

2013 DRAFTING REQUEST

Assembly Amendment (AA-SB267)

Received: 1/22/2014 Received By: jkreye
Wanted: As time permits Same as LRB:
For: Kathleen Bernier (608) 266-9172 By/Representing: Chad Zuleger
May Contact: Drafter: jkreye
Subject: Elections - miscellaneous Addl. Drafters: tkuczens
Extra Copies: JTK

Submit via email: YES
Requester's email: Rep.Bernier@legis.wisconsin.gov
Carbon copy (CC) to: tracy.kuczenski@legis.wisconsin.gov
joseph.kreye@legis.wisconsin.gov

Pre Topic:

No specific pre topic given

Topic:

Qualify the number of digits of number on identifying document; require proof of residence at all times when registering to vote

Instructions:

See attached

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 1/22/2014	kfollett 1/22/2014		_____			
/1			rschluet 1/22/2014	_____	mbarman 1/22/2014	mbarman 1/22/2014	

FE Sent For:

<END>

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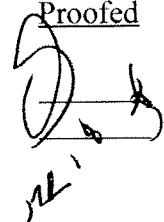
Topic:

Qualify the number of digits of number on identifying document; require proof of residence at all times when registering to vote ✓

Instructions:

See attached

Drafting History:

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/?	jkreye	1/15f 1/22	1/15f 1/22				

FE Sent For:

<END>

Kreye, Joseph

*Draft for Bender's
office*

From: Karls-Ruplinger, Jessica
Sent: Tuesday, January 21, 2014 4:04 PM
To: Kreye, Joseph
Cc: Bender-Olson, Katie
Subject: AB 603

Joe,

In reviewing Assembly Bill 603, I noticed some language that should probably be struck in the current statutes. Section 3 of the bill reads:

6.34 (2) Upon completion of a registration form prescribed under s. 6.33, each eligible elector who is required to register under s. 6.27, who is not a military elector or an overseas elector, ~~and who registers after the close of registration under s. 6.29 or 6.36 (3) (a) 2.~~, shall provide an identifying document that establishes proof of residence under sub. (3). **Each eligible elector who is required to register under s. 6.27, who is not a military elector or an overseas elector, who registers by mail, and who has not voted in an election in this state shall, if voting in person, provide an identifying document that establishes proof of residence under sub. (3) or, if voting by absentee ballot, provide a copy of an identifying document that establishes proof of residence under sub. (3).** If the elector registered by mail, the identifying document may not be a residential lease.
[Emphasis added.]

I think the second sentence (about electors who register by mail and have not voted in Wisconsin) should also be struck. Any voter who falls into that category will also fall into the non-overseas, non-military voter category that is required to provide proof of residence in the first sentence. I think retaining the second sentence could cause confusion. What do you think?

Jessica

Jessica Karls-Ruplinger
Senior Staff Attorney
Wisconsin Legislative Council
(608) 266-2230
Jessica.Karls@legis.wisconsin.gov

Kreye, Joseph

From: Karls-Ruplinger, Jessica
Sent: Tuesday, January 21, 2014 4:17 PM
To: Kreye, Joseph
Cc: Bender-Olson, Katie
Subject: RE: AB 603

Joe,

Thanks. I will pass this along.

Jessica

Jessica Karls-Ruplinger
Senior Staff Attorney
Wisconsin Legislative Council
(608) 266-2230
Jessica.Karls@legis.wisconsin.gov

From: Kreye, Joseph
Sent: Tuesday, January 21, 2014 4:07 PM
To: Karls-Ruplinger, Jessica
Cc: Bender-Olson, Katie
Subject: RE: AB 603

I think it makes sense to strike that sentence.

Joseph T. Kreye
Senior Legislative Attorney
Legislative Reference Bureau
608 266 2263

From: Karls-Ruplinger, Jessica
Sent: Tuesday, January 21, 2014 4:04 PM
To: Kreye, Joseph
Cc: Bender-Olson, Katie
Subject: AB 603

Joe,

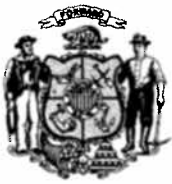
In reviewing Assembly Bill 603, I noticed some language that should probably be struck in the current statutes. Section 3 of the bill reads:

- 6.34 (2) Upon completion of a registration form prescribed under s. 6.33, each eligible elector who is required to register under s. 6.27, who is not a military elector or an overseas elector, ~~and who registers after the close of registration under s. 6.29 or 6.86 (3) (a) 2,~~ shall provide an identifying document that establishes proof of residence under sub. (3). **Each eligible elector who is required to register under s. 6.27, who is not a military elector or an overseas elector, who registers by mail, and who has not voted in an election in this state shall, if voting in person, provide an identifying document that establishes proof of residence under sub. (3) or, if voting by absentee ballot, provide a copy of an identifying document that establishes proof of residence under sub. (3).** If the elector registered by mail, the identifying document may not be a residential lease. [Emphasis added.]

