

## 2013 DRAFTING REQUEST

### Senate Substitute Amendment (SSA-SB377)

Received: 1/17/2014 Received By: jkreye  
Wanted: As time permits Same as LRB:  
For: Mary Lazich (608) 266-5400 By/Representing: Zach Bemis  
May Contact: Drafter: jkreye  
Subject: Elections - miscellaneous Addl. Drafters:  
Extra Copies: JTK - 1

Submit via email: YES  
Requester's email: Sen.Lazich@legis.wisconsin.gov  
Carbon copy (CC) to: joseph.kreye@legis.wisconsin.gov

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#### Pre Topic:

No specific pre topic given

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#### Topic:

Registration and voting statistics; same day registration audits

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#### Instructions:

See attached

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#### Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	jkreye 1/17/2014	jdyer 1/20/2014		_____			
/P1	jkreye 1/24/2014		rschluet 1/21/2014	_____	sbasford 1/21/2014		
/P2	jkreye 1/30/2014	jdyer 1/24/2014	jfrantze 1/24/2014	_____	srose 1/24/2014		

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/P3	jkreye 1/30/2014	jdyer 1/30/2014	rschluet 1/30/2014	_____	srose 1/30/2014		
/1		jdyer 1/30/2014	rschluet 1/30/2014	_____	lparisi 1/30/2014	lparisi 1/30/2014	

FE Sent For:

<END>

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/P2	jkreye 1/30/2014	jdye 1/24/2014	jfrantze 1/24/2014	_____	srose 1/24/2014		

1/30/14

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Subject: <b>Elections - miscellaneous</b>	Addl. Drafters:
	Extra Copies: <b>JTK - 1</b>

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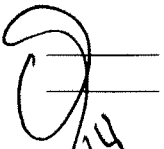
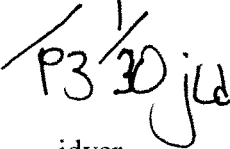
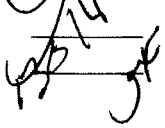
**Topic:**

Registration and voting statistics; same day registration audits

**Instructions:**

See attached

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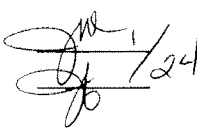
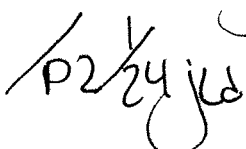
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#### Instructions:

See attached

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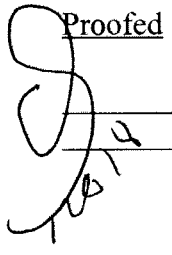
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See attached

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/?	jkreye	PI 20 jld	jd				

FE Sent For:

<END>





State of Wisconsin  
2013 - 2014 LEGISLATURE



LRB-2889/1

JK:ldjm

SSA to

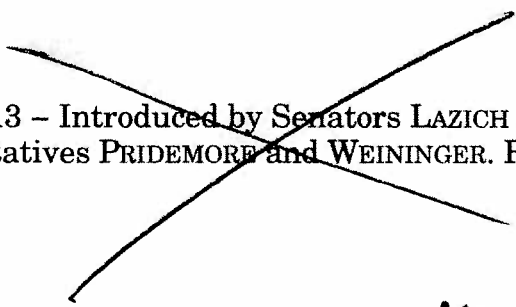
keep

50245/P1

**2013 SENATE BILL 377**

due used  
1-22

October 29, 2013 - Introduced by Senators LAZICH and GROTHMAN, cosponsored by Representatives PRIDEMORE and WEININGER. Referred to Elections and Urban Affairs.



re gen

4

1 **AN ACT to amend** 6.275 (1) (intro.) and 6.275 (2); and **to create** 6.275 (1) (f) of  
2 the statutes; **relating to:** reporting registration and voting statistics.

***Analysis by the Legislative Reference Bureau***

Under current law, within 30 days after each election at which a state or national office is filled or a statewide referendum is held, the municipal clerk must submit a written statement to the county clerk of each county in which the municipality is located specifying certain election-related statistics, such as the number of electors residing in the county who voted in the municipality, the number of electors who were registered to vote in advance of the election, and the number of electors who registered to vote on the day of the election. The county must provide one copy of the information it receives to the Government Accountability Board (GAB).

