



State of Wisconsin
2011 – 2012 LEGISLATURE



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**ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO 2011 SENATE BILL 116**

1 **AN ACT** *to repeal* 6.22 (4) (g), 6.221 (1), 6.221 (3) (b), 6.25 (2), 6.25 (3), 6.865 (3),
2 6.865 (3m) (a), 6.865 (3m) (c) and 7.15 (1) (cs); *to renumber* 6.221 (4); *to*
3 *renumber and amend* 5.02 (18), 6.221 (title), 6.221 (2), 6.221 (3) (a), 6.221 (5),
4 6.221 (6), 6.25 (1) and 6.865 (3m) (b); *to consolidate, renumber and amend*
5 6.25 (4) (intro.), (a) and (b); *to amend* 5.05 (13) (title), 5.15 (4) (a), 5.15 (6) (b),
6 5.25 (3), 5.62 (title), 5.62 (1) (a), 5.62 (1) (b), 5.62 (2), 5.62 (3), 6.22 (4) (a), 6.22
7 (4) (c), 6.22 (4) (e), 6.22 (4) (f), 6.22 (5), 6.22 (6), 6.24 (1), 6.24 (2), 6.24 (4) (c), 6.36
8 (1) (a), 6.50 (8), 6.86 (1) (a) (intro.), 6.86 (1) (a) 3., 6.86 (1) (ac), 6.86 (1) (b), 6.865
9 (title), 6.869, 6.87 (3) (d), 6.87 (6), 6.875 (3), 6.88 (1), 6.88 (3) (b), 7.08 (2) (b), 7.10
10 (3) (a), 7.15 (1) (cm), 7.15 (1) (j), 7.51 (5) (b), 7.52 (3) (b), 7.60 (5) (a), 7.70 (3) (a),
11 8.10 (1), 8.15 (title), 8.15 (1), 8.16 (7), 8.17 (1) (b), 8.17 (4), 8.17 (5) (b), 8.19 (3),
12 8.20 (8) (a), 8.20 (8) (am), 8.37, 8.50 (intro.), 8.50 (1) (d), 8.50 (2), 8.50 (3) (a), 8.50
13 (3) (b), 8.50 (3) (c), 8.50 (4) (b), 8.50 (4) (fm), 9.01 (1) (a) 1., 9.01 (1) (ag) 1., 9.01

1 (1) (ag) 1m., 9.01 (1) (ag) 2., 9.01 (1) (b) (intro.), 10.01 (2) (d), 10.01 (2) (e), 10.06
2 (1) (f), 10.06 (1) (h), 10.06 (1) (i), 10.06 (2) (gm), 10.06 (2) (h), 10.06 (2) (j), 10.06
3 (3) (cm), 11.06 (12) (a) 1., 11.26 (17) (d), 11.31 (7) (a), 13.123 (3) (b) 1. a., 38.16
4 (3) (br) 1., 59.08 (7) (b), 59.10 (3) (cm) 2., 59.605 (3) (a) 1., 60.30 (1e) (b), 62.13
5 (6) (b), 66.0217 (7) (a) 3., 66.0219 (4) (b), 66.0227 (3), 66.0305 (6) (b), 66.0307 (4)
6 (e) 2., 66.0602 (4) (a), 66.0619 (2m) (b), 66.0921 (2), 66.1113 (2) (g), 66.1113 (2)
7 (h), 67.05 (6m) (b), 67.12 (12) (e) 5., 86.21 (2) (a), 92.11 (4) (c), 117.22 (2) (e),
8 120.02 (1), 120.02 (2) (a), 120.02 (4), 121.91 (3) (a), 125.05 (1) (b) 5., 197.04 (1)
9 (b), 229.824 (15), 343.50 (5m), 343.50 (7) and 995.20; and **to create** 5.05 (13) (c)
10 and (d), 6.22 (2) (e), 6.24 (4) (e), 6.25 (1) (b) and 6.25 (1) (c) of the statutes;
11 **relating to:** the dates of the September primary and certain other election
12 occurrences, absentee voting, and the fee for duplicate identification cards
13 issued by the Department of Transportation.

Analysis by the Legislative Reference Bureau

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

14 **SECTION 1.** 5.02 (18) of the statutes, as affected by 2011 Wisconsin Act 32, is
15 renumbered 5.02 (12s) and amended to read:

16 5.02 (12s) “September Partisan primary” means the primary held the 2nd
17 Tuesday in September August to nominate candidates to be voted for at the general
18 election.

19 **SECTION 2.** 5.05 (13) (title) of the statutes is amended to read:

20 5.05 (13) (title) TOLL-FREE ELECTION INFORMATION EXCHANGE AND REQUESTS.

21 **SECTION 3.** 5.05 (13) (c) and (d) of the statutes are created to read:

1 5.05 **(13)** (c) The board shall maintain a freely accessible system under which
2 a military elector, as defined in s. 6.34 (1) (a), or an overseas elector, as defined in s.
3 6.34 (1) (b), who casts an absentee ballot may ascertain whether the ballot has been
4 received by the appropriate municipal clerk.

5 (d) The board shall designate and maintain at least one freely accessible means
6 of electronic communication which shall be used for the following purposes:

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

11 2. To permit a military elector or an overseas elector under subd. 1. to designate
12 whether the elector wishes to receive the applications under subd. 1. electronically
13 or by mail.

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

18 **SECTION 4.** 5.15 (4) (a) of the statutes, as affected by 2011 Wisconsin Act 39, is
19 amended to read:

20 5.15 **(4)** (a) Except as provided in par. (c), the division ordinance or resolution
21 shall number all wards in the municipality with unique whole numbers in
22 consecutive order, beginning with the number one, shall designate the polling place
23 for each ward, and shall describe the boundaries of each ward consistent with the
24 conventions set forth in s. 4.003. The ordinance or resolution shall be accompanied
25 by a list of the block numbers used by the U.S. bureau of the census that are wholly

1 or partly contained within each ward, with any block numbers partly contained
2 within a ward identified, and a map of the municipality which illustrates the revised
3 ward boundaries. If the legislature, in an act redistricting legislative districts under
4 article IV, section 3, of the constitution, or in redistricting congressional districts,
5 establishes a district boundary within a municipality that does not coincide with the
6 boundary of a ward established under the ordinance or resolution of the
7 municipality, the municipal governing body shall, no later than ~~May 15~~ April 10 of
8 the 2nd year following the year of the federal decennial census on which the act is
9 based, amend the ordinance or resolution to the extent required to effect the act. The
10 amended ordinance or resolution shall designate the polling place for any ward that
11 is created to effect the legislative act. Nothing in this paragraph shall be construed
12 to compel a county or city to alter or redraw supervisory or aldermanic districts.

13 **SECTION 5.** 5.15 (6) (b) of the statutes is amended to read:

14 5.15 **(6)** (b) No later than ~~60 days before each September primary and general~~
15 ~~election, and no later than 30 days before each other election,~~ the governing body of
16 any municipality may by resolution combine 2 or more wards for voting purposes to
17 facilitate using a common polling place. Whenever wards are so combined, the
18 original ward numbers shall continue to be utilized for all official purposes. Except
19 as otherwise authorized under this paragraph, every municipality having a
20 population of 35,000 or more shall maintain separate returns for each ward so
21 combined. In municipalities having a population of less than 35,000, the governing
22 body may provide in the resolution that returns shall be maintained only for each
23 group of combined wards at any election. Whenever a governing body provides for
24 common ballot boxes and ballots or voting machines, separate returns shall be
25 maintained for each separate ballot required under ss. 5.62 and 5.64 at the

1 September partisan primary and general election. The municipal clerk shall
2 transmit a copy of the resolution to the county clerk of each county in which the
3 municipality is contained. In municipalities having a population of less than 35,000,
4 the resolution shall remain in effect for each election until modified or rescinded, or
5 until a new division is made under this section.

6 **SECTION 6.** 5.25 (3) of the statutes is amended to read:

7 5.25 (3) Polling places shall be established for each ~~September primary and~~
8 ~~general election at least 60 days before the election, and for each other election at~~
9 least 30 days before the election.

10 **SECTION 7.** 5.62 (title) of the statutes is amended to read:

11 **5.62 (title) September Partisan primary ballots.**

12 **SECTION 8.** 5.62 (1) (a) of the statutes, as affected by 2011 Wisconsin Act 32, is
13 amended to read:

14 5.62 (1) (a) At ~~September primaries~~ the partisan primary, the following ballot
15 shall be provided for the nomination of candidates of recognized political parties for
16 national, state and county offices and independent candidates for state office in each
17 ward, in the same form as prescribed by the board under s. 7.08 (1) (a), except as
18 authorized in s. 5.655. The ballots shall be made up of the several party tickets with
19 each party entitled to participate in the primary under par. (b) or sub. (2) having its
20 own ballot, except as authorized in s. 5.655. The ballots shall be secured together at
21 the bottom. The party ballot of the party receiving the most votes for president or
22 governor at the last general election shall be on top with the other parties arranged
23 in descending order based on their vote for president or governor at the last general
24 election. The ballots of parties qualifying under sub. (2) shall be placed after the
25 parties qualifying under par. (b), in the same order in which the parties filed petitions

1 with the board. Any ballot required under par. (b) 2. shall be placed next in order.
2 At polling places where voting machines are used, each party shall be represented
3 in one or more separate columns or rows on the ballot. At polling places where an
4 electronic voting system is used other than an electronic voting machine, each party
5 may be represented in separate columns or rows on the ballot.

6 **SECTION 9.** 5.62 (1) (b) of the statutes is amended to read:

7 5.62 (1) (b) 1. Except as provided in subd. 2. and s. 5.64 (1) (e) 2., every
8 recognized political party listed on the official ballot at the last gubernatorial election
9 whose candidate for any statewide office received at least 1% of the total votes cast
10 for that office and, if the last general election was also a presidential election, every
11 recognized political party listed on the ballot at that election whose candidate for
12 president received at least 1% of the total vote cast for that office shall have a
13 separate primary ballot or one or more separate columns or rows on the primary
14 ballot as prescribed in par. (a) and a separate column on the general election ballot
15 in every ward and election district. An organization which was listed as
16 “independent” at the last general election and whose candidate meets the same
17 qualification shall receive the same ballot status upon petition of the chairperson
18 and secretary of the organization to the board requesting such status and specifying
19 their party name, which may not duplicate the name of an existing party. A petition
20 under this subdivision may be filed no later than 5 p.m. on ~~June~~ April 1 in the year
21 of each general election.

22 2. Subdivision 1. applies to a party within any assembly district or county at
23 any ~~September~~ partisan primary election only if at least one candidate of the party
24 for any national, state or county office qualifies to have his or her name appear on
25 the ballot under the name of that party within that assembly district or county. The

1 county clerk or county board of election commissioners shall provide a combined
2 separate ballot or one or more separate columns or rows on the ballot that will permit
3 an elector to cast a vote for a write-in candidate for the nomination of any such party
4 for each national, state and county office whenever that party qualifies to be
5 represented on a separate primary ballot or in one or more separate columns or rows
6 under subd. 1. but does not qualify under this subdivision. The ballot shall include
7 the name of each party qualifying for a separate ballot or one or more separate
8 columns or rows on the ballot under each office, with the names of the candidates for
9 each such party appearing in the same order in which the ballots of the parties would
10 appear under par. (a).

11 **SECTION 10.** 5.62 (2) of the statutes is amended to read:

12 5.62 (2) (a) Except as provided in par. (b) and s. 5.64 (1) (e) 2., any political
13 organization may be represented on a separate primary ballot or in one or more
14 separate columns or rows on the primary ballot as prescribed in sub. (1) (a) and in
15 a separate column on the general election ballot in every ward and election district.
16 To qualify for a separate ballot under this paragraph, the political organization shall,
17 not later than 5 p.m. on ~~June~~ April 1 in the year of the ~~September~~ partisan primary,
18 file with the board a petition requesting separate ballot status. The petition shall
19 be signed by at least 10,000 electors, including at least 1,000 electors residing in each
20 of at least 3 separate congressional districts. The petition shall conform to the
21 requirements of s. 8.40. No signature obtained before January 1 in the year of filing
22 is valid. When the candidates of a political organization filing a valid petition fulfill
23 the requirements prescribed by law, they shall appear on a separate ballot or one or
24 more separate columns or rows on the ballot for the period ending with the following
25 general election.