I think the second sentence (about electors who register by mail and have not voted in Wisconsin) should also be struck. Any voter who falls into that category will also fall into the non-overseas, non-military voter category that is required to provide proof of residence in the first sentence. I think retaining the second sentence could cause confusion. What do you think?

Jessica

Jessica Karls-Ruplinger
Senior Staff Attorney
Wisconsin Legislative Council
(608) 266-2230
Jessica.Karls@legis.wisconsin.gov



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JK&TKK:.....
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PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

**ASSEMBLY AMENDMENT ,
TO SENATE BILL 267**

Today 1-22

Parent 1-1

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

2 **1.** Page 3, line 2: after that line, delete the material inserted by senate
3 amendment 2 and substitute:

4 **"SECTION 2d.** 6.33 (1) of the statutes is amended to read:

5 6.33 (1) The board shall prescribe the format, size, and shape of registration
6 forms. All forms shall be printed on cards and each item of information shall be of
7 uniform font size, as prescribed by the board. The municipal clerk shall supply
8 sufficient forms to meet voter registration needs. The forms shall be designed to
9 obtain from each applicant information as to name; date; residence location; location
10 of previous residence immediately before moving to current residence location;
11 citizenship; date of birth; age; the number of a current and valid operator's license
12 issued to the elector under ch. 343 or the last 4 digits of the elector's social security

1 account number; whether the applicant has resided within the ward or election
2 district for at least 28 consecutive days; whether the applicant has been convicted of
3 a felony for which he or she has not been pardoned, and if so, whether the applicant
4 is incarcerated, or on parole, probation, or extended supervision; whether the
5 applicant is disqualified on any other ground from voting; and whether the applicant
6 is currently registered to vote at any other location. The form shall include a space
7 for the applicant's signature. Below the space for the signature, the form shall state
8 "Falsification of information on this form is punishable under Wisconsin law as a
9 Class I felony." The form shall include a space to enter the name of any special
10 registration deputy under s. 6.26 or 6.55 (6) or inspector, municipal clerk, or deputy
11 clerk under s. 6.55 (2) who obtains the form and a space for the deputy, inspector,
12 clerk, or deputy clerk to sign his or her name, affirming that the deputy, inspector,
13 clerk, or deputy clerk has accepted the form. The form shall include a space for entry
14 of the ward and aldermanic district, if any, where the elector resides and any other
15 information required to determine the offices and referenda for which the elector is
16 certified to vote. The form shall also include a space where the clerk may record an
17 indication of whether the form is received by mail; a space where the clerk ~~may~~ shall
18 record an indication of the type of identifying document submitted by the elector as
19 proof of residence under s. 6.34, ~~whenever required, and~~ the name of the entity or
20 institution that issued the identifying document, and, if the identifying document
21 includes a number that applies only to the individual holding that document, space
22 for up to the last 4 digits of that number. The form shall also include a space where
23 the clerk, for any applicant who possesses a valid voting identification card issued
24 to the person under s. 6.47 (3), may record the identification serial number appearing
25 on the voting identification card. Each county clerk shall obtain sufficient

Insert 3-2
A&B

1 registration forms for completion by an elector who desires to register to vote at the
2 office of the county clerk under s. 6.28 (4).

History: 1971 c. 304 s. 29 (1), (2); 1971 c. 336 s. 37; 1975 c. 85 ss. 15, 16, 17, 66 (3); 1975 c. 94 s. 91; 1977 c. 378, 394, 447; 1979 c. 32; 1981 c. 44 s. 3; 1981 c. 202 s. 23; 1985 a. 304; 1987 a. 391; 1989 a. 31, 192; 1999 a. 49, 182; 2001 a. 51; 2003 a. 265; 2005 a. 451; 2007 a. 96; 2011 a. 23.

3 **2.** Page 6, line 25: delete “, whenever required,” and substitute “~~whenever~~
4 required.”.

5 **3.** Page 8, line 17: after that line insert:

6 **“SECTION 10d. Initial applicability.**

7 **(10)** This act first applies to registrations received on the effective date of this
8 subsection.”.

9 (END)



PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION
ASSEMBLY AMENDMENT ,
TO SENATE BILL 267

Insert 1-1

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

2 **1.** Page 2, line 9: on page 1, line 4, of the material inserted by senate
3 amendment 2, after "document." insert "the last 4 digits of".