Under current law, after the municipal clerk receives a list of all persons who registered to vote on election day, the municipal clerk or board of election commissioners must make an audit of all electors who registered to vote at the polling place, unless the GAB notifies the clerk or board of election commissioners that it will conduct the audit. In order to conduct the audit, postcards are sent to electors to verify that the addresses they provided on election day are correct. If a postcard is returned undelivered; or the clerk, board of election commissioners, or GAB is informed of a different address than the one specified by the elector that was apparently improper on election day; the clerk, board of election commissioners, or GAB must change the elector's status from eligible to ineligible on the registration list and provide the elector's name to the district attorney for the county where the polling place is located.

e

**SENATE BILL 377**

Under this bill, in addition to the other election-related statistics that the municipal clerk must submit to the county, no later than 60 days after an election, the municipal clerk must provide the total number of postcards sent to electors to verify that the addresses they provided on election day are correct, the total number of such postcards returned as undeliverable, and the total number of electors whose status was changed from eligible to ineligible on the registration list as a result of the audit. The bill also requires the GAB to publish this information on its Internet site once it receives it from the county. In addition, if GAB performs the audit, GAB must publish on its Internet site the total number of postcards sent to electors, the total number of postcards returned as undeliverable, and the total number of electors whose status was changed from eligible to ineligible.

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

✓ *submit electronically a report*

1 SECTION 1. 6.275 (1) (intro.) of the statutes is amended to read:

2 6.275 (1) (intro.) ~~Within~~ Except as provided in par. (f), no later than 30 days  
 3 after each primary and election at which a state or national office is filled or a  
 4 statewide referendum is held, including any special election, the municipal clerk or  
 5 board of election commissioners <sup>plain</sup> ~~shall make a written statement in duplicate~~ <sup>Strike</sup> to the  
 6 county clerk or board of election commissioners of each county in which the  
 7 municipality is located specifying: *board and the*

8 SECTION 2. 6.275 (1) (f) of the statutes is created to read:

9 6.275 (1) (f) The total number of postcards sent by the municipal clerk or board  
 10 of election commissioners under s. 6.56 (3), the total number of such postcards  
 11 returned to the municipal clerk or board of election commissioners because the  
 12 elector did not reside at the address given on the postcard, ~~and~~ <sup>or</sup> the total number of *Insert 2-14*  
 13 electors whose status was changed from eligible to ineligible on the registration list  
 14 as a result of the audit under s. 6.56 (3). The municipal clerk or board of election  
 15 commissioners shall provide the information described under this paragraph to the  
 16 county clerk or county board of election commissioners ~~no later than 60 days~~ <sup>to</sup> after *the board and*

✓ *at the earliest practicable time* <sup>plain</sup>

SENATE BILL 377

✓  
Insert 3-5

1 each primary and election at which a state or national office is filled or a statewide  
2 referendum is held, including any special election.

3 SECTION 3. 6.275 (2) of the statutes is amended to read:

4 6.275 (2) Upon receipt of each report filed under this section, ~~the county clerk~~

5 ~~or board of election commissioners shall forward one copy to~~ the board within 7 days.

6 The board shall publish the information received under sub. (1) (f) on its Internet

7 site. If the board conducts the audit under s. 6.56 (3), it shall also publish on its

8 Internet site the total number of postcards sent under s. 6.56 (3), the number of such

9 postcards returned to the board because the elector did not reside at the address

10 given on the postcard, <sup>✓</sup> and the number of electors whose status was changed from

11 eligible to ineligible as a result of the audit under s. 6.56 (3).

12

(END)

✓  
Insert 3-11A

✓  
Insert  
3-11B

✓  
The board shall update the  
information published under this  
subsection on a monthly basis.  
plain

SCON  
PER



**SENATE AMENDMENT ,  
TO SENATE BILL 377**

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 2, line 5: delete that line and substitute "board of election  
3 commissioners shall ~~make a written statement in duplicate~~ submit electronically a  
4 report to the board and the".

5 **2.** Page 2, line 12: delete "and".

6 **3.** Page 2, line 14: after "(3)" insert <sup>4</sup>, and the number of individuals referred  
7 to the district attorney under s. 6.56 (3)<sup>4</sup>

8 **4.** Page 2, line 15: after "to" insert "the board and".

