the person: "You do solemnly swear
6 (or affirm) that you will fully and truly answer all questions put to you regarding your
7 place of residence and qualifications as an elector of this election"; and shall then ask
8 questions which are appropriate as determined by the board, by rule, to test the
9 person's qualifications.

10 **SECTION 70.** 6.965 of the statutes is created to read:

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