4 **2.** Page 2, line 10: after "form" insert ". If the number on the identifying
5 document submitted by the elector has 6 or fewer digits, the clerk shall enter only
6 the last 2 digits of that number".

7 **3.** Page 2, line 14: on page 1, line 7, of the material inserted by senate
8 amendment 2, after "document." insert "the last 4 digits of".

9 **4.** Page 2, line 14: delete "and" and substitute ". If the number on the
10 identifying document submitted by the elector has 6 or fewer digits, the clerk shall
11 enter only the last 2 digits of that number. The municipal clerk or clerk's agent under
12 s. 6.33 (5) (b)".

end of insert 1-1

1 **5.** Page 3, line 2: after that line, on page 3, line 2 of the material inserted by
2 senate amendment 2, after "document," insert "space for up to the last 4 digits of".

****NOTE: I am not confident that this particular amendment item is necessary, as this section of the statutes only prescribes the format, size, and shape of the registration form, not what is entered into the paces on that form. I include it for your consideration; what do you think?

3 **6.** Page 3, line 2: after that line, on page 3, line 3, of the material inserted by
4 senate amendment 2, delete "and" and substitute "and. The form shall also
5 include".

6 **7.** Page 3, line 16: before "an" insert "and". *no change*

7 **8.** Page 3, line 18: on page 3, line 11, of the material inserted by senate
8 amendment 2, delete that line and substitute "included a number that applies only
9 to the individual holding that document, up to the last 4 digits of that number. If the
10 number on the identifying document submitted by the elector had 6 or fewer digits,
11 the list under this paragraph may not contain more than the last 2 digits of that".

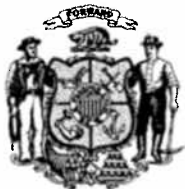
12 **9.** Page 3, line 18: delete "and" and substitute ". The list under this paragraph
13 may contain".

14 **10.** Page 5, line 22: on page 3, line 22, of the material inserted by senate
15 amendment 2, after "document," insert "the last 4 digits of".

16 **11.** Page 5, line 22: after "form" insert ". If the number on the identifying
17 document submitted by the elector has 6 or fewer digits, the clerk shall enter only
18 the last 2 digits of that number".

19 (END)

Amend 3-2B



2013 ASSEMBLY BILL 603

January 7, 2014 - Introduced by Representatives BORN, SCHRAA, BERNIER, BIES, CZAJA, KLEEFISCH, KNODL, KULP, LEMAHIEU, NASS, PRIDEMORE, SANFELIPPO, STRACHOTA, STROEBEL and THIESFELDT, cosponsored by Senators GROTHMAN and LAZICH. Referred to Committee on Campaigns and Elections.

1 **AN ACT to amend** 6.33 (1), 6.33 (2) (a), 6.34 (2) and 6.82 (1) (a) of the statutes;
2 **relating to:** providing proof of residence when registering to vote.

Analysis by the Legislative Reference Bureau

Under current law, except for a military elector or an overseas elector, an elector who registers to vote by mail and has not voted previously in an election in this state or an elector who registers after the close of registration must provide proof of residence. Under this bill, except for military and overseas electors, all electors must provide proof of residence to register to vote.

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

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

4 6.33 (1) The board shall prescribe the format, size, and shape of registration
5 forms. All forms shall be printed on cards and each item of information shall be of
6 uniform font size, as prescribed by the board. The municipal clerk shall supply
7 sufficient forms to meet voter registration needs. The forms shall be designed to
8 obtain from each applicant information as to name; date; residence location; location

ASSEMBLY BILL 603

1 of previous residence immediately before moving to current residence location;
2 citizenship; date of birth; age; the number of a current and valid operator's license
3 issued to the elector under ch. 343 or the last 4 digits of the elector's social security
4 account number; whether the applicant has resided within the ward or election
5 district for at least 28 consecutive days; whether the applicant has been convicted of
6 a felony for which he or she has not been pardoned, and if so, whether the applicant
7 is incarcerated, or on parole, probation, or extended supervision; whether the
8 applicant is disqualified on any other ground from voting; and whether the applicant
9 is currently registered to vote at any other location. The form shall include a space
10 for the applicant's signature. Below the space for the signature, the form shall state
11 "Falsification of information on this form is punishable under Wisconsin law as a
12 Class I felony.". The form shall include a space to enter the name of any special
13 registration deputy under s. 6.26 or 6.55 (6) or inspector, municipal clerk, or deputy
14 clerk under s. 6.55 (2) who obtains the form and a space for the deputy, inspector,
15 clerk, or deputy clerk to sign his or her name, affirming that the deputy, inspector,
16 clerk, or deputy clerk has accepted the form. The form shall include a space for entry
17 of the ward and aldermanic district, if any, where the elector resides and any other
18 information required to determine the offices and referenda for which the elector is
19 certified to vote. The form shall also include a space where the clerk may record an
20 indication of whether the form is received by mail, a space where the clerk may record
21 an indication of the type of identifying document submitted by the elector as proof
22 of residence under s. 6.34, whenever required, and a space where the clerk, for any
23 applicant who possesses a valid voting identification card issued to the person under
24 s. 6.47 (3), may record the identification serial number appearing on the voting
25 identification card. Each county clerk shall obtain sufficient registration forms for