1 (b) Paragraph (a) applies to a party within any assembly district or county at
2 any September partisan primary election only if at least one candidate of the party
3 for any national, state or county office qualifies to have his or her name appear on
4 the ballot under the name of that party within that assembly district or county. The
5 county clerk or county board of election commissioners shall provide a combined
6 separate ballot or one or more separate columns or rows on the ballot that will permit
7 an elector to cast a vote for a write-in candidate for the nomination of any such party
8 for each national, state and county office whenever that party qualifies to be
9 represented on a separate primary ballot or in one or more separate columns or rows
10 under par. (a) but does not qualify under this paragraph. The ballot shall include the
11 name of each party qualifying for a separate ballot or one or more separate columns
12 or rows on the ballot under each office, with the names of the candidates for each such
13 party appearing in the same order in which the ballots of the parties would appear
14 under sub. (1) (a).

15 **SECTION 11.** 5.62 (3) of the statutes, as affected by 2011 Wisconsin Act 32, is
16 amended to read:

17 5.62 (3) The board shall designate the official primary ballot arrangement for
18 statewide offices and district attorney within each prosecutorial district by using the
19 same procedure as provided in s. 5.60 (1) (b). On each ballot and on each separate
20 column or row on the ballot, the candidates for office shall be listed together with the
21 offices which they seek in the following order whenever these offices appear on the
22 September partisan primary ballot: governor, lieutenant governor, attorney general,
23 secretary of state, state treasurer, U.S. senator, U.S. representative in congress,
24 state senator, representative to the assembly, district attorney and the county offices.

25 **SECTION 12.** 6.22 (2) (e) of the statutes is created to read:

1 6.22 (2) (e) A military elector may file an application for an absentee ballot by
2 means of electronic mail or facsimile transmission in the manner prescribed in s. 6.86
3 (1) (ac). Upon receipt of a valid application, the municipal clerk shall send the elector
4 an absentee ballot or, if the elector is a military elector, as defined in s. 6.34 (1) (a),
5 and the elector so requests, shall transmit an absentee ballot to the elector by means
6 of electronic mail or facsimile transmission in the manner prescribed in s. 6.87 (3)
7 (d).

8 **SECTION 13.** 6.22 (4) (a) of the statutes is amended to read:

9 6.22 (4) (a) ~~A request for an absentee ballot by an individual who qualifies as~~
10 ~~a military elector shall be treated as a request for an absentee ballot for all elections.~~
11 Upon receiving a timely request for an absentee ballot under par. (b) by an individual
12 who qualifies as a military elector, the municipal clerk shall send or, if the individual
13 is a military elector as defined in s. 6.34 (1) (a), shall transmit to the elector upon the
14 elector's request an absentee ballot for all elections that occur in the municipality or
15 portion thereof where the elector resides ~~beginning on the date that the clerk receives~~
16 ~~the request~~ in the same calendar year in which the request is received, unless the
17 individual otherwise requests.

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

19 6.22 (4) (c) A military elector may indicate an alternate address on his or her
20 absentee ballot application. If the elector's ballot is returned as undeliverable prior
21 to the deadline for return of absentee ballots under s. 6.87 (6), and the elector remains
22 eligible to receive absentee ballots under this section, the municipal clerk shall
23 immediately send or, if the elector is a military elector as defined in s. 6.34 (1) (a),
24 transmit an absentee ballot to the elector at the alternate address.

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

1 6.22 (4) (e) Whenever the material is mailed, the material shall be prepared
2 and mailed to make use of the federal free postage laws. If the material does not
3 qualify for mailing without postage under federal free postage laws, the municipal
4 clerk shall pay the postage required for mailing to the military elector. If the return
5 envelope qualifies for mailing free of postage under federal free postage laws, the
6 clerk shall affix the appropriate legend required by U.S. postal regulations.
7 Otherwise the municipal clerk shall pay the postage required for return when the
8 ballot is mailed from within the United States. If the ballot is not mailed by the
9 military elector from within the United States the military elector shall provide
10 return postage. ~~The mailing list established under this subsection shall be kept~~
11 ~~current in the same manner as provided in s. 6.86 (2) (b).~~

12 **SECTION 16.** 6.22 (4) (f) of the statutes is amended to read:

13 6.22 (4) (f) ~~If there occur 2 successive general elections at which a military~~
14 ~~elector fails to return an absentee ballot sent or transmitted to the elector under par.~~
15 ~~(a) and the elector has not cast an absentee ballot at any intervening election, if the~~
16 ~~municipal clerk is reliably informed that the elector an individual who requests an~~
17 ~~absentee ballot under this section is no longer a military elector or no longer resides~~
18 ~~in the municipality, or if the elector so requests, the clerk shall discontinue sending~~
19 ~~or transmitting absentee ballots to the elector under this subsection. If a military~~
20 ~~elector who has requested an absentee ballot changes his or her residence from the~~
21 ~~municipality where a request is filed to another municipality in this state, the~~
22 ~~municipal clerk of the municipality who received the request shall notify the clerk~~
23 ~~of the municipality to which the elector's residence is changed of the date of the~~
24 ~~request or the latest renewal under par. (g) and the date of the most recent absentee~~

1 ballot received by the clerk. The municipal clerk who is so notified shall treat the
2 request as having been made to him or her.

3 **SECTION 17.** 6.22 (4) (g) of the statutes is repealed.

4 **SECTION 18.** 6.22 (5) of the statutes is amended to read:

5 6.22 (5) VOTING PROCEDURE. Except as provided in s. ~~6.224~~ 7.515 and as
6 authorized in s. 6.25, the ballot shall be marked and returned, deposited and
7 recorded in the same manner as other absentee ballots. In addition, the certification
8 under s. 6.87 (2) shall have a statement of the elector's birth date. Failure to return
9 any unused ballots in a primary election does not invalidate the ballot on which the
10 elector casts his or her votes.

11 **SECTION 19.** 6.22 (6) of the statutes is amended to read:

12 6.22 (6) MILITARY ELECTOR LIST. Each municipal clerk shall keep an up-to-date
13 list of all eligible military electors who reside in the municipality; ~~city clerks shall~~
14 ~~keep the lists by wards~~ in the format prescribed by the board. The list shall contain
15 the name, latest-known military residence and military mailing address of each
16 military elector. The list shall indicate whether each elector whose name appears on
17 the list is a military elector, as defined in s. ~~6.36 (2) (c)~~ 6.34 (1), and has so certified
18 under s. 6.865 (3m). All persons over 18 years of age or who will be 18 years old prior
19 to an election shall be listed and remain on the list for the duration of their tour of
20 duty. The list shall be kept current through all possible means. Each clerk shall
21 exercise reasonable care to avoid duplication of names or listing anyone who is not
22 eligible to vote. Each clerk shall distribute ~~2 copies of~~ one copy of the list to the
23 ~~appropriate ward~~ each polling place in the municipality for use on election day.

24 **SECTION 20.** 6.221 (title) of the statutes is renumbered 7.515 (title) and
25 amended to read:

1 **7.515** (title) **Counting of certain absentee ballots for ~~certain military~~**
2 **electors; September primary and general election received after election**
3 **day.**

4 **SECTION 21.** 6.221 (1) of the statutes is repealed.

5 **SECTION 22.** 6.221 (2) of the statutes is renumbered 7.515 (2) and amended to
6 read:

7 **7.515 (2)** Each certificate envelope that is mailed ~~or transmitted to a military~~
8 **an absentee elector and each certificate envelope that is transmitted to a military or**
9 **overseas elector under s. 6.87 (3) (d) under this section shall be clearly labeled as**
10 **“Cast by ~~a military~~ an absentee elector under s. ~~6.221~~ 7.515, Wis. Stats., and may**
11 **be eligible to be counted after election day.”**

12 **SECTION 23.** 6.221 (3) (a) of the statutes is renumbered 7.515 (3) and amended
13 to read:

14 **7.515 (3)** ~~At the September primary, a~~ A ballot that is cast under s. ~~6.22~~
15 **absentee elector ~~who is a military elector,~~ that is received by mail from the U. S.**
16 **postal service, and that is postmarked no later than election day shall be counted as**
17 **provided in this section if it is received by a municipal clerk no later than 5 4 p.m.**
18 **on the 7th day Friday after the election.**

19 **SECTION 24.** 6.221 (3) (b) of the statutes is repealed.

20 **SECTION 25.** 6.221 (4) of the statutes is renumbered 7.515 (4).

21 **SECTION 26.** 6.221 (5) of the statutes is renumbered 7.515 (5) and amended to
22 read:

23 **7.515 (5)** No later than the closing hour of the polls on the day of ~~the September~~
24 **primary and the day of the general each election, the municipal clerk of each**
25 **municipality shall post at his or her office and on the Internet at a site announced**

1 by the clerk before the polls open, and shall make available to any person upon
2 request, a statement of the number of absentee ballots that the clerk has mailed or
3 transmitted to ~~military~~ absentee electors under this section and that have not been
4 returned to the polling places where the electors reside by the closing hour on election
5 day. The posting shall not include the names or addresses of any ~~military~~ absentee
6 electors.

7 **SECTION 27.** 6.221 (6) of the statutes is renumbered 7.515 (6) and amended to
8 read:

9 7.515 **(6)** (a) Whenever the municipal clerk of any municipality receives an
10 absentee ballot cast by an absentee elector ~~who is a military elector~~ under this section
11 and the ballot is not received in sufficient time for delivery to the polling place serving
12 the residence of the elector on election day but is received within the time specified
13 in sub. (3), the clerk shall promptly provide written notice to the board of canvassers
14 of each municipality, special purpose district, and county that is responsible for
15 canvassing the election of the number of such ballots that have been cast received
16 by the clerk in each ward or election district.

17 (b) Whenever a board of canvassers receives notification from a municipal clerk
18 under par. (a), the board of canvassers shall reconvene no later than 9 a.m. on the
19 day after the last day permitted for acceptance of absentee ballots under sub. (3) and
20 shall proceed to open and record the names of the ~~military~~ absentee electors whose
21 ballots have been received. If the ballot cast by ~~a military~~ an absentee elector is
22 otherwise valid, the board of canvassers shall count the ballot and adjust the
23 statements, certifications, and determinations accordingly. If the municipal clerk
24 transmits returns of the election to the county clerk, the municipal clerk shall
25 transmit to the county clerk a copy of the amended returns together with all

1 additional ballots and envelopes reviewed by the board of canvassers and with
2 amended tally sheets.

3 **SECTION 28.** 6.24 (1) of the statutes is amended to read:

4 6.24 (1) DEFINITION. In this section, except as otherwise provided, “overseas
5 elector” means a U.S. citizen who is not disqualified from voting under s. 6.03, who
6 has attained or will attain the age of 18 by the date of an election at which the citizen
7 proposes to vote and who does not qualify as a resident of this state under s. 6.10, but
8 who was last domiciled in this state or whose parent was last domiciled in this state
9 immediately prior to the parent’s departure from the United States, and who is not
10 registered to vote or voting in any other state, territory or possession.

11 **SECTION 29.** 6.24 (2) of the statutes is amended to read:

12 6.24 (2) ELIGIBILITY. An overseas elector under sub. (1) may vote in any election
13 for national office, including the ~~September~~ partisan primary and presidential
14 preference primary and any special primary or election. Such elector may not vote
15 in an election for state or local office. An overseas elector shall vote in the ward or
16 election district in which the elector was last domiciled or in which the elector’s
17 parent was last domiciled prior to departure from the United States.

18 **SECTION 30.** 6.24 (4) (c) of the statutes, as affected by 2011 Wisconsin Act 23,
19 is amended to read:

20 6.24 (4) (c) Upon receipt of a timely application from an individual who
21 qualifies as an overseas elector and who has registered to vote in a municipality
22 under sub. (3), the municipal clerk of the municipality shall send ~~or transmit, or if~~
23 the individual is an overseas elector, as defined in s. 6.34 (1) (b), shall transmit an
24 absentee ballot to the individual upon the individual’s request for all subsequent
25 elections for national office to be held during the year in which the ballot is requested,

1 except as otherwise provided in this paragraph, unless the individual otherwise
2 requests or until the individual no longer qualifies as an overseas elector, of the
3 municipality. The clerk shall not send an absentee ballot for an election if the
4 overseas elector's name appeared on the registration list in eligible status for a
5 previous election following the date of the application but no longer appears on the
6 list in eligible status. The municipal clerk shall ensure that the envelope containing
7 the absentee ballot is clearly marked as not forwardable. If an overseas elector who
8 files an application under this subsection no longer resides at the same address that
9 is indicated on the application form, the elector shall so notify the municipal clerk.