9 **5.** Page 2, line 16: delete "60" and substitute "90".

10 **6.** Page 3, line 4: delete "the county clerk" and substitute "the county clerk".

*Insert 2-14*

*Insert 3-5*

1        **7.** Page 3, line 5: ~~delete that line and substitute "or board of election~~  
2        ~~commissioners shall forward one copy to the board,~~ shall publish the information on  
3        its Internet site within 7 days.

4        **8.** Page 3, line 6 ~~delete the material beginning with "The board" and ending~~  
5        with "site." on line 7.

*Insert 3-1/A*

6        **9.** Page 3, line 10: delete "and".

7        **10.** Page 3, line 11: after "(3)" insert "" and the number of individuals referred  
8        to the district attorney under s. 6.56 (3)1

*END*

Insert 3 - 11 B

1           **SECTION 1.** 7.15 (1) (g)<sup>x</sup> of the statutes is amended to read:

2           7.15 (1) (g) ~~Report~~ In the manner prescribed by the board, report suspected  
3           election frauds, irregularities, or violations of which the clerk has knowledge to the  
4           district attorney for the county where the suspected activity occurs and to the board.

History: 1971 c. 304 s. 29 (2); 1973 c. 334 s. 57; 1975 c. 85 ss. 50, 65; 1975 c. 275, 422; 1977 c. 283; 1977 c. 394 s. 54; 1977 c. 427, 447; 1979 c. 260, 311; 1981 c. 391; 1983 a. 484; 1985 a. 304; 1987 a. 391; 1989 a. 192; 1991 a. 316; 1999 a. 182; 2001 a. 16; 2003 a. 265; 2005 a. 451; 2007 a. 1; 2011 a. 23, 45, 75, 115.

5           **SECTION 2. Nonstatutory provisions.**

6           (1) **REPORTING IN 2014.** Notwithstanding SECTION 6 of this act, pursuant to  
7           sections 5.05 (14)<sup>✓</sup> and 7.15 (13)<sup>✓</sup> of the statutes, at the request of the government  
8           accountability board, municipal clerks and the boards of election commissioners  
9           shall provide to the government accountability board the information described in  
10          section 6.275 (1) (f)<sup>✓</sup> of the statutes, as created by this act, for the 2014 general election  
11          in the time and manner determined by the government accountability board. The  
12          government accountability board shall publish the information on its Internet site  
13          along with any such information that it receives from an audit that it conducts under  
14          section 6.56 (3)<sup>✓</sup> of the statutes.

15          **SECTION 3. Effective date.**

16          (1) This act takes effect on January 1, 2016.<sup>✓</sup>

## Kreye, Joseph

---

**From:** Bemis, Zach  
**Sent:** Friday, January 24, 2014 12:15 PM  
**To:** Kreye, Joseph  
**Subject:** LRBs0245/P1 changes

Hi Joe,

A few changes to SSA to SB 377.

- 1) Section 2 of the SSA.
  - a. Info must be sent by the clerk at the earliest practicable time, but no later than 90 days, and updated on a monthly basis.
- 2) Section 3 of the SSA.
  - a. Reinsert the 7 day requirement.
  - b. Keep the internet site publication requirement.
  - c. Keep monthly updates requirement.
  - d. Remove lines 15 beginning with "If" to line 21, ending with "(3)."
- 3) Section 5 of the SSA... something to the effect of...
  - a. "Reporting in 2014. Notwithstanding Section 6 of this act, pursuant to sections 5.05(14) and 7.15(13) of the statutes, the government accountability board shall request municipal clerks and the boards of election commissioners provide to the government accountability board the information described in section 6.275(1)(f) of the statutes, as created by this act, for the 2014 general election, within 90 days of the of completion of that election. The government accountability board shall publish the information on its Internet site."

If we could have this back this afternoon as a P2 that would be great.

Thanks,

**Zach Bemis**

Legislative Assistant  
Office of State Senator Mary Lazich  
28<sup>th</sup> Senate District  
(608) 266-5400



P2  
RMR

**PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION**  
**SENATE SUBSTITUTE AMENDMENT ,**  
**TO SENATE BILL 377**

Today

Regen

4

1 AN ACT *to amend* 6.275 (1) (intro.), 6.275 (2) and 7.15 (1) (g); and *to create* 6.275  
2 (1) (f) of the statutes; **relating to:** reporting registration and voting statistics.