ASSEMBLY BILL 603

Amend
3-2A

1 completion by an elector who desires to register to vote at the office of the county clerk
2 under s. 6.28 (4).

3 SECTION 2. 6.33 (2) (a) of the statutes is amended to read: ✓

4 6.33 (2) (a) All information may be recorded by any person, except that the ward
5 and aldermanic district, if any, other geographic information under sub. (1), the
6 indication of whether the registration is received by mail, the type of identifying
7 document submitted by the elector as proof of residence under s. 6.34, whenever
8 required, and any information relating to an applicant's voting identification card
9 shall be recorded by the clerk. Each applicant shall sign his or her own name unless
10 the applicant is unable to sign his or her name due to physical disability. In such case,
11 the applicant may authorize another elector to sign the form on his or her behalf. If
12 the applicant so authorizes, the elector signing the form shall attest to a statement
13 that the application is made upon request and by authorization of a named elector
14 who is unable to sign the form due to physical disability.

15 SECTION 3. 6.34 (2) of the statutes is amended to read: ✓

16 6.34 (2) Upon completion of a registration form prescribed under s. 6.33, each
17 eligible elector who is required to register under s. 6.27, who is not a military elector
18 or an overseas elector, and who registers after the close of registration under s. 6.29
19 or 6.86 (3) (a) 2., shall provide an identifying document that establishes proof of
20 residence under sub. (3). ~~Each eligible elector who is required to register under s.~~
21 ~~6.27, who is not a military elector or an overseas elector, who registers by mail, and~~
22 ~~who has not voted in an election in this state shall, if voting in person, provide an~~
23 ~~identifying document that establishes proof of residence under sub. (3) or, if voting~~
24 ~~by absentee ballot, provide a copy of an identifying document that establishes proof~~

ASSEMBLY BILL 603

SECTION 3

1 ~~of residence under sub. (3).~~ If the elector registered by mail, the identifying
2 document may not be a residential lease. "

*end of insert
3-2A*

3 **SECTION 4.** 6.82 (1) (a) of the statutes is amended to read:

4 6.82 (1) (a) When any inspectors are informed that an eligible elector is at the
5 entrance to the polling place who as a result of disability is unable to enter the polling
6 place, they shall permit the elector to be assisted in marking a ballot by any
7 individual selected by the elector, except the elector's employer or an agent of that
8 employer or an officer or agent of a labor organization which represents the elector.
9 Except as authorized in s. 6.79 (6) and (7), the individual selected by the elector shall
10 present to the inspectors proof of identification and, if the proof of identification does
11 not constitute proof of residence under s. 6.34, shall also provide proof of residence
12 under s. 6.34 for the assisted elector, whenever required, and all other information
13 necessary for the elector to obtain a ballot under s. 6.79 (2). The inspectors shall
14 verify that the name on the proof of identification presented by the person assisting
15 the elector conforms to the elector's name on the poll list or separate list and shall
16 verify that any photograph appearing on that document reasonably resembles the
17 elector. The inspectors shall then issue a ballot to the individual selected by the
18 elector and shall accompany the individual to the polling place entrance where the
19 assistance is to be given. If the ballot is a paper ballot, the assisting individual shall
20 fold the ballot after the ballot is marked by the assisting individual. The assisting
21 individual shall then immediately take the ballot into the polling place and give the
22 ballot to an inspector. The inspector shall distinctly announce that he or she has "a
23 ballot offered by (stating person's name), an elector who, as a result of disability,
24 is unable to enter the polling place without assistance". The inspector shall then ask,
25 "Does anyone object to the reception of this ballot?" If no objection is made, the

ASSEMBLY BILL 603

1 inspectors shall record the elector's name under s. 6.79 and deposit the ballot in the
2 ballot box, and shall make a notation on the poll list: "Ballot received at poll
3 entrance".

4 **SECTION 5. Initial applicability.**

5 (1) This act first applies to registrations received on the effective date of this
6 subsection.

7 (END)