10 **SECTION 31.** 6.24 (4) (e) of the statutes is created to read:

11 6.24 (4) (e) An overseas elector may file an application for an absentee ballot
12 by means of electronic mail or facsimile transmission in the manner prescribed in s.
13 6.86 (1) (ac). Upon receipt of a valid application, the municipal clerk shall send the
14 elector an absentee ballot or, if the elector is an overseas elector, as defined in s. 6.34
15 (1) (b) and the elector so requests, shall transmit an absentee ballot to the elector by
16 means of electronic mail or facsimile transmission in the manner prescribed in s. 6.87
17 (3) (d).

18 **SECTION 32.** 6.25 (1) of the statutes is renumbered 6.25 (1) (a) and amended to
19 read:

20 6.25 (1) (a) Any individual who qualifies as a military elector under s. 6.22 (1)
21 (b) ~~or an overseas elector under s. 6.24 (1)~~ and who transmits an application for an
22 official absentee ballot for ~~a general election~~ any election, including a primary
23 election, no later than 30 days before election day the latest time specified for the
24 elector in s. 6.86 (1) (b) may, in lieu of the official ballot, cast a federal write-in
25 absentee ballot prescribed under 42 USC 1973ff-2 for any candidate for an office

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

5 **SECTION 33.** 6.25 (1) (b) of the statutes is created to read:

6 6.25 (1) (b) Any individual who qualifies as an overseas elector under s. 6.24
7 (1) and who transmits an application for an official absentee ballot for an election for
8 national office, including a primary election, no later than the latest time specified
9 for an elector in s. 6.86 (1) (b) may, in lieu of the official ballot, cast a federal write-in
10 absentee ballot prescribed under 42 USC 1973ff-2 for any candidate or for all
11 candidates of any recognized political party for national office listed on the official
12 ballot at that election, if the federal write-in absentee ballot is received by the
13 appropriate municipal clerk no later than the applicable time prescribed in s. 6.221
14 (3) or 6.87 (6).

15 **SECTION 34.** 6.25 (1) (c) of the statutes is created to read:

16 6.25 (1) (c) A completed and signed federal write-in absentee ballot submitted
17 by a qualified elector under par. (a) serves as an application for an absentee ballot
18 and need not be accompanied by a separate application.

19 **SECTION 35.** 6.25 (2) of the statutes is repealed.

20 **SECTION 36.** 6.25 (3) of the statutes is repealed.

21 **SECTION 37.** 6.25 (4) (intro.), (a) and (b) of the statutes are consolidated,
22 renumbered 6.25 (4) and amended to read:

23 6.25 (4) A write-in absentee ballot issued under sub. (1), ~~(2) or (3)~~ is valid only
24 if all of the following apply: ~~(a) The ballot is submitted from a location outside the~~
25 ~~United States.~~ ~~(b) The~~ the elector submitting the ballot does not submit an official

1 ballot within the time prescribed in s. 6.87 (6) and, if the elector is an overseas elector,
2 the elector resides outside the United States.

3 **SECTION 38.** 6.36 (1) (a) of the statutes is amended to read:

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

20 **SECTION 39.** 6.50 (8) of the statutes is amended to read:

21 6.50 (8) Any municipal governing body may direct the municipal clerk or board
22 of election commissioners to arrange with the U.S. postal service pursuant to
23 applicable federal regulations, to receive change of address information with respect
24 to individuals residing within the municipality for revision of the elector registration
25 list. If required by the U.S. postal service, the governing body may create a

1 registration commission consisting of the municipal clerk or executive director of the
2 board of election commissioners and 2 other electors of the municipality appointed
3 by the clerk or executive director for the purpose of making application for address
4 changes and processing the information received. The municipal clerk or executive
5 director shall act as chairperson of the commission. Any authorization under this
6 subsection shall be for a definite period or until the municipal governing body
7 otherwise determines. The procedure shall apply uniformly to the entire
8 municipality whenever used. The procedure shall provide for receipt of complete
9 change of address information on an automatic basis, or not less often than once
10 every 2 years during the 60 days preceding the close of registration for the ~~September~~
11 partisan primary. If a municipality adopts the procedure for obtaining address
12 corrections under this subsection, it need not comply with the procedure for mailing
13 address verification cards under subs. (1) and (2).

14 **SECTION 40.** 6.86 (1) (a) (intro.) of the statutes is amended to read:

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

19 **SECTION 41.** 6.86 (1) (a) 3. of the statutes is amended to read:

20 6.86 (1) (a) 3. By signing a statement and filing a request to receive absentee
21 ballots under sub. (2) or (2m) (a) or s. 6.22 (4), 6.24 (4), or 6.25 (1) (c).

22 **SECTION 42.** 6.86 (1) (ac) of the statutes is amended to read:

23 6.86 (1) (ac) Any elector qualifying under par. (a) may make written application
24 to the municipal clerk for an official ballot by means of facsimile transmission or
25 electronic mail. Any application under this paragraph shall need not contain a copy

1 of the applicant's original signature. An elector requesting a ballot under this
2 paragraph shall return with the voted ballot a copy of the request bearing an original
3 signature of the elector as provided in s. 6.87 (4).

4 **SECTION 43.** 6.86 (1) (b) of the statutes, as affected by 2011 Wisconsin Act 23,
5 is amended to read:

6 6.86 (1) (b) Except as provided in this section, if application is made by mail,
7 the application shall be received no later than 5 p.m. on the 5th day immediately
8 preceding the election. If application is made in person, the application shall be
9 made no earlier than the opening of business on the 3rd Monday preceding the
10 election and no later than 5 p.m. or the close of business, whichever is later, on the
11 Friday preceding the election. Except as provided in par. (c), if the elector is making
12 written application for an absentee ballot at the September partisan primary or, the
13 general election, the presidential preference primary, or a special election for
14 national office, and the application indicates that the elector is a military elector, as
15 defined in s. 6.34 (1), the application shall be received by the municipal clerk no later
16 than 5 p.m. on election day. If the application indicates that the reason for requesting
17 an absentee ballot is that the elector is a sequestered juror, the application shall be
18 received no later than 5 p.m. on election day. If the application is received after 5 p.m.
19 on the Friday immediately preceding the election, the municipal clerk or the clerk's
20 agent shall immediately take the ballot to the court in which the elector is serving
21 as a juror and deposit it with the judge. The judge shall recess court, as soon as
22 convenient, and give the elector the ballot. The judge shall then witness the voting
23 procedure as provided in s. 6.87 and shall deliver the ballot to the clerk or agent of
24 the clerk who shall deliver it to the polling place or, in municipalities where absentee
25 ballots are canvassed under s. 7.52, to the municipal clerk as required in s. 6.88. If

1 application is made under sub. (2) or (2m), the application may be received no later
2 than 5 p.m. on the Friday immediately preceding the election.

3 **SECTION 44.** 6.865 (title) of the statutes is amended to read:

4 **6.865 (title) Federal absentee ballot requests ballots.**

5 **SECTION 45.** 6.865 (3) of the statutes is repealed.

6 **SECTION 46.** 6.865 (3m) (a) of the statutes is repealed.

7 **SECTION 47.** 6.865 (3m) (b) of the statutes is renumbered 6.865 (3m) and
8 amended to read:

9 **6.865 (3m)** A military elector may indicate an alternate address on his or her
10 absentee ballot application. If the elector's ballot is returned as undeliverable prior
11 to the deadline for receipt and return of absentee ballots under ~~sub. (3)~~ s. 6.87 (6) and
12 the elector remains eligible to receive absentee ballots under this subsection, the
13 municipal clerk shall immediately send or transmit an absentee ballot to the elector
14 at the alternate address.

15 **SECTION 48.** 6.865 (3m) (c) of the statutes is repealed.

16 **SECTION 49.** 6.869 of the statutes, as affected by 2011 Wisconsin Act 23, is
17 amended to read:

18 **6.869 Uniform instructions.** The board shall prescribe uniform instructions
19 for municipalities to provide to absentee electors. The instructions shall include the
20 specific means of electronic communication that an absentee elector may use to file
21 an application for an absentee ballot and, if the absentee elector is required to
22 register, to request a registration form or change his or her registration. The
23 instructions shall include information concerning whether proof of identification is
24 required to be presented or enclosed under s. 6.86 (1) (ar) or 6.87 (4) (b) 1. The
25 instructions shall also include information concerning the procedure for correcting

1 errors in marking a ballot and obtaining a replacement for a spoiled ballot. The
2 procedure shall, to the extent possible, respect the privacy of each elector and
3 preserve the confidentiality of each elector's vote.

4 **SECTION 50.** 6.87 (3) (d) of the statutes, as affected by 2011 Wisconsin Act 23,
5 is amended to read:

6 6.87 (3) (d) A municipal clerk shall, if the clerk is reliably informed by ~~an absent~~
7 elector a military elector, as defined in s. 6.34 (1) (a), or an overseas elector, as defined
8 in s. 6.34 (1) (b), of a facsimile transmission number or electronic mail address where
9 the elector can receive an absentee ballot, transmit a facsimile or electronic copy of
10 the ~~absent~~ elector's ballot to that elector in lieu of mailing under this subsection. An
11 elector may receive an absentee ballot only if the elector is a military elector or an
12 overseas elector under s. 6.34 (1) and has filed a valid application for the ballot ~~under~~
13 as provided in s. 6.86 (1). If the clerk transmits an absentee ballot to ~~an absentee a~~
14 military or overseas elector electronically, the clerk shall also transmit a facsimile
15 or electronic copy of the text of the material that appears on the certificate envelope
16 prescribed in sub. (2), together with instructions prescribed by the board. The
17 instructions shall require the ~~absent~~ military or overseas elector to make and
18 subscribe to the certification as required under sub. (4) (b) and to enclose the
19 absentee ballot in a separate envelope contained within a larger envelope, that shall
20 include the completed certificate. The elector shall then affix sufficient postage
21 unless the absentee ballot qualifies for mailing free of postage under federal free
22 postage laws and shall mail the absentee ballot to the municipal clerk. Except as
23 authorized in s. 6.97 (2), an absentee ballot received from ~~an~~ a military or overseas
24 elector who receives the ballot electronically shall not be counted unless it is cast in

1 the manner prescribed in this paragraph and in accordance with the instructions
2 provided by the board.

3 **SECTION 51.** 6.87 (6) of the statutes, as affected by 2011 Wisconsin Act 23, is
4 amended to read:

5 **6.87 (6)** Except as provided in s. ~~6.224~~ 7.515 (3), the ballot shall be returned
6 so it is received by the municipal clerk no later than 8 p.m. on election day. Except
7 in municipalities where absentee ballots are canvassed under s. 7.52, if the
8 municipal clerk receives an absentee ballot on election day, the clerk shall secure the
9 ballot and cause the ballot to be delivered to the polling place serving the elector's
10 residence before the closing hour. Except as provided in s. ~~6.224~~ 7.515 (3), any ballot
11 not mailed or delivered as provided in this subsection may not be counted.

12 **SECTION 52.** 6.875 (3) of the statutes, as affected by 2011 Wisconsin Act 23, is
13 amended to read:

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

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

10 **SECTION 53.** 6.88 (1) of the statutes is amended to read:

11 6.88 (1) When an absentee ballot arrives at the office of the municipal clerk,
12 or at an alternate site under s. 6.855, if applicable, the clerk shall enclose it,
13 unopened, in a carrier envelope which shall be securely sealed and endorsed with the
14 name and official title of the clerk, and the words “This envelope contains the ballot
15 of an absent elector and must be opened in the same room where votes are being cast
16 at the polls during polling hours on election day or, in municipalities where absentee
17 ballots are canvassed under s. 7.52, stats., at a meeting of the municipal board of
18 absentee ballot canvassers under s. 7.52, stats.”. If the elector is a military elector,
19 as defined in s. 6.34 (1) (a), or an overseas elector, as defined in s. 6.34 (1) (b), and the
20 ballot was received by the elector by facsimile transmission or electronic mail and is
21 accompanied by a separate certificate, the clerk shall enclose the ballot in a
22 certificate envelope and securely append the completed certificate to the outside of
23 the envelope before enclosing the ballot in the carrier envelope. The clerk shall keep
24 the ballot in the clerk’s office or at the alternate site, if applicable until delivered, as
25 required in sub. (2).