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

3 SECTION 1. 6.275 (1) (intro.) of the statutes is amended to read:  
4 6.275 (1) (intro.) ~~Within~~ Except as provided in par. (f), no later than 30 days  
5 after each primary and election at which a state or national office is filled or a  
6 statewide referendum is held, including any special election, the municipal clerk or  
7 board of election commissioners shall make a written statement in duplicate submit  
8 electronically a report to the board and the county clerk or board of election  
9 commissioners of each county in which the municipality is located specifying:

10 SECTION 2. 6.275 (1) (f) of the statutes is created to read:



*but no later than 90 days after,* ✓

1           6.275 (1) (f) The total number of postcards sent by the municipal clerk or board  
 2 of election commissioners under s. 6.56 (3), the total number of such postcards  
 3 returned to the municipal clerk or board of election commissioners because the  
 4 elector did not reside at the address given on the postcard, the total number of  
 5 electors whose status was changed from eligible to ineligible on the registration list  
 6 as a result of the audit under s. 6.56 (3), and the number of individuals referred to  
 7 the district attorney under s. 6.56 (3). The municipal clerk or board of election  
 8 commissioners shall provide the information described under this paragraph to the  
 9 board and the county clerk or county board of election commissioners at the earliest  
 10 practicable time after each primary and election at which a state or national office  
 11 is filled or a statewide referendum is held, including any special election.

Insert  
2-11 ✓

**SECTION 3.** 6.275 (2) of the statutes is amended to read:

13           6.275 (2) Upon receipt of each report filed under this section, ~~the county clerk~~  
 14 ~~or board of election commissioners shall forward one copy to the board within 7 days~~  
 15 shall publish the information on its Internet site. If the board conducts the audit  
 16 under s. 6.56 (3), it shall also publish on its Internet site the total number of postcards  
 17 sent under s. 6.56 (3), the number of such postcards returned to the board because  
 18 the elector did not reside at the address given on the postcard, the number of electors  
 19 whose status was changed from eligible to ineligible as a result of the audit under  
 20 s. 6.56 (3), and the number of individuals referred to the district attorney under s.  
 21 6.56 (3). The board shall update the information published under this subsection on  
 22 a monthly basis.

**SECTION 4.** 7.15 (1) (g) of the statutes is amended to read:

Insert  
2-22 ✓

*shall request that* ✓

1           7.15 (1) (g) ~~Report~~ In the manner prescribed by the board, report suspected  
2 election frauds, irregularities, or violations of which the clerk has knowledge to the  
3 district attorney for the county where the suspected activity occurs and to the board.

4           **SECTION 5. Nonstatutory provisions.**

5           (1) REPORTING IN 2014. Notwithstanding SECTION 6 of this act, pursuant to  
6 sections 5.05 (14) and 7.15 (13) of the statutes, at the request of the government

7 accountability board, municipal clerks and the boards of election commissioners

8 shall provide to the government accountability board the information described in

9 section 6.275 (1) (f) of the statutes, as created by this act, for the 2014 general election

10 in the time and manner determined by the government accountability board. The

11 government accountability board shall publish the information on its Internet site

12 along with any such information that it receives from an audit that it conducts under

13 section 6.56 (3) of the statutes.

14           **SECTION 6. Effective date.**

15           (1) This act takes effect on January 1, 2016.

16           (END)

✓ *insert 3-10*

2013-2014 DRAFTING INSERT  
FROM THE  
LEGISLATIVE REFERENCE BUREAU

LRBs0245/P2ins  
JK:jld:rs

Insert 2 - 11

1 *mt* The municipal clerk or board of election commissioners shall update the  
2 information described under this paragraph on a monthly basis and shall submit, on  
3 a monthly basis, any such updated information to the board and the county clerk or  
4 county board of election commissioners.

Insert 2 - 22

5 SECTION 1. 6.275 (2) of the statutes is amended to read:

6 6.275 (2) Upon receipt of each report filed under this section, ~~the county clerk~~  
7 ~~or board of election commissioners shall forward one copy to the board shall,~~ within  
8 7 days of receiving the report, publish the information on its Internet site. The board  
9 shall update the information published under this subsection on a monthly basis.

