

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

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September 10, 2013

Senator Miller

On Monday morning (September 9, 2013), I spoke with Bridget Esser to seek clarification on the drafting instructions for this amendment. Your instructions indicated that clerks should not be obligated to “appoint non–resident partisan poll workers if sufficient residents of the municipality are available.” However, I wasn’t clear whether, by “residents of the municipality,” you meant residents of the ward or election district (current law s. 7.30 (2) (a) requires election officials to be qualified electors of the ward or election district) or whether you meant residents of the municipality within which a ward or election district is located. Given this uncertainty, I was not sure whether to broaden the pool of “non–resident partisan poll workers” to include only residents of the municipality within which a ward or election district is located, or to also include residents of the county within which that municipality is located. Bridget indicated you were unavailable today and did not have sufficient information to answer my question.

Under the substitute amendment, if there are an insufficient number of qualified electors of an election district or ward to serve as election officials, qualified electors of the municipality within which the ward or district is located may be appointed to serve. Is that consistent with your intent? Or did you want to broaden the pool to include qualified electors of the county?

Also, under current law, special registration deputies appointed under s. 6.55 (6) and election officials appointed to fill a vacancy may be selected from the municipality (and not just from the district or ward); as a result, I have stricken the superfluous language applicable to these election officials.

Let me know if you would like me to make any changes to this draft. If you are comfortable with the substitute amendment as drafted, I will prepare it for introduction.

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