1 **SECTION 54.** 6.88 (3) (b) of the statutes is amended to read:

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

18 **SECTION 55.** 7.08 (2) (b) of the statutes is amended to read:

19 **7.08 (2) (b)** The certified list of candidates for president and vice president
20 nominated at a national convention by a party entitled to a September partisan
21 primary ballot or for whom electors have been nominated under s. 8.20 shall be sent
22 as soon as possible after the closing date for filing nomination papers, but no later
23 than the deadlines established in s. 10.06.

24 **SECTION 56.** 7.10 (3) (a) of the statutes, as affected by 2011 Wisconsin Act 45,
25 is amended to read:

1 7.10 (3) (a) The county clerk shall distribute the ballots to the municipal clerks
2 no later than 31 ~~48~~ days before each September partisan primary and general
3 election and no later than 22 days before each other primary and election. Election
4 forms prepared by the board shall be distributed at the same time. If the board
5 transmits an amended certification under s. 7.08 (2) (a) or if the board or a court
6 orders a ballot error to be corrected under s. 5.06 (6) or 5.72 (3) after ballots have been
7 distributed, the county clerk shall distribute corrected ballots to the municipal clerks
8 as soon as possible.

9 **SECTION 57.** 7.15 (1) (cm) of the statutes, as affected by 2011 Wisconsin Acts
10 23 and 45, is amended to read:

11 7.15 (1) (cm) Prepare official absentee ballots for delivery to electors requesting
12 them, and except as provided in this paragraph, send ~~or transmit~~ an official absentee
13 ballot to each elector who has requested a ballot by mail, and to each military elector,
14 as defined in s. 6.34 (1) (a), and overseas elector, as defined in s. 6.34 (1) (b), who has
15 requested a ballot by mail, electronic mail, or facsimile transmission no later than
16 the ~~30th~~ 47th day before each September partisan primary and general election and
17 no later than the 21st day before each other primary and election if the request is
18 made before that day; otherwise, the municipal clerk shall send or transmit an
19 official absentee ballot within one day of the time the elector's request for such a
20 ballot is received. The clerk shall send or transmit an absentee ballot for the
21 presidential preference primary to each elector who has requested that ballot no
22 later than the 47th day before the presidential preference primary if the request is
23 made before that day, or, if the request is not made before that day, within one day
24 of the time the request is received.

25 **SECTION 58.** 7.15 (1) (cs) of the statutes is repealed.

1 **SECTION 59.** 7.15 (1) (j) of the statutes, as affected by 2011 Wisconsin Act 23,
2 is amended to read:

3 7.15 **(1)** (j) Send ~~or transmit~~ an absentee ballot automatically to each person
4 elector and send or transmit an absentee ballot to each military elector, as defined
5 in s. 6.34 (1) (a), and each overseas elector, as defined in s. 6.34 (1) (b), making an
6 authorized request therefor in accordance with s. 6.22 (4), 6.24 (4) (c), or 6.86 (2) or
7 (2m).

8 **SECTION 60.** 7.51 (5) (b) of the statutes is amended to read:

9 7.51 **(5)** (b) The municipal clerk shall deliver all ballots, statements, tally
10 sheets, lists, and envelopes relating to a school district election to the school district
11 clerk by 4 p.m. on the day following each such election. The municipal clerk shall
12 deliver the ballots, statements, tally sheets, lists, and envelopes for his or her
13 municipality relating to any county, technical college district, state, or national
14 election to the county clerk no later than 4 p.m. on the day following each such
15 election or, in municipalities where absentee ballots are canvassed under s. 7.52, by
16 4 p.m. on the 2nd day following each such election, and no later than 4 p.m. on the
17 day after receiving any corrected returns under s. ~~6.221~~ 7.515 (6) (b). The person
18 delivering the returns shall be paid out of the municipal treasury. Each clerk shall
19 retain ballots, statements, tally sheets, or envelopes received by the clerk until
20 destruction is authorized under s. 7.23 (1).

21 **SECTION 61.** 7.52 (3) (b) of the statutes is amended to read:

22 7.52 **(3)** (b) When the board of absentee ballot canvassers finds that a
23 certification is insufficient, that the applicant is not a qualified elector in the ward
24 or election district, that the ballot envelope is open or has been opened and resealed,
25 that the ballot envelope contains more than one ballot of any one kind, or that the

1 certificate of ~~an~~ a military or overseas elector who received an absentee ballot by
2 facsimile transmission or electronic mail is missing, or if proof is submitted to the
3 board of absentee ballot canvassers that an elector voting an absentee ballot has
4 since died, the board of absentee ballot canvassers shall not count the ballot. Each
5 member of the board of absentee ballot canvassers shall endorse every ballot not
6 counted on the back as “rejected (giving the reason).” The board of absentee ballot
7 canvassers shall reinsert each rejected ballot into the certificate envelope in which
8 it was delivered and enclose the certificate envelopes and ballots, and securely seal
9 the ballots and envelopes in an envelope marked for rejected absentee ballots. The
10 board of absentee ballot canvassers shall endorse the envelope as “rejected ballots,”
11 with a statement of the ward or election district and date of the election, and each
12 member of the board of absentee ballot canvassers shall sign the statement. The
13 board of absentee ballot canvassers shall then return the envelope containing the
14 ballots to the municipal clerk.

15 **SECTION 62.** 7.60 (5) (a) of the statutes is amended to read:

16 7.60 (5) (a) Immediately following the canvass, the county clerk shall deliver
17 or send to the government accountability board, by 1st class mail, a certified copy of
18 each statement of the county board of canvassers for president and vice president,
19 state officials, senators and representatives in congress, state legislators, justice,
20 court of appeals judge, circuit judge, district attorney, and metropolitan sewerage
21 commissioners, if the commissioners are elected under s. 200.09 (11) (am). The
22 statement shall record the returns for each office or referendum by ward, unless
23 combined returns are authorized under s. 5.15 (6) (b) in which case the statement
24 shall record the returns for each group of combined wards. Following primaries the
25 county clerk shall enclose on forms prescribed by the government accountability

1 board the names, party or principle designation, if any, and number of votes received
2 by each candidate recorded in the same manner. The county clerk shall deliver or
3 transmit the certified statement to the government accountability board no later
4 than 7 days after each primary except the ~~September~~ partisan primary, no later than
5 10 days after the ~~September~~ partisan primary and any other election except the
6 general election, and no later than 14 days after the general election. The board of
7 canvassers shall deliver or transmit a certified copy of each statement for any
8 technical college district referendum to the secretary of the technical college district
9 board.

10 **SECTION 63.** 7.70 (3) (a) of the statutes is amended to read:

11 7.70 (3) (a) The chairperson of the board or a designee of the chairperson
12 appointed by the chairperson to canvass a specific election shall publicly canvass the
13 returns and make his or her certifications and determinations on or before the 2nd
14 Tuesday following a spring primary, the 15th day of May following a spring election,
15 the 3rd Wednesday following a ~~September~~ partisan primary, the first day of
16 December following a general election, the 2nd Thursday following a special primary,
17 or within 18 days after any special election.

18 **SECTION 64.** 8.10 (1) of the statutes is amended to read:

19 8.10 (1) Candidates for office to be filled at the spring election shall be
20 nominated by nomination papers, or by nomination papers and selection at the
21 primary if a primary is held, except as provided for towns and villages under s. 8.05.
22 Unless designated in this section or s. 8.05, the general provisions pertaining to
23 nomination at the ~~September~~ partisan primary apply.

24 **SECTION 65.** 8.15 (title) of the statutes is amended to read:

25 **8.15 (title) Nominations for ~~September~~ partisan primary.**

1 **SECTION 66.** 8.15 (1) of the statutes is amended to read:

2 **8.15 (1)** Nomination papers may be circulated no sooner than ~~June 1~~ April 15
3 preceding the general election and may be filed no later than 5 p.m. on ~~the 2nd~~
4 ~~Tuesday of July~~ June 1 preceding the ~~September~~ partisan primary, except as
5 authorized in this subsection. If an incumbent fails to file nomination papers and
6 a declaration of candidacy by 5 p.m. on ~~the 2nd Tuesday of July~~ June 1 preceding the
7 ~~September~~ partisan primary, all candidates for the office held by the incumbent,
8 other than the incumbent, may file nomination papers no later than 72 hours after
9 the latest time prescribed in this subsection. No extension of the time for filing
10 nomination papers applies if the incumbent files written notification with the filing
11 officer or agency with whom nomination papers are filed for the office which the
12 incumbent holds, no later than 5 p.m. on the 2nd Friday preceding the latest time
13 prescribed in this subsection for filing nomination papers, that the incumbent is not
14 a candidate for reelection to his or her office, and the incumbent does not file
15 nomination papers for that office within the time prescribed in this subsection. Only
16 those candidates for whom nomination papers containing the necessary signatures
17 acquired within the allotted time and filed before the deadline may have their names
18 appear on the official ~~September~~ partisan primary ballot.

19 **SECTION 67.** 8.16 (7) of the statutes is amended to read:

20 **8.16 (7)** Nominees chosen at a national convention and under s. 8.18 (2) by each
21 party entitled to a ~~September~~ partisan primary ballot shall be the party's candidates
22 for president, vice president and presidential electors. The state or national
23 chairperson of each such party shall certify the names of the party's nominees for
24 president and vice president to the board no later than 5 p.m. on the first Tuesday

1 in September preceding a presidential election. Each name shall be in one of the
2 formats authorized in s. 7.08 (2) (a).

3 **SECTION 68.** 8.17 (1) (b) of the statutes is amended to read:

4 8.17 (1) (b) Each political party shall elect one committeeman or
5 committeewoman from each election district. In this section, each village, each town
6 and each city is an “election district”; except that in cities having a population of more
7 than 7,500 which are divided into aldermanic districts, each aldermanic district is
8 an “election district”; and in cities having a population of more than 7,500 which are
9 not divided into aldermanic districts and villages or towns having a population of
10 more than 7,500, each ward or group of combined wards under s. 5.15 (6) (b)
11 constituting a polling place on ~~June 1~~ April 15 of the year in which committeemen
12 or committeewomen are elected is an “election district”. To be eligible to serve as its
13 committeeman or committeewoman, an individual shall be, at the time of filing
14 nomination papers or at the time of appointment under this section, a resident of the
15 election district which he or she is chosen to represent and shall be at least 18 years
16 of age.

17 **SECTION 69.** 8.17 (4) of the statutes is amended to read:

18 8.17 (4) The term of office of each committeeman or committeewoman shall end
19 on the date of the meeting held under sub. (5) (b) following each ~~September~~ partisan
20 primary.

21 **SECTION 70.** 8.17 (5) (b) of the statutes is amended to read:

22 8.17 (5) (b) A combined meeting of the county committee and members in good
23 standing of the party in the county shall be held no sooner than 15 days after the
24 ~~September~~ partisan primary and no later than April 1 of the following year. At this
25 meeting, the party committeemen or committeewomen and the county committee

1 offices of chairperson, vice chairperson, secretary and treasurer shall be filled by
2 election by the incumbent committeemen, committeewomen and other party
3 members present and voting, each of whom is entitled to one vote. At this meeting,
4 the county committee shall elect the members of the congressional district committee
5 as provided in sub. (6) (b), (c) and (d). The secretary of the county committee shall
6 give at least 7 days' written notice of the meeting to party and committee members.
7 Individuals elected as county committee officers or as congressional district
8 committee members may be, but are not required to be, committeemen or
9 committeewomen. They are required to be party members in good standing. The
10 terms of committeemen and committeewomen, county committee officers and
11 congressional district committee members begin during the meeting immediately
12 upon completion and verification of the voting for each office.

13 **SECTION 71.** 8.19 (3) of the statutes is amended to read:

14 8.19 (3) Every political party entitled, under s. 5.62, to have its candidates on
15 the September partisan primary and general election ballots has exclusive right to
16 the use of the name designating it at any election involving political parties. The
17 board shall not certify nor the county clerk print the name of any person whose
18 nomination papers indicate a party name comprising a combination of existing party
19 names, qualifying words, phrases, prefixes or suffixes in connection with any
20 existing party name.