History: 1979 c. 260; 1979 c. 355 ss. 12 to 14; 1983 a. 484; 1985 a. 304; 1989 a. 192; 1999 a. 182; 2001 a. 51; 2003 a. 265; 2005 a. 451.

Insert 3 - 10

10 *mt* and that the municipal clerks and the boards of election commissioners provide

11 the information no later than 90 after completion of that election

days

NO  
H



*RB*  
*RMR*

**PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION**  
**SENATE SUBSTITUTE AMENDMENT ,**  
**TO SENATE BILL 377**

*NOW*  
*1-30-14*

*Lx*  
*Regen*

1 AN ACT *to amend* 6.275 (1) (intro.), 6.275 (2) and 7.15 (1) (g); and *to create* 6.275  
2 (1) (f) of the statutes; **relating to:** reporting registration and voting statistics.

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

3 SECTION 1. 6.275 (1) (intro.) of the statutes is amended to read:

4 6.275 (1) (intro.) ~~Within~~ Except as provided in par. (f), no later than 30 days  
5 after each primary and election at which a state or national office is filled or a  
6 statewide referendum is held, including any special election, the municipal clerk or  
7 board of election commissioners shall ~~make a written statement in duplicate~~ submit  
8 electronically a report to the board and the county clerk or board of election  
9 commissioners of each county in which the municipality is located specifying:

10 SECTION 2. 6.275 (1) (f) of the statutes is created to read:

1           6.275 (1) (f) The total number of postcards sent by the municipal clerk or board  
 2 of election commissioners under s. 6.56 (3), the total number of such postcards  
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 4 elector did not reside at the address given on the postcard, the total number of  
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 6 as a result of the audit under s. 6.56 (3), and the number of individuals referred to  
 7 the district attorney under s. 6.56 (3). The municipal clerk or board of election  
 8 commissioners shall provide the information described under this paragraph to the  
 9 board and the county clerk or county board of election commissioners at the earliest  
 10 practicable time after, but no later than 90 days after, each primary and election at  
 11 which a state or national office is filled or a statewide referendum is held, including  
 12 any special election. The municipal clerk or board of election commissioners shall  
 13 update the information described under this paragraph on a monthly basis and shall  
 14 submit, on a monthly basis, any such updated information to the board and the  
 15 county clerk or county board of election commissioners.

16           **SECTION 3.** 6.275 (2) of the statutes is amended to read:

17           6.275 (2) Upon receipt of each report filed under this section, ~~the county clerk~~  
 18 ~~or board of election commissioners shall forward one copy to the board~~ shall, within  
 19 7 days of receiving the report, publish the information on its Internet site. The board  
 20 shall update the information published under this subsection on a monthly basis.

21           **SECTION 4.** 7.15 (1) (g) of the statutes is amended to read:

22           7.15 (1) (g) ~~Report~~ In the manner prescribed by the board, report suspected  
 23 election frauds, irregularities, or violations of which the clerk has knowledge to the  
 24 district attorney for the county where the suspected activity occurs and to the board. )

25           **SECTION 5. Nonstatutory provisions.**

The board shall annually report the information  
obtained under this paragraph to the legislature  
under s. 13.172 (2), ✓

1 (1) REPORTING IN 2014. Notwithstanding SECTION 6<sup>✓</sup> of this act, pursuant to  
2 sections 5.05 (14) and 7.15 (13) of the statutes, the government accountability board  
3 shall request that municipal clerks and the boards of election commissioners provide  
4 to the government accountability board the information described in section 6.275  
5 (1) (f) of the statutes, as created by this act, for the 2014 general election and ~~that~~ the  
6 municipal clerks and the boards of election<sup>✓</sup> commissioners ~~provide~~<sup>shall</sup> the information  
7 no later than 90 days after completion of that election. The government  
8 accountability board shall publish the information on its Internet site.

9 **SECTION 6. Effective date.**

10 (1) This act takes effect on January 1, 2016.

11 (END)



RMR

**PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION**

**SENATE SUBSTITUTE AMENDMENT,  
TO SENATE BILL 377**

*now*  
*1-30*

*Regen*

1 **AN ACT to amend** 6.275 (1) (intro.), 6.275 (2) and 7.15 (1) (g); and **to create** 6.275  
2 (1) (f) of the statutes; **relating to:** reporting registration and voting statistics.

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

3 **SECTION 1.** 6.275 (1) (intro.) of the statutes is amended to read:  
4 6.275 (1) (intro.) ~~Within~~ Except as provided in par. (f), no later than 30 days  
5 after each primary and election at which a state or national office is filled or a  
6 statewide referendum is held, including any special election, the municipal clerk or  
7 board of election commissioners shall make a written statement in duplicate submit  
8 electronically a report to the board and the county clerk or board of election  
9 commissioners of each county in which the municipality is located specifying:

10 **SECTION 2.** 6.275 (1) (f) of the statutes is created to read:

1           6.275 (1) (f) The total number of postcards sent by the municipal clerk or board  
2 of election commissioners under s. 6.56 (3), the total number of such postcards  
3 returned to the municipal clerk or board of election commissioners because the  
4 elector did not reside at the address given on the postcard, the total number of  
5 electors whose status was changed from eligible to ineligible on the registration list  
6 as a result of the audit under s. 6.56 (3), and the number of individuals referred to  
7 the district attorney under s. 6.56 (3). The municipal clerk or board of election  
8 commissioners shall provide the information described under this paragraph to the  
9 board and the county clerk or county board of election commissioners at the earliest  
10 practicable time after, but no later than 90 days after, each primary and election at  
11 which a state or national office is filled or a statewide referendum is held, including  
12 any special election. The municipal clerk or board of election commissioners shall  
13 update the information described under this paragraph on a monthly basis and shall  
14 submit, on a monthly basis, any such updated information to the board and the  
15 county clerk or county board of election commissioners.

16           **SECTION 3.** 6.275 (2) of the statutes is amended to read:

17           6.275 (2) Upon receipt of each report filed under this section, ~~the county clerk~~  
18 ~~or board of election commissioners shall forward one copy to the board~~ shall, within  
19 7 days ~~of receiving the report, publish the information on its Internet site. The board~~  
20 shall update the information published under this subsection on a monthly basis.

21           **SECTION 4.** 7.15 (1) (g) of the statutes is amended to read:

22           7.15 (1) (g) ~~Report~~ In the manner prescribed by the board, report suspected  
23 election frauds, irregularities, or violations of which the clerk has knowledge to the  
24 district attorney for the county where the suspected activity occurs and to the board.



1 The board shall annually report the information obtained under this paragraph to  
2 the legislature under s. 13.172 (2).

3 **SECTION 5. Nonstatutory provisions.**

4 (1) REPORTING IN 2014. Notwithstanding SECTION 6 of this act, pursuant to  
5 sections 5.05 (14) and 7.15 (13) of the statutes, the government accountability board  
6 shall request that municipal clerks and the boards of election commissioners provide  
7 to the government accountability board the information described in section 6.275  
8 (1) (f) of the statutes, as created by this act, for the 2014 general election and the  
9 municipal clerks and the boards of election commissioners shall provide the  
10 information no later than 90 days after completion of that election. The government  
11 accountability board shall publish the information on its Internet site.

12 **SECTION 6. Effective date.**

13 (1) This act takes effect on January 1, 2016.

14 (END)

**Basford, Sarah**

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**From:** Sen.Lazich  
**Sent:** Thursday, January 30, 2014 12:36 PM  
**To:** LRB.Legal; Kreye, Joseph  
**Cc:** Hutkowski, Hariah  
**Subject:** RE: LRB 13s0245 Topic: Registration and voting statistics; same day registration audits

Please release this substitute amendment language to Hariah in the Thiesfeldt office for introduction as a companion bill.

Thanks,

**Zach Bemis**

Legislative Assistant  
Office of State Senator Mary Lazich  
28<sup>th</sup> Senate District  
(608) 266-5400

**From:** LRB.Legal  
**Sent:** Thursday, January 30, 2014 9:48 AM  
**To:** Sen.Lazich  
**Subject:** LRB 13s0245 Topic: Registration and voting statistics; same day registration audits

The attached proposal has been jacketed for introduction.

A copy has also been sent to: [joseph.kreye@legis.wisconsin.gov](mailto:joseph.kreye@legis.wisconsin.gov)