21 **SECTION 72.** 8.20 (8) (a) of the statutes, as affected by 2011 Wisconsin Act 32,
22 is amended to read:

23 8.20 (8) (a) Nomination papers for independent candidates for any office to be
24 voted upon at a general election, except president, vice president and presidential
25 elector, may be circulated no sooner than ~~June 1~~ April 15 preceding the election and

1 may be filed no later than 5 p.m. on the ~~2nd Tuesday of July~~ June 1 preceding the
2 ~~September~~ partisan primary, except as authorized in this paragraph. If an
3 incumbent fails to file nomination papers and a declaration of candidacy by 5 p.m.
4 on the ~~2nd Tuesday of July~~ June 1 preceding the ~~September~~ partisan primary, all
5 candidates for the office held by the incumbent, other than the incumbent, may file
6 nomination papers no later than 72 hours after the latest time prescribed in this
7 paragraph. No extension of the time for filing nomination papers applies if the
8 incumbent files written notification with the filing officer or agency with whom
9 nomination papers are filed for the office which the incumbent holds, no later than
10 5 p.m. on the 2nd Friday preceding the latest time prescribed in this paragraph for
11 filing nomination papers, that the incumbent is not a candidate for reelection to his
12 or her office, and the incumbent does not file nomination papers for that office within
13 the time prescribed in this paragraph.

14 **SECTION 73.** 8.20 (8) (am) of the statutes is amended to read:

15 8.20 **(8)** (am) Nomination papers for independent candidates for president and
16 vice president, and the presidential electors designated to represent them, may be
17 circulated no sooner than ~~August~~ July 1 and may be filed not later than 5 p.m. on the
18 first Tuesday in ~~September~~ August preceding a presidential election.

19 **SECTION 74.** 8.37 of the statutes is amended to read:

20 **8.37 Filing of referenda petitions or questions.** Unless otherwise required
21 by law, all proposed constitutional amendments and any other measure or question
22 that is to be submitted to a vote of the people, or any petitions requesting that a
23 measure or question be submitted to a vote of the people, if applicable, shall be filed
24 with the official or agency responsible for preparing the ballots for the election no
25 later than ~~42~~ 70 days prior to the election at which the amendment, measure or

1 question will appear on the ballot. No later than the end of the next business day
2 after a proposed measure is filed with a school district clerk under this section, the
3 clerk shall file a copy of the measure or question with the clerk of each county having
4 territory within the school district.

5 **SECTION 75.** 8.50 (intro.) of the statutes is amended to read:

6 **8.50 Special elections.** (intro.) Unless otherwise provided, this section
7 applies to filling vacancies in the U.S. senate and house of representatives, executive
8 state offices except the offices of governor, lieutenant governor, and district attorney,
9 judicial and legislative state offices, county, city, village, and town offices, and the
10 offices of municipal judge and member of the board of school directors in school
11 districts organized under ch. 119. State legislative offices may be filled in
12 anticipation of the occurrence of a vacancy whenever authorized in sub. (4) (e). No
13 special election may be held after February 1 preceding the spring election unless it
14 is held on the same day as the spring election, nor after ~~September 1~~ August 1
15 preceding the general election unless it is held on the same day as the general
16 election, until the day after that election. If the special election is held on the day
17 of the general election, the primary for the special election, if any, shall be held on
18 the day of the ~~September~~ partisan primary. If the special election is held on the day
19 of the spring election, the primary for the special election, if any, shall be held on the
20 day of the spring primary.

21 **SECTION 76.** 8.50 (1) (d) of the statutes is amended to read:

22 8.50 (1) (d) When the election concerns a national ~~or state office~~ office or a
23 special election for state office is held concurrently with the general election, the
24 board shall transmit to each county clerk a certified list of all persons for whom
25 nomination papers have been filed in its office at least 62 days before the special

1 ~~primary, and in other cases~~ the board shall transmit the list to each county clerk at
2 least 22 days before the special primary, ~~a certified list of all persons for whom~~
3 ~~nomination papers have been filed in its office.~~ If no primary is required, the list shall
4 be transmitted at least 42 days prior to the day of the special election unless the
5 special election concerns a national office or is held concurrently with the general
6 election, in which case the list shall be transmitted at least 62 days prior to the day
7 of the special election. Immediately upon receipt of the certified list, the county clerk
8 shall prepare his or her ballots. For a county special election, the county clerk shall
9 certify the candidates and prepare the ballots. If there is a primary, the county clerk
10 shall publish one type B notice in a newspaper under ch. 10. When a primary is held,
11 as soon as possible after the primary, the county clerk shall certify the candidates and
12 prepare the ballots for the following special election. The clerk shall publish one type
13 B notice in a newspaper under ch. 10 for the election.

14 **SECTION 77.** 8.50 (2) of the statutes is amended to read:

15 **8.50 (2) DATE OF SPECIAL ELECTION.** (a) The date for the special election shall
16 be not less than 62 nor more than 77 days from the date of the order except when the
17 special election is held to fill a vacancy in a national office or the special election is
18 held on the day of the general election or spring election. If a special election is held
19 concurrently with the spring ~~or general~~ election, the special election may be ordered
20 not earlier than 92 days prior to the spring primary ~~or September primary,~~
21 ~~respectively,~~ and not later than 49 days prior to that primary. If a special election
22 is held concurrently with the general election or a special election is held to fill a
23 national office, the special election may be ordered not earlier than 122 days prior
24 to the partisan primary or special primary, respectively, and not later than 92 days
25 prior to that primary.

1 (b) If a primary is required, the primary shall be on the day 4 weeks before the
2 day of the special election except when the special election is held on the same day
3 as the general election the special primary shall be held on the same day as the
4 ~~September~~ partisan primary or if the special election is held concurrently with the
5 spring election, the primary shall be held concurrently with the spring primary, and
6 except when the special election is held on the Tuesday after the first Monday in
7 November of an odd-numbered year, the primary shall be held on the 2nd Tuesday
8 of ~~September~~ August in that year.

9 **SECTION 78.** 8.50 (3) (a) of the statutes is amended to read:

10 8.50 (3) (a) Nomination papers may be circulated no sooner than the day the
11 order for the special election is filed and shall be filed not later than 5 p.m. 28 days
12 before the day that the special primary will or would be held, if required, except when
13 a special election is held concurrently with the spring election or general election, the
14 deadline for filing nomination papers shall be specified in the order and the date shall
15 be no earlier than the date provided in s. 8.10 (2) (a) or 8.15 (1), respectively, and no
16 later than 35 days prior to the date of the spring primary or ~~September~~ no later than
17 June 1 preceding the partisan primary. Nomination papers may be filed in the
18 manner specified in s. 8.10, 8.15, or 8.20. Each candidate shall file a declaration of
19 candidacy in the manner provided in s. 8.21 no later than the latest time provided
20 in the order for filing nomination papers. If a candidate for state or local office has
21 not filed a registration statement under s. 11.05 at the time he or she files nomination
22 papers, the candidate shall file the statement with the papers. A candidate for state
23 office shall also file a statement of economic interests with the board no later than
24 the end of the 3rd day following the last day for filing nomination papers specified
25 in the order.

1 **SECTION 79.** 8.50 (3) (b) of the statutes, as affected by 2011 Wisconsin Act 32,
2 is amended to read:

3 8.50 **(3)** (b) Except as otherwise provided in this section, the provisions for
4 ~~September primaries~~ the partisan primary under s. 8.15 are applicable to all
5 partisan primaries held under this section, and the provisions for spring primaries
6 under s. 8.10 are applicable to all nonpartisan primaries held under this section. In
7 a special partisan primary or election, the order of the parties on the ballot shall be
8 the same as provided under s. 5.62 (1) or 5.64 (1) (b). No primary is required for a
9 nonpartisan election in which not more than 2 candidates for an office appear on the
10 ballot or for a partisan election in which not more than one candidate for an office
11 appears on the ballot of each recognized political party. In every special election
12 except a special election for nonpartisan state office where no candidate is certified
13 to appear on the ballot, a space for write-in votes shall be provided on the ballot,
14 regardless of whether a special primary is held.

15 **SECTION 80.** 8.50 (3) (c) of the statutes is amended to read:

16 8.50 **(3)** (c) Notwithstanding ss. 5.37 (4), 5.91 (6) and 6.80 (2) (f), whenever a
17 special partisan primary is held concurrently with the presidential preference
18 primary, an elector may choose the party column or ballot in which the elector will
19 cast his or her vote separately for each of the 2 primaries. Whenever 2 or more special
20 partisan primaries or one or more special partisan primaries and a ~~September~~
21 partisan primary are held concurrently, the procedure prescribed in ss. 5.37 (4), 5.91
22 (6) and 6.80 (2) (f) applies.

23 **SECTION 81.** 8.50 (4) (b) of the statutes is amended to read:

24 8.50 **(4)** (b) A vacancy in the office of U.S. senator or representative in congress
25 occurring prior to the 2nd Tuesday in ~~May~~ April in the year of the general election

1 shall be filled at a special primary and election. A vacancy in that office occurring
2 between the 2nd Tuesday in ~~May~~ April and the 2nd Tuesday in ~~July~~ May in the year
3 of the general election shall be filled at the ~~September~~ partisan primary and general
4 election.

5 **SECTION 82.** 8.50 (4) (fm) of the statutes is amended to read:

6 **8.50 (4) (fm)** A permanent vacancy in the office of municipal judge may be filled
7 by temporary appointment of the municipal governing body, or, if the judge is elected
8 under s. 755.01 (4), jointly by the governing bodies of all municipalities served by the
9 judge. The office shall then be permanently filled by special election, which shall be
10 held concurrently with the next spring election following the occurrence of the
11 vacancy, except that a vacancy occurring during the period after December 1 and on
12 or before the date of the spring election shall be filled at the 2nd succeeding spring
13 election, and except that the governing body of a city or village or, if the judge is
14 elected under s. 755.01 (4), the governing bodies of the participating cities or villages
15 may, if the vacancy occurs before ~~June 1~~ April 15 in the year preceding expiration of
16 the term of office, order a special election to be held on the Tuesday after the first
17 Monday in November following the date of the order. A person so elected shall serve
18 for the residue of the unexpired term.

19 **SECTION 83.** 9.01 (1) (a) 1. of the statutes is amended to read:

20 **9.01 (1) (a) 1.** Any candidate voted for at any election or any elector who voted
21 upon any referendum question at any election may petition for a recount. The
22 petitioner shall file a verified petition or petitions with the proper clerk or body under
23 par. (ar) not earlier than the time of completion of the canvass and not later than 5
24 p.m. on the 3rd business day following the last meeting day of the municipal or
25 county board of canvassers determining the election for that office or on that

1 referendum question prior to issuance of any amended return under s. ~~6.221~~ 7.515
2 (6) (b) or, if more than one board of canvassers makes the determination, not later
3 than 5 p.m. on the 3rd business day following the last meeting day of the last board
4 of canvassers which makes a determination prior to issuance of any amended return
5 under s. ~~6.221~~ 7.515 (6) (b). If the chairperson of the board or chairperson's designee
6 makes the determination for the office or the referendum question, the petitioner
7 shall file the petition not earlier than the last meeting day of the last county board
8 of canvassers to make a statement in the election or referendum and not later than
9 5 p.m. on the 3rd business day following the day on which the government
10 accountability board receives the last statement from a county board of canvassers
11 for the election or referendum.

12 **SECTION 84.** 9.01 (1) (ag) 1. of the statutes is amended to read:

13 9.01 (1) (ag) 1. If the difference between the votes cast for the leading candidate
14 and those cast for the petitioner or the difference between the affirmative and
15 negative votes cast upon any referendum question is less than 10 if 1,000 or less votes
16 are cast or not more than 0.5% of the total votes cast for the office or on the question
17 if more than 1,000 votes are cast prior to issuance of any amended return under s.
18 ~~6.221~~ 7.515 (6) (b), the petitioner is not required to pay a fee.

19 **SECTION 85.** 9.01 (1) (ag) 1m. of the statutes is amended to read:

20 9.01 (1) (ag) 1m. If the difference between the votes cast for the leading
21 candidate and those cast for the petitioner or the difference between the affirmative
22 and negative votes cast upon any referendum question is at least 10 if 1,000 or less
23 votes are cast or is more than 0.5% but not more than 2% if more than 1,000 votes
24 are cast prior to issuance of any amended return under s. ~~6.221~~ 7.515 (6) (b), the
25 petitioner shall pay a fee of \$5 for each ward for which the petition requests a ballot

1 recount, or \$5 for each municipality for which the petition requests a recount where
2 no wards exist.

3 **SECTION 86.** 9.01 (1) (ag) 2. of the statutes is amended to read:

4 9.01 (1) (ag) 2. If the difference between the votes cast for the leading candidate
5 and those cast for the petitioner or the difference between the affirmative and
6 negative votes cast upon any referendum question is more than 2% if more than
7 1,000 votes are cast prior to issuance of any amended return under s. ~~6.221~~ 7.515 (6)
8 (b), the petitioner shall pay a fee equal to the actual cost of performing the recount
9 in each ward for which the petition requests a recount, or in each municipality for
10 which the petition request a recount where no wards exist.

11 **SECTION 87.** 9.01 (1) (b) (intro.) of the statutes is amended to read:

12 9.01 (1) (b) (intro.) The proper board of canvassers shall reconvene no earlier
13 than 9 a.m. on the day following delivery of notice to all candidates under sub. (2) and
14 no later than 9 a.m. on the day following the last day for filing of a petition, or if the
15 original canvass is subject to correction under s. ~~6.221~~ 7.515 (6) (b), immediately after
16 issuance of the amended statement and determination in the original canvass,
17 whichever is later. The board of canvassers shall then proceed to recount the ballots
18 in the wards or municipalities specified and to review the allegations of fact
19 contained in the petition or petitions. The recount shall proceed for each ward or
20 municipality as follows:

21 **SECTION 88.** 10.01 (2) (d) of the statutes is amended to read:

22 10.01 (2) (d) Type D—The type D notice shall state the hours the polls will be
23 open and the polling places to be utilized at the election or shall include a concise
24 statement of how polling place information may be obtained. In cities over 500,000
25 population, the board of election commissioners shall determine the form of the

1 notice. In other municipalities and special purpose districts, the clerk of the
2 municipality or special purpose district shall give the polling place information in the
3 manner the governing body of the municipality or special purpose district decides
4 will most effectively inform the electors. The type D notice shall be published by the
5 municipal clerk or board of election commissioners of each municipality once on the
6 day before each spring primary and election, each special national, state, county or
7 municipal election at which the electors of that municipality are entitled to vote and
8 each September partisan primary and general election. The clerk of each special
9 purpose district which calls a special election shall publish a type D notice on the day
10 before the election, and the day before the special primary, if any, except as
11 authorized in s. 8.55 (3).

12 **SECTION 89.** 10.01 (2) (e) of the statutes is amended to read:

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

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

5 **SECTION 90.** 10.06 (1) (f) of the statutes is amended to read:

6 10.06 (1) (f) On or before the ~~2nd~~ 3rd Tuesday in ~~May~~ March preceding a
7 ~~September~~ partisan primary and general election the board shall send a type A
8 notice to each county clerk.

9 **SECTION 91.** 10.06 (1) (h) of the statutes is amended to read:

10 10.06 (1) (h) As soon as possible after the deadline for determining ballot
11 arrangement for the ~~September~~ partisan primary on the ~~3rd Tuesday in July~~ June
12 10, the board shall send a type B notice to each county clerk certifying the list of
13 candidates for the ~~September~~ partisan primary.

14 **SECTION 92.** 10.06 (1) (i) of the statutes, as affected by 2011 Wisconsin Act 32,
15 is amended to read:

16 10.06 (1) (i) As soon as possible after the state canvass, but no later than the
17 4th Tuesday in ~~September~~ August, the board shall send a type B notice certifying the
18 list of candidates and type A and C notices certifying each question for any
19 referendum to each county clerk for the general election.

20 **SECTION 93.** 10.06 (2) (gm) of the statutes is amended to read:

21 10.06 (2) (gm) On the ~~last~~ first Tuesday in ~~May~~ April the county clerk shall send
22 notice of the coming ~~September~~ partisan primary and general election to each
23 municipal clerk.

24 **SECTION 94.** 10.06 (2) (h) of the statutes is amended to read:

1 10.06 (2) (h) On the last 2nd Tuesday in ~~May~~ April preceding a ~~September~~
2 partisan primary and general election, the county clerk shall publish a type A notice
3 based on the notice received from the board for all national and state offices to be
4 filled at the election by any electors voting in the county and incorporating county
5 offices.

6 **SECTION 95.** 10.06 (2) (j) of the statutes is amended to read:

7 10.06 (2) (j) On the Monday preceding the ~~September~~ partisan primary the
8 county clerk shall publish a type B notice.

9 **SECTION 96.** 10.06 (3) (cm) of the statutes is amended to read:

10 10.06 (3) (cm) On the 4th Tuesday preceding the ~~September~~ partisan primary
11 and general election, when held, the municipal clerk shall publish a type E notice.
12 If there are municipal referenda, the municipal clerk shall publish a type A notice
13 of the referenda at the same time.

14 **SECTION 97.** 11.06 (12) (a) 1. of the statutes is amended to read:

15 11.06 (12) (a) 1. “Election period” means the period between December 1 and
16 the date of the spring election, the period between ~~June~~ May 1 and the day of the
17 general election in any even–numbered year or the period between the first day for
18 circulation of nomination papers and the day of a special election for any state office.

19 **SECTION 98.** 11.26 (17) (d) of the statutes is amended to read:

20 11.26 (17) (d) In the case of any candidate at the spring primary or election or
21 the ~~September~~ partisan primary or general election, the “campaign” of the candidate
22 ends on June 30 or December 31 following the date on which the election or primary
23 is held in which the candidate is elected or defeated, or the date on which the
24 candidate receives sufficient contributions to retire any obligations incurred in
25 connection with that contest, whichever is later. In the case of any candidate at a

1 special primary or election, the “campaign” of the candidate ends on the last day of
2 the month following the month in which the primary or election is held in which the
3 candidate is elected or defeated, or the date on which the candidate receives
4 sufficient contributions to retire any obligations incurred in connection with that
5 contest, whichever is later.

6 **SECTION 99.** 11.31 (7) (a) of the statutes is amended to read:

7 11.31 (7) (a) For purposes of this section, the “campaign” of a candidate extends
8 from July 1 preceding the date on which the spring primary or election occurs or
9 January 1 preceding the date on which the ~~September~~ partisan primary or general
10 election occurs for the office which the candidate seeks, or from the date of the
11 candidate’s public announcement, whichever is earlier, through the last day of the
12 month following the month in which the election or primary is held.

13 **SECTION 100.** 13.123 (3) (b) 1. a. of the statutes is amended to read:

14 13.123 (3) (b) 1. a. After the day of the ~~September~~ partisan primary, that the
15 member either has not filed nomination papers for reelection or election to another
16 legislative seat or has sought a party nomination for a legislative seat but it is
17 generally acknowledged that the member has not won nomination.

18 **SECTION 101.** 38.16 (3) (br) 1. of the statutes, as created by 2011 Wisconsin Act
19 32, is amended to read:

20 38.16 (3) (br) 1. If a district board wishes to exceed the limit under par. (b)
21 otherwise applicable to the district in 2011 or 2012, it shall adopt a resolution
22 supporting inclusion in the final district budget of an amount equal to the proposed
23 excess levy. The resolution shall be filed as provided in s. 8.37. Within 10 days after
24 adopting the resolution, the district board shall notify the board of the scheduled date
25 of the referendum and submit a copy of the resolution to the board. The district board

1 shall call a special referendum for the purpose of submitting the resolution to the
2 electors of the district for approval or rejection. In lieu of a special referendum, the
3 district board may specify that the referendum be held at the next succeeding spring
4 primary or election or ~~September~~ partisan primary or general election, if such
5 election is to be held not sooner than 42 days after the filing of the resolution of the
6 district board. The district board shall certify the results of the referendum to the
7 board within 10 days after the referendum is held.

8 **SECTION 102.** 59.08 (7) (b) of the statutes is amended to read:

9 59.08 (7) (b) The question of the consolidation of the counties shall be submitted
10 to the voters at the next election to be held on the first Tuesday in April, or the next
11 regular election, or at a special election to be held on the day fixed in the order issued
12 under par. (a), which day shall be the same in each of the counties proposing to
13 consolidate. A copy of the order shall be filed with the county clerk of each of the
14 counties as provided in s. 8.37. If the question of consolidation is submitted at a
15 special election, it shall be held not less than ~~42~~ 70 days nor more than ~~60~~ 88 days
16 from the completion of the consolidation agreement, but not within 60 days of any
17 spring or general election.

18 **SECTION 103.** 59.10 (3) (cm) 2. of the statutes is amended to read:

19 59.10 (3) (cm) 2. ‘Petition and referendum.’ Except as provided in subd. 3., the
20 electors of a county may, by petition and referendum, decrease the number of
21 supervisors at any time after the first election is held following enactment of a
22 decennial supervisory district plan under par. (b). A petition for a change in the
23 number of supervisors may be filed with the county clerk. Prior to circulating a
24 petition to decrease the number of supervisors in any county, a petitioner shall
25 register with the county clerk, giving the petitioner’s name and address and

1 indicating the petitioner’s intent to file such a petition. No signature on a petition
2 is valid unless the signature is obtained within the 60–day period following such
3 registration. The petition shall specify the proposed number of supervisors to be
4 elected. Within 14 days after the last day for filing an original petition, any other
5 petitioner may file an alternative petition with the county clerk proposing a different
6 number of supervisors to be elected, and, if the petition is valid, the alternative
7 proposed in the petition shall be submitted for approval at the same referendum. An
8 alternative petition is subject to the same registration and signature requirements
9 as an original petition. Each petition shall be in the form specified in s. 8.40 and shall
10 contain a number of signatures of electors of the county equal to at least 25 percent
11 of the total votes cast in the county for the office of supervisor at the most recent
12 spring election preceding the date of filing. The county clerk shall promptly
13 determine the sufficiency of a petition filed under this subdivision. Upon
14 determination that a petition is sufficient, or if one or more valid alternative
15 petitions are filed, upon determination that the petitions are sufficient, the county
16 clerk shall call a referendum concurrently with the next spring or general election
17 in the county that is held not earlier than ~~42~~ 70 days after the determination is made.
18 The question proposed at the referendum shall be: “Shall the board of supervisors
19 of County be decreased from members to members?”. If one or more
20 alternative valid petitions are filed within 14 days after the last day that an original
21 petition may be filed, the question relating to the number of supervisors shall appear
22 separately. The first question shall be: “Shall the size of the county board of
23 supervisors of County be decreased from its current membership of members?”.
24 Any subsequent question shall be: “If so, shall the size of the board be decreased to
25 members?”. Each elector may vote in the affirmative or negative on the first

1 question and may then vote in the affirmative on one of the remaining questions. If
2 the first question is not approved by a majority of the electors voting on the question,
3 any subsequent question is of no effect. If the question is approved by a majority of
4 the electors voting on the question, or, if more than one question is submitted, if the
5 first question is approved by a majority of the electors voting on the question, the
6 board shall enact an ordinance prescribing revised boundaries for the supervisory
7 districts in the county. The ordinance shall be enacted in accordance with the
8 approved question or, if more than one question is submitted, in accordance with the
9 choice receiving a plurality of the votes cast. The districts are subject to the same
10 requirements that apply to districts in any plan enacted by the board under subd. 1.
11 If the board has determined under sub. (1) (b) to adopt staggered terms for the office
12 of supervisor, the board may change the expiration date of the term of any supervisor
13 to an earlier date than the date provided under current ordinance if required to
14 implement the redistricting or to maintain classes of members. The county clerk
15 shall file a certified copy of any redistricting plan enacted under this subdivision with
16 the secretary of state.

17 **SECTION 104.** 59.605 (3) (a) 1. of the statutes is amended to read:

18 59.605 **(3)** (a) 1. If the governing body of a county wishes to exceed the operating
19 levy rate limit otherwise applicable to the county under this section, it shall adopt
20 a resolution to that effect. The resolution shall specify either the operating levy rate
21 or the operating levy that the governing body wishes to impose for either a specified
22 number of years or an indefinite period. The governing body shall call a special
23 referendum for the purpose of submitting the resolution to the electors of the county
24 for approval or rejection. In lieu of a special referendum, the governing body may
25 specify that the referendum be held at the next succeeding spring primary or election

1 or ~~September~~ partisan primary or general election to be held not earlier than ~~42~~ 70
2 days after the adoption of the resolution of the governing body. The governing body
3 shall file the resolution to be submitted to the electors as provided in s. 8.37.

4 **SECTION 105.** 60.30 (1e) (b) of the statutes is amended to read:

5 60.30 **(1e)** (b) An ordinance enacted under par. (a) may not take effect until it
6 is approved in a referendum called by the town board for that purpose at the next
7 spring or general election, to be held not sooner than ~~45~~70 days after the referendum
8 is called by the town board. The referendum question shall be: “Shall the person
9 holding the office of ... [town clerk or town treasurer, or both; or the combined office
10 of town clerk and town treasurer] in the town of ... be appointed by the town board?”.

11 **SECTION 106.** 62.13 (6) (b) of the statutes is amended to read:

12 62.13 **(6)** (b) The provisions of this subsection shall apply only if adopted by the
13 electors. Whenever not less than ~~42~~ 70 days prior to a regular city election a petition
14 therefor, conforming to the requirements of s. 8.40 and signed by electors equal in
15 number to not less than 20% of the total vote cast in the city for governor at the last
16 general election, shall be filed with the clerk as provided in s. 8.37, the clerk shall give
17 notice in the manner of notice of the regular city election of a referendum on the
18 adoption of this subsection. Such referendum election shall be held with the regular
19 city election, and the ballots shall conform with the provisions of ss. 5.64 (2) and
20 10.02, and the question shall be “Shall s. 62.13 (6) of the statutes be adopted?”

21 **SECTION 107.** 66.0217 (7) (a) 3. of the statutes is amended to read:

22 66.0217 **(7)** (a) 3. If the notice indicates that the petition is for a referendum
23 on the question of annexation, the clerk of the city or village shall file the notice as
24 provided in s. 8.37. If the notice indicates that the petition is for a referendum on the
25 question of annexation, the town clerk shall give notice as provided in par. (c) of a

1 referendum of the electors residing in the area proposed for annexation to be held not
2 less than ~~42~~ 70 days nor more than ~~72~~ 100 days after the date of personal service or
3 mailing of the notice required under this paragraph. If the notice indicates that the
4 petition is for direct annexation, no referendum shall be held unless within 30 days
5 after the date of personal service or mailing of the notice required under this
6 paragraph, a petition conforming to the requirements of s. 8.40 requesting a
7 referendum is filed with the town clerk as provided in s. 8.37, signed by at least 20%
8 of the electors residing in the area proposed to be annexed. If a petition requesting
9 a referendum is filed, the clerk shall give notice as provided in par. (c) of a referendum
10 of the electors residing in the area proposed for annexation to be held not less than
11 ~~42~~ 70 days nor more than ~~72~~ 100 days after the receipt of the petition and shall mail
12 a copy of the notice to the clerk of the city or village to which the annexation is
13 proposed. The referendum shall be held at a convenient place within the town to be
14 specified in the notice.

15 **SECTION 108.** 66.0219 (4) (b) of the statutes is amended to read:

16 66.0219 (4) (b) The referendum election shall be held not less than ~~42~~ 70 days
17 nor more than ~~72~~ 100 days after the filing of the order as provided in s. 8.37, in the
18 territory proposed for annexation, by the electors of that territory as provided in s.
19 66.0217 (7), so far as applicable. The ballots shall contain the words “For
20 Annexation” and “Against Annexation”. The certification of the election inspectors
21 shall be filed with the clerk of the court, and the clerk of any municipality involved,
22 but need not be filed or recorded with the register of deeds.

23 **SECTION 109.** 66.0227 (3) of the statutes is amended to read:

24 66.0227 (3) The governing body of a city, village or town involved may, or if a
25 petition conforming to the requirements of s. 8.40 signed by a number of qualified

1 electors equal to at least 5% of the votes cast for governor in the city, village or town
2 at the last gubernatorial election, demanding a referendum, is presented to it within
3 30 days after the passage of either of the ordinances under sub. (2) shall, submit the
4 question to the electors of the city, village or town whose electors petitioned for
5 detachment, at a referendum election called for that purpose not less than ~~42~~ 70 days
6 nor more than ~~72~~ 100 days after the filing of the petition, or after the enactment of
7 either ordinance. The petition shall be filed as provided in s. 8.37. If a number of
8 electors cannot be determined on the basis of reported election statistics, the number
9 shall be determined in accordance with s. 60.74 (6). The governing body of the
10 municipality shall appoint 3 election inspectors who are resident electors to
11 supervise the referendum. The ballots shall contain the words “For Detachment”
12 and “Against Detachment”. The inspectors shall certify the results of the election by
13 their attached affidavits and file a copy with the clerk of each town, village or city
14 involved, and none of the ordinances may take effect nor be in force unless a majority
15 of the electors approve the question. The referendum election shall be conducted in
16 accordance with chs. 6 and 7 to the extent applicable.

17 **SECTION 110.** 66.0305 (6) (b) of the statutes is amended to read:

18 66.0305 **(6)** (b) The advisory referendum shall be held not less than ~~42~~ 70 days
19 nor more than ~~72~~ 100 days after adoption of the resolution under par. (a) calling for
20 the referendum or not less than ~~42~~ 70 days nor more than ~~72~~ 100 days after receipt
21 of the petition under par. (a) by the municipal or county clerk. The municipal or
22 county clerk shall give notice of the referendum by publishing a notice in a
23 newspaper of general circulation in the political subdivision, both on the publication
24 day next preceding the advisory referendum election and one week prior to that
25 publication date.

1 **SECTION 111.** 66.0307 (4) (e) 2. of the statutes is amended to read:

2 66.0307 **(4)** (e) 2. The advisory referendum shall be held not less than ~~42~~ 70
3 days nor more than ~~72~~ 100 days after adoption of the resolution under subd. 1. calling
4 for the referendum or not less than ~~42~~ 70 days nor more than ~~72~~ 100 days after receipt
5 of the petition by the municipal clerk. The municipal clerk shall give notice of the
6 referendum by publishing a notice in a newspaper of general circulation in the
7 municipality, both on the publication day next preceding the advisory referendum
8 election and one week prior to that publication date.

9 **SECTION 112.** 66.0602 (4) (a) of the statutes is amended to read:

10 66.0602 **(4)** (a) A political subdivision may exceed the levy increase limit under
11 sub. (2) if its governing body adopts a resolution to that effect and if the resolution
12 is approved in a referendum. The resolution shall specify the proposed amount of
13 increase in the levy beyond the amount that is allowed under sub. (2), and shall
14 specify whether the proposed amount of increase is for the next fiscal year only or if
15 it will apply on an ongoing basis. With regard to a referendum relating to the 2005
16 levy, or any levy in an odd-numbered year thereafter, the political subdivision may
17 call a special referendum for the purpose of submitting the resolution to the electors
18 of the political subdivision for approval or rejection. With regard to a referendum
19 relating to the 2006 levy, or any levy in an even-numbered year thereafter, the
20 referendum shall be held at the next succeeding spring primary or election or
21 ~~September~~ partisan primary or general election.

22 **SECTION 113.** 66.0619 (2m) (b) of the statutes is amended to read:

23 66.0619 **(2m)** (b) If a referendum is to be held on a resolution, the municipal
24 governing body shall file the resolution as provided in s. 8.37 and shall direct the
25 municipal clerk to call a special election for the purpose of submitting the resolution

1 to the electors for a referendum on approval or rejection. In lieu of a special election,
2 the municipal governing body may specify that the election be held at the next
3 succeeding spring primary or election or ~~September~~ partisan primary or general
4 election.

5 **SECTION 114.** 66.0921 (2) of the statutes is amended to read:

6 66.0921 (2) FACILITIES AUTHORIZED. A municipality may enter into a joint
7 contract with a nonprofit corporation organized for civic purposes and located in the
8 municipality to construct or otherwise acquire, equip, furnish, operate and maintain
9 a facility to be used for municipal and civic activities if a majority of the voters voting
10 in a referendum at a special election or at a spring primary or election or ~~September~~
11 partisan primary or general election approve the question of entering into the joint
12 contract.

13 **SECTION 115.** 66.1113 (2) (g) of the statutes is amended to read:

14 66.1113 (2) (g) The village of Sister Bay may enact an ordinance or adopt a
15 resolution declaring itself to be a premier resort area under par. (a) even if less than
16 40 percent of the equalized assessed value of the taxable property within Sister Bay
17 is used by tourism–related retailers. The village may not impose the tax authorized
18 under par. (b) unless the village board adopts a resolution proclaiming its intent to
19 impose the tax and the resolution is approved by a majority of the electors in the
20 village voting on the resolution at a referendum, to be held at the first spring primary
21 or election or ~~September~~ partisan primary or general election following by at least
22 45 days the date of adoption of the resolution.

23 **SECTION 116.** 66.1113 (2) (h) of the statutes is amended to read:

24 66.1113 (2) (h) The village of Ephraim may enact an ordinance or adopt a
25 resolution declaring itself to be a premier resort area under par. (a) even if less than

1 40 percent of the equalized assessed value of the taxable property within Ephraim
2 is used by tourism–related retailers. The village may not impose the tax authorized
3 under par. (b) unless the village board adopts a resolution proclaiming its intent to
4 impose the tax and the resolution is approved by a majority of the electors in the
5 village voting on the resolution at a referendum, to be held at the first spring primary
6 or election or ~~September~~ partisan primary or general election following by at least
7 45 days the date of adoption of the resolution.

8 **SECTION 117.** 67.05 (6m) (b) of the statutes is amended to read:

9 67.05 **(6m)** (b) If a referendum is to be held on an initial resolution, the district
10 board shall direct the technical college district secretary to call a special election for
11 the purpose of submitting the initial resolution to the electors for a referendum on
12 approval or rejection. In lieu of a special election, the district board may specify that
13 the election be held at the next succeeding spring primary or election or ~~September~~
14 partisan primary or general election.

15 **SECTION 118.** 67.12 (12) (e) 5. of the statutes is amended to read:

16 67.12 **(12)** (e) 5. Within 10 days of the adoption by a technical college district
17 board of a resolution under subd. 1. to issue a promissory note for a purpose under
18 s. 38.16 (2), the secretary of the district board shall publish a notice of such adoption
19 as a class 1 notice, under ch. 985. The notice need not set forth the full contents of
20 the resolution, but shall state the amount proposed to be borrowed, the method of
21 borrowing, the purpose thereof, that the resolution was adopted under this
22 subsection and the place where and the hours during which the resolution is
23 available for public inspection. If the amount proposed to be borrowed is for building
24 remodeling or improvement and does not exceed \$1,500,000 or is for movable
25 equipment, the district board need not submit the resolution to the electors for

1 approval unless, within 30 days after the publication or posting, a petition
2 conforming to the requirements of s. 8.40 is filed with the secretary of the district
3 board requesting a referendum at a special election to be called for that purpose.
4 Such petition shall be signed by electors from each county lying wholly or partially
5 within the district. The number of electors from each county shall equal at least 1.5%
6 of the population of the county as determined under s. 16.96 (2) (c). If a county lies
7 in more than one district, the technical college system board shall apportion the
8 county's population as determined under s. 16.96 (2) (c) to the districts involved and
9 the petition shall be signed by electors equal to the appropriate percentage of the
10 apportioned population. In lieu of a special election, the district board may specify
11 that the referendum shall be held at the next succeeding spring primary or election
12 or September partisan primary or general election. Any resolution to borrow
13 amounts of money in excess of \$1,500,000 for building remodeling or improvement
14 shall be submitted to the electors of the district for approval. If a referendum is held
15 or required under this subdivision, no promissory note may be issued until the
16 issuance is approved by a majority of the district electors voting at such referendum.
17 The referendum shall be noticed, called and conducted under s. 67.05 (6a) insofar as
18 applicable, except that the notice of special election and ballot need not embody a
19 copy of the resolution and the question which shall appear on the ballot shall be
20 "Shall (name of district) be authorized to borrow the sum of \$.... for (state purpose)
21 by issuing its general obligation promissory note (or notes) under section 67.12 (12)
22 of the Wisconsin Statutes?"

23 **SECTION 119.** 86.21 (2) (a) of the statutes is amended to read:

24 86.21 (2) (a) Before any such toll bridge is constructed or acquired under this
25 section, a resolution authorizing the construction or acquisition thereof, and

1 specifying the method of payment therefor, shall be adopted by a majority of the
2 members of the governing body of such county, town, village or city at a regular
3 meeting, after publication of said resolution, as a class 2 notice, under ch. 985. The
4 resolution shall include a general description of the property it is proposed to acquire
5 or construct. Any county, town, village or city constructing or acquiring a toll bridge
6 under this section may provide for the payment of the same or any part thereof from
7 the general fund, from taxation, or from the proceeds of either municipal bonds,
8 revenue bonds or as otherwise provided by law. Such resolution shall not be effective
9 until 15 days after its passage and publication. If within said 15 days a petition
10 conforming to the requirements of s. 8.40 is filed with the clerk of such municipality,
11 and filed as provided in s. 8.37, signed by at least 20% of the electors thereof
12 requesting that the question of acquiring such toll bridge be submitted to the said
13 electors, such question shall be submitted at the next general or regular municipal
14 election that is held not sooner than ~~42~~ 70 days from the date of filing such petition.
15 The question submitted to the electors shall specify the method of payment for such
16 toll bridge as provided in the resolution for the acquisition thereof. If no such petition
17 is filed, or if the majority of votes cast at such referendum election are in favor of the
18 acquisition of such toll bridge, then the resolution of the governing body for the
19 acquisition of such toll bridge shall be in effect.

20 **SECTION 120.** 92.11 (4) (c) of the statutes is amended to read:

21 92.11 **(4)** (c) *Wording of ballot question; procedure.* The county board shall
22 include the wording of the question to be placed before the electors in the referendum
23 as a part of the ordinance adopted under this section or the revision to an ordinance
24 adopted under this section. Upon the adoption of the ordinance or revision the county
25 board shall forward a copy of the ordinance or revision to the county clerk who shall

1 cause the question to be placed before the voters of the affected area in the next
2 spring or general election occurring not less than ~~45~~ 70 days after the adoption of the
3 ordinance or revision. The form of the ballot shall correspond substantially to the
4 form prescribed under s. 5.64 (2).

5 **SECTION 121.** 117.22 (2) (e) of the statutes is amended to read:

6 117.22 (2) (e) If a primary election for the school board positions is required
7 under s. 120.06 (7) (b), it shall be held on the day which is 4 weeks before the election,
8 except that if the school board election is held on the day of the general election, the
9 primary shall be held on the day of the ~~September~~ partisan primary, and if the school
10 board election is held on the day of the spring election, the primary shall be held on
11 the day of the spring primary. The school district clerk shall notify the clerk of each
12 city, village or town, any part of which is contained within an affected school district,
13 of the primary election. The school district clerk shall give the notices under s. 120.06
14 (8) (c) on the Monday before the primary election, if one is held, and on the Monday
15 before the school board election.

16 **SECTION 122.** 120.02 (1) of the statutes is amended to read:

17 120.02 (1) CHANGE IN NUMBER OF SCHOOL BOARD MEMBERS. If, at least 30 days
18 prior to the day of the annual school district meeting, in a common or union high
19 school district, or at least ~~45~~ 70 days prior to the day of the election of school board
20 members in a unified school district, a petition conforming to the requirements of s.
21 8.40 requesting a change in the number of school board members is filed with the
22 school district clerk the clerk shall incorporate in the notice of the annual meeting
23 or election a statement that at the meeting or election the question of changing the
24 number of school board members to the number requested in the petition will be
25 voted upon. The petition shall be signed by not less than 100 electors residing in the

1 school district, except that in school districts which contain, in whole or in part, a city
2 of the 2nd or 3rd class in which one or more electors of the school district reside, the
3 petition shall be signed by not less than 500 electors residing in the school district.
4 If, at the meeting or election of school board members, a resolution based on a petition
5 requesting a change in the number of school board members is adopted by a majority
6 vote, school board members shall be elected at the next school board election and
7 thereafter in accordance with sub. (3).

8 **SECTION 123.** 120.02 (2) (a) of the statutes is amended to read:

9 120.02 (2) (a) If, at least 30 days prior to the day of the annual meeting, in a
10 common or union high school district, or at least ~~45~~ 70 days prior to the day of the
11 election of school board members in a unified school district, a petition conforming
12 to the requirements of s. 8.40 requesting the establishment of a plan of
13 apportionment of school board members is filed with the school district clerk the
14 clerk shall incorporate notice of receipt of such petition in the notice of the annual
15 meeting or election. The petition shall specify the proposed plan of apportionment
16 of school board members among the cities, towns and villages or parts thereof within
17 the school district and set the total number of school board members at not more than
18 11. The petition shall be signed by not less than 100 electors residing in the school
19 district, except that in school districts which contain, in whole or in part, a city of the
20 2nd or 3rd class in which one or more electors of the school district reside, the petition
21 shall be signed by not less than 500 electors residing in the school district. If a
22 majority vote of the annual meeting or election approves the plan set forth in the
23 petition, the plan shall remain in operation until revised by the same procedure.
24 School board members elected under this subsection shall be elected by a vote of the

1 electors of the entire school district in accordance with the plan prepared under sub.
2 (3).

3 **SECTION 124.** 120.02 (4) of the statutes is amended to read:

4 120.02 (4) ELECTION TO NUMBERED SEATS. If, at least 30 days prior to the day of
5 the annual meeting, in a common or union high school district, or at least ~~45~~ 70 days
6 prior to the day of the election of school board members in a unified school district,
7 a petition conforming to the requirements of s. 8.40 which sets forth a plan for the
8 assignment of a number to each seat on the school board is filed with the school
9 district clerk, the school district clerk shall incorporate notice of receipt of such
10 petition in the notice of the annual meeting or election required under s. 120.06 (8)
11 (c). The petition shall be signed by not less than 100 electors residing in the school
12 district, except that in school districts which contain, in whole or in part, a city of the
13 2nd or 3rd class in which one or more electors of the school district reside, the petition
14 shall be signed by not less than 500 electors residing in the school district. If a
15 majority vote of the annual meeting or election approves the plan set forth in the
16 petition, the plan shall remain in operation until revised by the same procedure.

17 **SECTION 125.** 121.91 (3) (a) of the statutes is amended to read:

18 121.91 (3) (a) If a school board wishes to exceed the limit under sub. (2m)
19 otherwise applicable to the school district in any school year, it shall promptly adopt
20 a resolution supporting inclusion in the final school district budget of an amount
21 equal to the proposed excess revenue. The resolution shall specify whether the
22 proposed excess revenue is for a recurring or nonrecurring purpose, or, if the
23 proposed excess revenue is for both recurring and nonrecurring purposes, the
24 amount of the proposed excess revenue for each purpose. The resolution shall be filed
25 as provided in s. 8.37. Within 10 days after adopting the resolution, the school board

1 shall notify the department of the scheduled date of the referendum and submit a
2 copy of the resolution to the department. The school board shall call a special
3 referendum for the purpose of submitting the resolution to the electors of the school
4 district for approval or rejection. In lieu of a special referendum, the school board
5 may specify that the referendum be held at the next succeeding spring primary or
6 election or ~~September~~ partisan primary or general election, if such election is to be
7 held not sooner than ~~42~~ 70 days after the filing of the resolution of the school board.
8 The school district clerk shall certify the results of the referendum to the department
9 within 10 days after the referendum is held.

10 **SECTION 126.** 125.05 (1) (b) 5. of the statutes is amended to read:

11 125.05 (1) (b) 5. The petition shall be filed with the clerk of the municipality
12 at least ~~42~~ 70 days prior to the first Tuesday of April.

13 **SECTION 127.** 197.04 (1) (b) of the statutes is amended to read:

14 197.04 (1) (b) If within either of the 90–day periods described in par. (a) a
15 petition conforming to the requirements of s. 8.40 is filed with the clerk of the
16 municipality as provided in s. 8.37 and the petition has been signed by 5% of the
17 electors of a 1st class city or by 10% of the electors of all other municipalities
18 requesting that the question of discontinuing the proceeding to acquire the plant or
19 equipment of the public utility be submitted to the electors of the municipality, the
20 applicable question under par. (c) shall be submitted to the electors at any general
21 or regular municipal election that is held not less than ~~42~~ 70 and not more than ~~47~~
22 75 days from the date of the filing of the petition. If no general election or regular
23 municipal election is to be held within the stated periods, the governing body of the
24 municipality shall order the holding of a special election, to be held not less than ~~42~~

1 70 days from the date of filing of the petition, for the purpose of submitting the
2 question to the electors.

3 **SECTION 128.** 229.824 (15) of the statutes is amended to read:

4 229.824 (15) Impose, by the adoption of a resolution, the taxes under subch. V
5 of ch. 77, except that the taxes imposed by the resolution may not take effect until
6 the resolution is approved by a majority of the electors in the district's jurisdiction
7 voting on the resolution at a referendum, to be held at the first spring primary or
8 ~~September~~ partisan primary following by at least 45 days the date of adoption of the
9 resolution. Two questions shall appear on the ballot. The first question shall be:
10 "Shall a sales tax and a use tax be imposed at the rate of 0.5% in County for
11 purposes related to football stadium facilities in the Professional Football
12 Stadium District?" The 2nd question shall be: "Shall excess revenues from the 0.5%
13 sales tax and use tax be permitted to be used for property tax relief purposes in
14 County?" Approval of the first question constitutes approval of the resolution of the
15 district board. Approval of the 2nd question is not effective unless the first question
16 is approved. The clerk of the district shall publish the notices required under s. 10.06
17 (4) (c), (f) and (i) for any referendum held under this subsection. Notwithstanding
18 s. 10.06 (4) (c), the type A notice under s. 10.01 (2) (a) relating to the referendum is
19 valid even if given and published late as long as it is given and published prior to the
20 election as early as practicable. A district may not levy any taxes that are not
21 expressly authorized under subch. V of ch. 77. The district may not levy any taxes
22 until the professional football team and the governing body of the municipality in
23 which the football stadium facilities are located agree on how to fund the
24 maintenance of the football stadium facilities. The district may not levy any taxes
25 until the professional football team and the governing body of the municipality in

1 which the football stadium facilities are located agree on how to distribute the
2 proceeds, if any, from the sale of naming rights related to the football stadium
3 facilities. If a district board adopts a resolution that imposes taxes and the resolution
4 is approved by the electors, the district shall deliver a certified copy of the resolution
5 to the secretary of revenue at least 120 days before its effective date. If a district
6 board adopts a resolution that imposes taxes and the resolution is not approved by
7 the electors, the district is dissolved.

8 **SECTION 129.** 343.50 (5m) of the statutes, as affected by 2011 Wisconsin Act 23,
9 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. or (7).

16 **SECTION 130.** 343.50 (7) of the statutes is amended to read:

17 **343.50 (7) DUPLICATE.** The fee for a duplicate card is \$6 except that, if the card
18 holder satisfies the requirements for an applicant specified in sub. (5) (a) 3., there is
19 no fee for a duplicate card.

20 **SECTION 131.** 995.20 of the statutes is amended to read:

21 **995.20 Legal holidays.** January 1, January 15, the 3rd Monday in February
22 (which shall be the day of celebration for February 12 and 22), the last Monday in
23 May (which shall be the day of celebration for May 30), June 19, which shall be the
24 day of observation for Juneteenth Day, July 4, the 1st Monday in September which
25 shall be known as Labor day, the 2nd Monday in October, November 11, the 4th

1 Thursday in November (which shall be the day of celebration for Thanksgiving),
2 December 25, the day of holding the September partisan primary election, and the
3 day of holding the general election in November are legal holidays. On Good Friday
4 the period from 11 a.m. to 3 p.m. shall uniformly be observed for the purpose of
5 worship. In every 1st class city the day of holding any municipal election is a legal
6 holiday, and in every such city the afternoon of each day upon which a primary
7 election is held for the nomination of candidates for city offices is a half holiday and
8 in counties having a population of 500,000 or more the county board may by
9 ordinance provide that all county employees shall have a half holiday on the day of
10 such primary election and a holiday on the day of such municipal election, and that
11 employees whose duties require that they work on such days be given equivalent
12 time off on other days. Whenever any legal holiday falls on Sunday, the succeeding
13 Monday shall be the legal holiday.

14 **SECTION 132. Initial applicability.**

15 (1) The treatment of sections 6.24 (4) (c), 6.86 (1) (a) 3., 6.865 (title), (3), and
16 (3m) (a), (b), and (c), and 7.15 (1) (j) of the statutes first applies with respect to
17 requests for absentee ballots made for voting at elections held on or after the effective
18 date of this subsection.

19 (2) The treatment of section 343.50 (5m) and (7) of the statutes first applies to
20 applications for duplicate identification cards received by the department of
21 transportation on the effective date of this subsection.

22 **SECTION 133. Effective dates.** This act takes effect on the day after
23 publication, except as follows:

