

## ASSEMBLY BILL 388

## SECTION 219

1           20.510 (1) (h) *Materials and services.* The amounts in the schedule for the costs  
2 of publishing documents, locating and copying records, and conducting programs  
3 under ~~s. 19.48 (9)~~ and administrative meetings and conferences, for compiling,  
4 disseminating, and making available information prepared by and filed with the  
5 board under ~~s. 19.48 (10)~~ commission, and for supplies, postage, and shipping. All  
6 moneys received by the board commission from collections for sales of publications,  
7 for copies of records, for supplies, for postage, for shipping and records location fees,  
8 from fees assessed under ~~s. 19.48 (9) and (10)~~, and for charges assessed to  
9 participants in administrative meetings and conferences, except moneys received  
10 from requesters from sales of copies of the official registration list, shall be credited  
11 to this appropriation account.

12           **SECTION 220.** 20.511 (1) (i) of the statutes is renumbered 20.510 (1) (e) and  
13 amended to read:

14           20.510 (1) (e) *Elections administration; program revenue.* The amounts in the  
15 schedule for the administration of chs. 5 to 10 and 12. All moneys received from fees  
16 imposed under s. 11.055 (1) shall be credited to this appropriation account.

17           **SECTION 221.** 20.511 (1) (im) of the statutes is repealed.

18           **SECTION 222.** 20.511 (1) (j) of the statutes is renumbered 20.521 (1) (j) and  
19 amended to read:

20           20.521 (1) (j) *Electronic filing software.* The amounts in the schedule for  
21 providing software to be utilized for electronic filing of campaign finance reports  
22 under s. 11.21 (16). All moneys received from registrants who purchase software to  
23 be utilized for electronic filing of campaign finance reports under s. 11.21 (16), for the  
24 purpose of providing that software shall be credited to this appropriation account.

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1           **SECTION 223.** 20.511 (1) (jm) of the statutes is renumbered 20.510 (1) (jm) and  
2 amended to read:

3           20.510 (1) (jm) *Gifts and grants.* The amounts in the schedule to carry out the  
4 purposes, not inconsistent with the law, for which gifts, grants, and bequests to the  
5 commission are made. All moneys received by the ~~board~~ commission from gifts,  
6 grants, and bequests ~~to carry out the purposes, not inconsistent with the law, for~~  
7 ~~which made or received~~ shall be credited to this appropriation account.

8           **SECTION 224.** 20.511 (1) (m) of the statutes is renumbered 20.510 (1) (m) and  
9 amended to read:

10           20.510 (1) (m) *Federal aid.* The amounts in the schedule to be used for the  
11 administration of chs. 5 to 10 and 12. All moneys received from the federal  
12 government, as authorized by the governor under s. 16.54, that are not appropriated  
13 under par. (x), ~~to be used for the administration of chs. 5 to 12, subch. III of ch. 13,~~  
14 ~~or subch. III of ch. 19~~ shall be credited to this appropriation account.

15           **SECTION 225.** 20.511 (1) (t) of the statutes is renumbered 20.510 (1) (t).

16           **SECTION 226.** 20.511 (1) (x) of the statutes is renumbered 20.510 (1) (x).

17           **SECTION 227.** 20.521 (intro.) and (1) of the statutes are created to read:

18           **20.521 Ethics commission.** (intro.) There is appropriated to the ethics  
19 commission for the following programs:

20           (1) **ETHICS, CAMPAIGN FINANCE AND LOBBYING REGULATION.** (a) *General program*  
21 *operations; general purpose revenue.* The amounts in the schedule for general  
22 program operations under ch. 11, subch. III of ch. 13, and subch. III of ch. 19.

23           (b) *Investigations.* The amounts in the schedule for the purpose of financing  
24 the costs of investigations authorized by the commission of potential violations of ch.  
25 11, subch. III of ch. 13, or subch. III of ch. 19.

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1 (br) *Special counsel*. The amounts in the schedule for the compensation of  
2 special counsel appointed as provided in s. 19.49 (2) (b) 5.

3 (g) *General program operations; program revenue*. The amounts in the  
4 schedule for general program operations under ch. 11, subch. III of ch. 13, and subch.  
5 III of ch. 19. All moneys received from fees collected under s. 13.75 and all moneys  
6 received from fees imposed under s. 11.055 (1) shall be credited to this appropriation  
7 account.

8 (h) *Gifts and grants*. The amounts in the schedule to carry out the purposes,  
9 not inconsistent with the law, for which gifts, grants, and bequests to the commission  
10 are made. All moneys received by the commission from gifts, grants, and bequests  
11 shall be credited to this appropriation account.

12 (i) *Materials and services*. The amounts in the schedule for the cost of  
13 publishing documents, locating and copying records, postage and shipping, and  
14 conducting programs under s. 19.48 (9) and of compiling, disseminating, and making  
15 available information prepared by and filed with the commission under s. 19.48 (10).  
16 All moneys received by the commission from sales of documents, and from fees  
17 collected for copies of records, for postage, shipping, and location fees, and from fees  
18 assessed under s. 19.48 (9) and (10) shall be credited to this appropriation account.

19 **SECTION 228.** 20.923 (4) (f) 3j. of the statutes is repealed.

20 **SECTION 229.** 20.930 of the statutes is amended to read:

21 **20.930 Attorney fees.** Except as provided in ss. 5.05 (2m) (c) 7., 19.49 (2) (b)  
22 6., 46.27 (7g) (h), 49.496 (3) (f), and 49.682 (6), no state agency in the executive branch  
23 may employ any attorney until such employment has been approved by the governor.

24 **SECTION 230.** 20.9305 (2) (e) (intro.) of the statutes is amended to read:

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1           20.9305 (2) (e) (intro.) The governor shall post on the Internet site maintained  
2 by the ~~government accountability board~~ ethics commission under s. 16.753 all of the  
3 following:

4           **SECTION 231.** 38.16 (3) (br) 3. of the statutes is amended to read:

5           38.16 (3) (br) 3. The referendum shall be held in accordance with chs. 5 to 12.  
6 The district board shall provide the election officials with all necessary election  
7 supplies. The form of the ballot shall correspond substantially with the standard  
8 form for referendum ballots prescribed by the ~~government accountability board~~  
9 elections commission under ss. 5.64 (2) and 7.08 (1) (a). The question submitted shall  
10 be whether the limit under this subsection may be exceeded by a specified amount.  
11 The limit otherwise applicable to the district under this subsection is increased by  
12 the amount approved by a majority of those voting on the question.

13           **SECTION 232.** 45.44 (1) (b) of the statutes is amended to read:

14           45.44 (1) (b) “Licensing agency” means the department of agriculture, trade  
15 and consumer protection; the department of children and families; the department  
16 of financial institutions; the department of health services; the department of  
17 natural resources; the department of public instruction; the department of revenue;  
18 the department of safety and professional services and its examining boards and  
19 affiliated credentialing boards; the department of transportation; the department of  
20 workforce development; the board of commissioners of public lands; the ~~government~~  
21 ~~accountability board~~ ethics commission; or the office of the commissioner of  
22 insurance.

23           **SECTION 233.** 49.165 (4) (a) of the statutes is amended to read:

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1           49.165 (4) (a) The department shall certify to the ~~government accountability~~  
2 ~~board elections commission~~, on a continuous basis, a list containing the name and  
3 address of each organization that is eligible to receive grants under sub. (2).

4           **SECTION 234.** 59.605 (3) (a) 3. of the statutes is amended to read:

5           59.605 (3) (a) 3. The referendum shall be held in accordance with chs. 5 to 12.  
6 The governing body shall provide the election officials with all necessary election  
7 supplies. The form of the ballot shall correspond substantially with the standard  
8 form for referendum ballots prescribed by the ~~government accountability board~~  
9 ~~elections commission~~ under ss. 5.64 (2) and 7.08 (1) (a). If the resolution under subd.  
10 1. specifies the operating levy rate, the question shall be submitted as follows:  
11 “Under state law, the operating levy rate for the .... (name of county), for the tax to  
12 be imposed for the year .... (year), is limited to \$.... per \$1,000 of equalized value.  
13 Shall the .... (name of county) be allowed to exceed this rate limit for .... (a specified  
14 number of years) (an indefinite period) by \$.... per \$1,000 of equalized value that  
15 results in an operating levy rate of \$.... per \$1,000 of equalized value?” If the  
16 resolution under subd. 1. specifies the operating levy, the question shall be submitted  
17 as follows: “Under state law, the operating levy rate for the .... (name of county), for  
18 the tax to be imposed for the year .... (year), is limited to \$.... per \$1,000 of equalized  
19 value. Notwithstanding the operating levy rate limit, shall the .... (name of county)  
20 be allowed to levy an amount not to exceed \$.... (operating levy) for operating  
21 purposes for the year .... (year), which may increase the operating levy rate for .... (a  
22 specified number of years) (an indefinite period)? This would allow a ....% increase  
23 above the levy of \$.... (preceding year operating levy) for the year .... (preceding  
24 year).”

25           **SECTION 235.** 67.05 (3) (b) of the statutes is amended to read:

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1           67.05 (3) (b) The clerk of the jurisdiction in which the referendum is held shall  
2           prepare or arrange for the preparation of the ballots. If the jurisdiction in which the  
3           referendum is held is not a city, village, or town, and the clerk of the jurisdiction in  
4           which the referendum is held prepares the ballots, the clerk shall deliver the ballots  
5           to the municipal clerk of each city, village, or town which is wholly or partly contained  
6           within the jurisdiction in which the referendum is held. The form of the ballot shall  
7           correspond with the form prescribed by the ~~government accountability board~~  
8           elections commission under ss. 5.64 (2) and 7.08 (1) (a).

9           **SECTION 236.** 67.05 (6) of the statutes is amended to read:

10           67.05 (6) REFERENDUM IN OTHER CASES. Whenever an initial resolution has been  
11           adopted by the governing body of any municipality other than a county, a town, a city,  
12           a village, a technical college district, a metropolitan sewerage district created under  
13           ss. 200.01 to 200.15 or 200.21 to 200.65, a town sanitary district, a public inland lake  
14           protection and rehabilitation district, or a board of park commissioners, the clerk of  
15           such municipality shall immediately record the resolution and call a special meeting  
16           for the purpose of submitting it to the electors of the municipality for ratification or  
17           rejection. The calling and conduct of the meeting shall be governed by those statutes,  
18           so far as applicable, which govern the calling and conduct of special meetings in  
19           general. The notice of the meeting, which shall be publicly read before the balloting  
20           shall commence, and the ballot used, shall embody a copy of the resolution; the form  
21           of the ballot shall correspond with the form prescribed by the ~~government~~  
22           accountability board elections commission under ss. 5.64 (2) and 7.08 (1) (a); and the  
23           question submitted shall be whether the resolution shall be approved.

24           **SECTION 237.** 73.0301 (1) (d) 13. of the statutes is amended to read:

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1           73.0301 (1) (d) 13. A license issued by the ~~government accountability board~~  
2 ethics commission under s. 13.63 (1).

3           **SECTION 238.** 73.0301 (1) (e) of the statutes is amended to read:

4           73.0301 (1) (e) “Licensing department” means the department of  
5 administration; the department of agriculture, trade and consumer protection; the  
6 board of commissioners of public lands; the department of children and families; the  
7 ~~government accountability board~~ ethics commission; the department of financial  
8 institutions; the department of health services; the department of natural resources;  
9 the department of public instruction; the department of safety and professional  
10 services; the department of workforce development; the office of the commissioner  
11 of insurance; or the department of transportation.

12           **SECTION 239.** 85.61 (1) of the statutes is amended to read:

13           85.61 (1) The secretary of transportation and the administrator of the elections  
14 ~~division of the government accountability board~~ commission shall enter into an  
15 agreement to match personally identifiable information on the official registration  
16 list maintained by the ~~government accountability board~~ commission under s. 6.36 (1)  
17 with personally identifiable information in the operating record file database under  
18 ch. 343 and vehicle registration records under ch. 341 to the extent required to enable  
19 the secretary of transportation and the administrator of the elections ~~division of the~~  
20 ~~government accountability board~~ commission to verify the accuracy of the  
21 information provided for the purpose of voter registration.

22           **SECTION 240.** 108.227 (1) (e) 13. of the statutes is amended to read:

23           108.227 (1) (e) 13. A license issued by the ~~government accountability board~~  
24 ethics commission under s. 13.63 (1).

25           **SECTION 241.** 108.227 (1) (f) of the statutes is amended to read:

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1           108.227 (1) (f) “Licensing department” means the department of  
2           administration; the department of agriculture, trade and consumer protection; the  
3           board of commissioners of public lands; the department of children and families; the  
4           ~~government accountability board~~ ethics commission; the department of financial  
5           institutions; the department of health services; the department of natural resources;  
6           the department of public instruction; the department of revenue; the department of  
7           safety and professional services; the office of the commissioner of insurance; or the  
8           department of transportation.

9           **SECTION 242.** 117.20 (2) of the statutes is amended to read:

10           117.20 (2) The clerk of each affected school district shall publish notice, as  
11           required under s. 8.55, in the territory of that school district. The procedures for  
12           school board elections under s. 120.06 (9), (11), (13), and (14) apply to a referendum  
13           held under this section. The school board and school district clerk of each affected  
14           school district shall each perform, for that school district, the functions assigned to  
15           the school board and the school district clerk, respectively, under those subsections.  
16           The form of the ballot shall correspond to the form prescribed by the ~~government~~  
17           ~~accountability board~~ elections commission under ss. 5.64 (2) and 7.08 (1) (a). The  
18           clerk of each affected school district shall file with the secretary of the ~~board~~  
19           commission a certified statement prepared by the school district board of canvassers  
20           of the results of the referendum in that school district.

21           **SECTION 243.** 117.27 (2) (b) (intro.) of the statutes is amended to read:

22           117.27 (2) (b) (intro.) The school district clerk shall include in the notice of the  
23           spring election a statement that the election ballot will include a question on the  
24           change requested by the petition. The form of the ballot shall correspond to the form



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1 prescribed by the ~~government accountability board~~ elections commission under ss.  
2 5.64 (2) and 7.08 (1) (a) and the question on the ballot shall be:

3 **SECTION 244.** 121.91 (3) (c) of the statutes is amended to read:

4 121.91 (3) (c) The referendum shall be held in accordance with chs. 5 to 12. The  
5 school district clerk shall provide the election officials with all necessary election  
6 supplies. The form of the ballot shall correspond substantially with the standard  
7 form for referendum ballots prescribed by the ~~government accountability board~~  
8 elections commission under ss. 5.64 (2) and 7.08 (1) (a). The question submitted shall  
9 be whether the limit under sub. (2m) may be exceeded by a specified amount. If the  
10 resolution provides that any of the excess revenue will be used for a nonrecurring  
11 purpose, the ballot in the election shall so state and shall specify the amount that will  
12 be used for a nonrecurring purpose. The limit otherwise applicable to the school  
13 district under sub. (2m) is increased by the amount approved by a majority of those  
14 voting on the question.

15 **SECTION 245.** 125.05 (1) (b) 10. of the statutes is amended to read:

16 125.05 (1) (b) 10. Each question submitted to the electors shall conform to the  
17 form prescribed by the ~~government accountability board~~ elections commission under  
18 ss. 5.64 (2) and 7.08 (1) (a).

19 **SECTION 246.** 165.25 (1) of the statutes is amended to read:

20 165.25 (1) REPRESENT STATE IN APPEALS AND ON REMAND. Except as provided in  
21 ss. 5.05 (2m) (a), 19.49 (2) (a), and 978.05 (5), appear for the state and prosecute or  
22 defend all actions and proceedings, civil or criminal, in the court of appeals and the  
23 supreme court, in which the state is interested or a party, and attend to and prosecute  
24 or defend all civil cases sent or remanded to any circuit court in which the state is

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1 a party. Nothing in this subsection deprives or relieves the attorney general or the  
2 department of justice of any authority or duty under this chapter.

3 **SECTION 247.** 165.93 (4) (a) of the statutes is amended to read:

4 165.93 (4) (a) The department shall certify to the ~~government accountability~~  
5 ~~board~~ elections commission, on a continuous basis, a list containing the name and  
6 address of each organization that is eligible to receive grants under sub. (2).

7 **SECTION 248.** 198.08 (10) of the statutes is amended to read:

8 198.08 (10) ELECTION STATISTICS. The clerk of the district shall seasonably  
9 obtain, compile, and file in his or her office, for the information of the public, a  
10 statement showing the total number of votes cast for the office of governor in the last  
11 preceding general election in each subdistrict of the district. The clerk of every  
12 municipality and the ~~government accountability board~~ elections commission shall  
13 furnish such information so far as obtainable from their records, duly certified, to the  
14 clerk of the district upon request therefor by the clerk of the district. If the total  
15 number of votes cast in any subdistrict for the office of governor in the last preceding  
16 election cannot, because of an intervening change of boundaries of election wards or  
17 for any reason, be ascertained from any official record the clerk of the district shall  
18 fairly estimate such number for the purposes of such statement to be filed in his or  
19 her office.

20 **SECTION 249.** 200.09 (11) (am) 2. of the statutes is amended to read:

21 200.09 (11) (am) 2. No resolution passed under subd. 1. may authorize election  
22 of commissioners sooner than 6 months after the date of passage. The metropolitan  
23 sewerage district commission shall immediately notify the ~~government~~  
24 ~~accountability board~~ elections commission under s. 5.05 upon passage of a resolution  
25 under subd. 1.

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1           **SECTION 250.** 200.09 (11) (am) 3. of the statutes is amended to read:

2           200.09 (11) (am) 3. If the governing bodies of each city, town, and village  
3 comprising the district pass a resolution to discontinue election of commissioners,  
4 each commissioner may hold office until a successor is appointed and qualified. The  
5 metropolitan sewerage district commission shall immediately notify the government  
6 accountability board elections commission under s. 5.05 upon passage of a resolution  
7 under this subdivision.

8           **SECTION 251.** 227.03 (6) of the statutes is amended to read:

9           227.03 (6) Orders of the ~~government accountability board~~ elections commission  
10 under s. 5.06 (6) are not subject to this chapter.

11           **SECTION 252.** 227.52 (6) of the statutes is amended to read:

12           227.52 (6) Decisions of the chairperson of the ~~government accountability board~~  
13 elections commission or the chairperson's designee.

14           **SECTION 253.** 230.08 (2) (e) 4h. of the statutes is repealed.

15           **SECTION 254.** 230.08 (2) (eL) of the statutes is created to read:

16           230.08 (2) (eL) The administrator and assistant administrator of the elections  
17 commission.

18           **SECTION 255.** 230.08 (2) (et) of the statutes is created to read:

19           230.08 (2) (et) The administrator and assistant administrator of the ethics  
20 commission.

21           **SECTION 256.** 230.08 (2) (on) of the statutes is repealed.

22           **SECTION 257.** 230.08 (4) (a) of the statutes is amended to read:

23           230.08 (4) (a) The number of administrator positions specified in sub. (2) (e)  
24 includes all administrator positions specifically authorized by law to be employed  
25 outside the classified service in each department, board or commission and the

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1 historical society, and any other managerial position determined by an appointing  
2 authority. In this paragraph, "department" has the meaning given under s. 15.01 (5),  
3 "board" means the educational communications board, ~~government accountability~~  
4 ~~board~~, investment board, public defender board and technical college system board  
5 and "commission" means the employment relations commission and the public  
6 service commission. Notwithstanding sub. (2) (z), no division administrator position  
7 exceeding the number authorized in sub. (2) (e) may be created in the unclassified  
8 service.

9 **SECTION 258.** 234.02 (3m) (c) of the statutes is amended to read:

10 234.02 (3m) (c) The authority shall, with the advice of the ~~government~~  
11 ~~accountability board~~ ethics commission, adopt and enforce ethics guidelines  
12 applicable to its paid consultants which are similar to subch. III of ch. 19, except that  
13 the authority may not require its paid consultants to file financial disclosure  
14 statements.

15 **SECTION 259.** 301.03 (20m) of the statutes is amended to read:

16 301.03 (20m) Transmit to the ~~government accountability board~~ elections  
17 commission, on a continuous basis, a list containing the name of each living person  
18 who has been convicted of a felony under the laws of this state and whose civil rights  
19 have not been restored, together with his or her residential address and the date on  
20 which the department expects his or her civil rights to be restored.

21 **SECTION 260.** 343.11 (2m) of the statutes is amended to read:

22 343.11 (2m) Within 30 days following surrender of a license under sub. (1), the  
23 department shall provide notice to the ~~government accountability board~~ elections  
24 commission of the person's name and address, the name of the jurisdiction issuing  
25 the surrendered license, and the date on which the license was surrendered.

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1           **SECTION 261.** 756.04 (2) (c) 1. of the statutes is amended to read:

2           756.04 (2) (c) 1. A list of registered voters from the ~~government accountability~~  
3 ~~board elections commission.~~

4           **SECTION 262.** 758.19 (9) of the statutes is repealed.

5           **SECTION 263.** 778.135 of the statutes is amended to read:

6           **778.135 Campaign finance, lobbying, and ethics forfeitures; how**  
7 **recovered.** Notwithstanding s. 778.13, whenever any action or proposed action by  
8 the ~~government accountability board elections commission~~ under s. 5.05 (1) (c) or the  
9 ethics commission under s. 19.49 (1) (b) is settled as a result of agreement between  
10 the parties without approval of the court, the moneys accruing to the state on account  
11 of such settlement shall be paid to the ~~board~~ commission and deposited with the  
12 secretary of administration.

13           **SECTION 264.** 978.05 (1) of the statutes is amended to read:

14           978.05 (1) CRIMINAL ACTIONS. Except as otherwise provided by law, prosecute  
15 all criminal actions before any court within his or her prosecutorial unit and have  
16 sole responsibility for prosecution of all criminal actions arising from violations of  
17 chs. 5 to 12, subch. III of ch. 13, or subch. III of ch. 19 and from violations of other  
18 laws arising from or in relation to the official functions of the subject of the  
19 investigation or any matter that involves elections, ethics, or lobbying regulation  
20 under chs. 5 to 12, subch. III of ch. 13, or subch. III of ch. 19, that are alleged to be  
21 committed by a resident of his or her prosecutorial unit, or if alleged to be committed  
22 by a nonresident of this state, that are alleged to occur in his or her prosecutorial unit  
23 unless another prosecutor is substituted under s. 5.05 (2m) (i) or s. 19.49 (2) (h) or  
24 this chapter or by referral of the ~~government accountability board elections~~  
25 commission under s. 5.05 (2m) (c) 15. or 16. or the ethics commission under s. 19.49

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1 (2) (b) 13. or 14. For purposes of this subsection, a person other than a natural person  
2 an individual is a resident of a prosecutorial unit if the person's principal place of  
3 operation is located in that prosecutorial unit.

4 **SECTION 265.** 978.05 (2) of the statutes is amended to read:

5 978.05 (2) FORFEITURES. Except as otherwise provided by law, prosecute all  
6 state forfeiture actions, county traffic actions and actions concerning violations of  
7 county ordinances which are in conformity with state criminal laws in the courts  
8 within his or her prosecutorial unit and have joint responsibility, together with the  
9 ~~government accountability board~~ elections commission and the ethics commission,  
10 for prosecution of all forfeiture actions arising from violations of chs. 5 to 12, subch.  
11 III of ch. 13, or subch. III of ch. 19 and from violations of other laws arising from or  
12 in relation to the official functions of the subject of the investigation or any matter  
13 that involves elections, ethics, or lobbying regulation under chs. 5 to 12, subch. III  
14 of ch. 13, or subch. III of ch. 19 that are alleged to be committed by a resident of his  
15 or her prosecutorial unit, or if alleged to be committed by a nonresident of this state,  
16 that are alleged to occur within his or her prosecutorial unit unless another  
17 prosecutor is substituted under s. 5.05 (2m) (h) or s. 19.49 (2) (g) or this chapter or  
18 by referral of the ~~government accountability board~~ elections commission under s.  
19 5.05 (2m) (c) 15. or 16. or the ethics commission under s. 19.49 (2) (b) 13. or 14. For  
20 purposes of this subsection, a person other than a natural person an individual is a  
21 resident of a prosecutorial unit if the person's principal place of operation is located  
22 in that prosecutorial unit.

23 **SECTION 266. Nonstatutory provisions.**

24 (1) AUDIT REPORT RECOMMENDATIONS. The elections commission and ethics  
25 commission, and their employees, shall, to the extent practicable within their

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1        respective responsibilities, implement the recommendations contained in the  
2        legislative audit bureau's Report 14-14 and Report 15-13 regarding the past  
3        performance of the government accountability board. The elections commission and  
4        ethics commission shall report their progress implementing those recommendations  
5        to the legislature no later than December 31, 2016.

6            (2) ASSETS AND LIABILITIES. On the effective date of this subsection, all assets  
7        and liabilities of the government accountability board are transferred to the elections  
8        commission and the ethics commission. The secretary of administration shall  
9        determine which assets and which liabilities are transferred to each commission.

10           (3) POSITIONS AND EMPLOYEES.

11           (a) On the effective date of this paragraph, all full-time equivalent positions  
12        of the government accountability board are transferred to the elections commission  
13        and the <sup>ethics</sup> commission. The secretary of administration shall determine which  
14        full-time equivalent positions are transferred to each commission.

15           (b) All incumbent employees holding positions at the government  
16        accountability board on the effective date of this paragraph, except the incumbent  
17        employee holding the position of director and general counsel, are transferred on the  
18        effective date of this paragraph to the elections commission or the ethics commission.  
19        The secretary of administration shall determine which incumbent employees are  
20        transferred to each commission.

21           (c) Employees transferred under paragraph (b) have all the rights and the same  
22        status under subch. V of chapter 111 of the statutes at the elections commission or  
23        the ethics commission that they enjoyed at the government accountability board  
24        immediately before the transfer. Notwithstanding section 230.28 (4) of the statutes,

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**ASSEMBLY BILL 388**

1 no employee so transferred who has attained permanent status in class is required  
2 to serve a probationary period.

3 (4) TANGIBLE PERSONAL PROPERTY. On the effective date of this subsection, all  
4 tangible personal property, including records, of the government accountability  
5 board is transferred to the elections commission and the ethics commission. The  
6 secretary of administration shall determine which property is transferred to each  
7 commission.

8 (5) CONTRACTS. All contracts entered into by the government accountability  
9 board that are in effect on the effective date of this subsection shall remain in effect  
10 and are transferred to the elections commission and the ethics commission. The  
11 secretary of administration shall determine which contracts are transferred to each  
12 commission. The elections commission and the ethics commission shall carry out all  
13 contractual obligations under each contract until the contract is modified or  
14 rescinded by that commission to the extent allowed under the contract.

15 (6) RULES, ORDERS, AND FORMAL OPINIONS. All rules promulgated and all formal  
16 opinions and orders issued by the government accountability board that are in effect  
17 on the effective date of this subsection are transferred to the elections commission  
18 and the ethics commission and shall remain in effect until the commission to which  
19 they are transferred amends or repeals a rule or order or changes or withdraws a  
20 formal opinion. The secretary of administration shall determine which rules, orders,  
21 and formal opinions are transferred to each commission.

22 (7) PENDING MATTERS. All matters pending with the government accountability  
23 board on the effective date of this subsection are transferred to the elections  
24 commission and the ethics commission, and all materials submitted to or actions  
25 taken by the government accountability board with respect to any pending matter



**ASSEMBLY BILL 388**

**SECTION 266**

1 are considered as having been submitted to or taken by the elections commission or  
2 the ethics commission. The secretary of administration shall determine which  
3 pending matters are transferred to each commission.

4 (8) TRANSITIONS; INITIAL TERMS.

5 (a) Notwithstanding section 15.60, 2013 stats., and section 15.07 (1) (cm), 2013  
6 stats., the terms of office of all members of the government accountability board  
7 holding office on the effective date of this paragraph shall expire on the effective date  
8 of this paragraph.

9 (b) On the effective date of this paragraph, all members of the elections  
10 commission and the ethics commission who are appointed and qualify for office shall  
11 take office.

12 (c) Notwithstanding section 15.07 (1) (c) of the statutes and section 15.61 of the  
13 statutes, as created by this act, one half of the members of the elections commission  
14 who are appointed as initial members of the commission shall serve for terms  
15 expiring on May 1, 2019.

16 (d) Notwithstanding section 15.07 (1) (e) of the statutes and section 15.62 of the  
17 statutes, as created by this act, one half of the members of the ethics commission who  
18 are appointed as initial members of the commission shall serve for terms expiring on  
19 May 1, 2019.

20 (e) The governor, majority leader of the senate, minority leader of the senate,  
21 speaker of the assembly, and minority leader of the assembly, may make  
22 appointments and nominations to serve on the elections commission and the ethics  
23 commission and the senate may act upon nominations to serve on the ethics  
24 commission before the term of office of the appointees begin. The initial appointees  
25 may serve prior to senate confirmation.

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**ASSEMBLY BILL 388**

1 (9) IMPLEMENTATION PLAN. The secretary of administration shall adopt an  
 2 implementation plan that incorporates his or her determinations under this SECTION  
 3 266 of this act prior to the first day of the 6th month beginning after the date of  
 4 publication of this act. The individual who is serving as executive director of the  
 5 government accountability board on the date of publication of this act shall work in  
 6 concert with the secretary of administration and members appointed to the elections  
 7 commission and the ethics commission to ensure a smooth transition and shall  
 8 participate in formulating the implementation plan.

9 (10) TERMINOLOGY CHANGE. In the following, as affected by the acts of 2015,  
 10 substitute "commission" for "board," sections 5.05 (2m) (c) 9., 10., 11., 15., 16., 17., and  
 11 18., (d) 2., (e), and (f) (intro.), 1., and 2., (4), (5f), (5s) (a), (c), (e) (intro.), 1., and 2., (f)  
 12 1., (7), (12), (13) (a), (b), (c), and (d) (intro.), (14), and (15), 5.06 (1), (2), (4), (5), (6), (7),  
 13 (8), and (9), 5.061 (1), (2), (3), and (4), 5.25 (4), 5.35 (6) (a) 2m., 4a., 4b., and 5. and  
 14 (b), 5.40 (5m), 5.51 (6) and (8), 5.58 (1b) (bm) and (cm), 5.60 (3) (ag), (5) (ar), (6) (a),  
 15 and (8) (am), 5.62 (1) (a) and (b) 1., (2) (a), (3), and (4) (ar), 5.64 (1) (ag), (b), and (es)  
 16 and (2) (am) and (c), 5.655 (3), 5.72 (1), (2), and (3), 5.83, 5.87 (2), 5.905 (2), (3), and  
 17 (4), 5.91 (intro.), 5.95, 6.06, 6.22 (4) (d) and (6), 6.24 (3), (4) (d), (5), and (6), 6.276 (2)  
 18 and (3), 6.29 (2) (am), 6.30 (4), 6.33 (1) and (5) (b), 6.36 (1) (a), (bn), (d), (e), and (f) and  
 19 (6), 6.47 (1) (ag), (am) 2., and (dm), (2), and (3), 6.50 (1) (intro.), (2), and (2r) (intro.),  
 20 (b), and (h), 6.55 (2) (a) 1. (intro.) and (cs) and (3) (b), 6.56 (3m), (4), and (7), 6.57, 6.79  
 21 (1m), 6.86 (2) (a), (2m) (a), and (3) (a) 1., 6.869, 6.87 (3) (d), 6.875 (5), 6.92 (1), 6.925,  
 22 7.08 (1) (b), (c), and (d), (2) (a) and (d), (3) (intro.) and (a), and (6), 7.10 (1) (a), (2), (3)  
 23 (a), (4), (7), (8), (9), and (10), 7.15 (1) (e), (1m), (8), (9), (10), and (13), 7.30 (2) (c), (4)  
 24 (e), and (6) (b), 7.31 (1), (2), (4), and (5), 7.315 (1) (a), (2), and (3), 7.38 (5), 7.70 (1) (a)  
 25 and (b), (3) (a), (c), (d), (e), (g), and (h), and (5) (b), 8.07, 8.12 (1) (a), (b), (c), and (d),

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**ASSEMBLY BILL 388**

**SECTION 266**

1 (2), and (3), 8.15 (8) (a), 8.16 (2) (b) and (7), 8.17 (12), 8.18 (2), 8.185 (2) and (3), 8.19  
 2 (1) and (3), 8.40 (3), 8.50 (1) (b) and (d), 9.01 (1) (ar) 2., 10.01 (1) and (2) (intro.), 10.02  
 3 (1), (2) (c), and (3) (intro.), 10.06 (1) (a), (c), (e), (f), (h), and (i) and (2) (a), (b), (e), (h),  
 4 and (k), 11.02 (1), (2), (4), and (5), 11.05 (3) (e) and (3m), 11.055 (1), 11.06 (1) (intro.),  
 5 (3) (b) (intro.), (3m) (c), (3r) (c), and (9), 11.08, 11.12 (5), 11.16 (3) and (5), 11.20 (1),  
 6 11.21 (1), (2), (12), (13), and (16), 11.22 (intro.), (1), and (4), 11.23 (6), 11.30 (3) (b),  
 7 11.38 (1) (a) 2., 11.60 (5), 11.66, 12.13 (5) (b) (intro.) and 3., 13.62 (4m), 13.621 (5),  
 8 13.63 (1) (am) and (b), 13.64 (1) (intro.), (2), (2m), and (3), 13.65, 13.67 (1) and (2),  
 9 13.68 (1) (intro.) and (c) (intro.), (4), and (6), 13.69 (1) and (2), 13.695 (1) (intro.) and  
 10 (2), 13.74 (1) and (2), 13.75 (intro.), 19.41 (2), 19.43 (1), (2), (3), (7), and (8), 19.44 (1)  
 11 (intro.), 19.45 (6) and (11) (a), 19.48 (4) (a), (b), and (c), (5), (6), and (10), 19.55 (2)  
 12 (intro.), 19.56 (2) (b) 4., 19.57, 19.575, 19.579 (1), and 19.59 (6) of the statutes.

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**SECTION 267. Fiscal changes.**

13  
 14 (1) The unencumbered <sup>revenue</sup> balance in the appropriation account under section  
 15 20.511 (1) (i), 2013 stats., immediately before the effective date of this subsection, is  
 16 transferred to the appropriation account under section 20.521 (1) (g) of the statutes,  
 17 as created by this act.

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18 (2) The unencumbered balance in the appropriation account under section  
 19 20.511 (1) (im) of the statutes, as affected by this act, is transferred to the  
 20 appropriation account under section 20.521 (1) (g) of the statutes, as created by this  
 21 act.

8

**SECTION 268. Effective dates.** This act takes effect on June 30, 2016, except as follows:

(1) SECTION 266 (8) (e) and (9) of this act takes effect on the day after publication.

(END)

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**ASSEMBLY BILL 388**

1 (5m), 15.06 (1) (d), 15.06 (1) (e), 15.06 (2) (b), 15.06 (3) (a) 5., 15.06 (3) (a) 6., 15.06  
 2 (10), 15.61 (title), 15.61 (1) (a) 1. to 6., 15.61 (5), 15.62, 19.42 (4p), 19.42 (10) (a),  
 3 19.46 (2), 19.47 (title), 19.47 (1), (2) and (4) to (10), 19.49, 19.50, 19.55 (3), 19.55  
 4 (4), 19.552, 19.554, 19.58 (4), 20.510 (intro.) and (1) (title), 20.510 (1) (br), 20.521  
 5 (intro.) and (1), 230.08 (2) (eL) and 230.08 (2) (et) of the statutes; **relating to:**  
 6 reorganizing the Government Accountability Board, requiring the exercise of  
 7 rule-making authority, and making appropriations.

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

*Insert  
Analysis  
A*  
 This bill makes the following changes to the structure and operation of the Government Accountability Board (GAB):

**BOARD GOVERNANCE**

Currently, the GAB is under the direction and supervision of a board of six members. All six members are former judges appointed by the governor from nominations submitted by a committee comprised of one court of appeals judge from each court of appeals district. Currently, board members are appointed with the advice and consent of two-thirds of the members of the senate and serve six-year terms. One term expires each May 1.

This bill eliminates the GAB and replaces it with an Elections Commission, which administers and supervises elections, and an Ethics Commission, which administers and supervises ethics, campaign financing, and lobbying regulation.

Under the bill, the Elections Commission consists of at least six persons, who serve five-year terms:

- 1) One individual appointed by the majority leader in the senate;
- 2) One individual appointed by the minority leader in the senate;
- 3) One individual appointed by the speaker of the assembly.
- 4) One individual appointed by the minority leader of the assembly; and
- 5) Two former municipal or county clerks, selected by the leadership in both houses and nominated by the governor with the advice and consent of the senate confirmed.

In addition, the bill requires the appointment to the Elections Commission of one member for each political party, other than the two major political parties, qualifying for a separate ballot whose candidate for governor received at least 10 percent of the vote in the most recent gubernatorial election. The individual must be nominated by the governor from a list of three individuals selected by the chief officer of that political party.

The Ethics Commission consists of at least six persons who serve five-year terms:

- 1) One individual appointed by the majority leader in the senate;

**ASSEMBLY BILL 388**

*to either  
commission*  
*Members appointed with  
the advice and consent of the senate  
may serve prior to senate confirmation*

- 2) One individual appointed by the minority leader in the senate;
- 3) One individual appointed by the speaker of the assembly;
- 4) One individual appointed by the minority leader of the assembly; and
- 5) Two individuals selected by the leadership in both houses and nominated by the governor with the advice and consent of the senate confirmed.

In addition, the bill requires the appointment to the Ethics Commission of one member for each political party, other than the two major political parties, qualifying for a separate ballot whose candidate for governor received at least 10 percent of the vote in the most recent gubernatorial election. The individual must be nominated by the governor from a list of three individuals selected by the chief officer of that political party and confirmed by a majority of the senate.

Currently, the chairperson of the board is selected by lot by the current chairperson. Under the bill, the chairperson of each commission is chosen by the affirmative vote of at least a majority of the members of the commission.

Currently, the GAB is required to employ an individual to serve as legal counsel to perform legal and administrative functions for the board. The bill eliminates the requirement that either commission hire legal counsel.

**ETHICS COMMISSION**

Under the bill, the Ethics Commission is supervised by an administrator who is appointed by at least a majority of the members of the commission. The administrator is appointed with the advice and consent of the senate to serve for a four-year term expiring on July 1 of the odd-numbered year.

**ELECTIONS COMMISSION**

Under the bill, the Elections Commission is supervised by an administrator who is appointed by at least a majority of the members of the commission. The administrator is appointed with the advice and consent of the senate to serve for a four-year term expiring on July 1 of the odd-numbered year. The bill also provides that the administrator of the Elections Commission, rather than an employee that the commission designates, is the chief election officer of this state.

**INVESTIGATIONS**

Currently, the GAB must investigate violations of laws administered by the GAB and may prosecute alleged civil violations. Current law permits the board to refer a matter to a district attorney, special prosecutor, or to the attorney general. This bill provides that, except for violations that result in a payment not exceeding \$2,500, the Elections and Ethics commissions may only investigate violations of laws administered by the respective commissions upon the filing of a sworn complaint with the respective commission. The bill prohibits any member of either commission or any employee of either commission from filing such a sworn complaint.

If, during the course of an ongoing investigation, either the Elections Commission or the Ethics Commission determines that it needs additional funding, that commission must make a request to the Joint Committee on Finance and the secretary of administration. The commission must include in its request information about the nature of the investigation for which additional funding is sought, excluding the name of any individual or organization that is the subject of the investigation.

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**ASSEMBLY BILL 388****ADVISORY OPINIONS**

Current law permits any individual, organization, or governmental body to request an advisory opinion from the GAB; in response, the GAB may issue a formal or an informal advisory opinion. If the board issues an opinion on an elections matter, the board must make the opinion and records about the opinion public. Current law prohibits the board from revealing the identify of or releasing information obtained in connection with any advisory opinion requested by an individual or organization on an ethics or accountability matter unless the individual or organization consents to the release of that information. This bill requires the Ethics Commission to make this information, other than the name of the individual, organization, or governmental body making the request, public when it relates to a formal advisory opinion issued by the Ethics Commission.

Current law requires the GAB to biennially submit to the legislature a report on the performance and operation of the GAB during the preceding biennium. This bill requires the Elections and Ethics commissions to submit annual reports to the legislature and to include in those reports information about the number of investigations conducted, a description of the nature of the investigation, and, in the case of the Ethics Commission, whether the investigation related to campaign finance, ethics, or lobbying.

**TRANSITIONAL PROVISIONS**

Under the bill, all full-time equivalent positions currently authorized for GAB are transferred to the Elections and Ethics commissions. All incumbents in those positions except the director and general counsel of GAB are also transferred. In addition, the bill transfers the assets and liabilities, tangible personal property, contracts, rules, orders, formal opinions, and pending matters of GAB to the Elections and Ethics commissions. The bill directs the secretary of administration to determine which positions, employees, assets and liabilities, property, contracts, rules, orders, opinions, and matters are transferred to which commission and to adopt an implementation plan for the transfer containing his or her determinations.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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

- 1           **SECTION 1.** 5.01 (4) (a) of the statutes is amended to read:
- 2           5.01 (4) (a) If 2 or more candidates for the same office receive the greatest, but
- 3           an equal number of votes, the winner shall be chosen by lot in the presence of the
- 4           board of canvassers charged with the responsibility to determine the election, or in
- 5           the case of an election for state or national office or metropolitan sewerage

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**INSERT ANALYSIS A**

**ENGROSSMENT INFORMATION:**

The text of Engrossed 2015 Assembly Bill 388, as passed by the assembly on October 21, 2015, consists of the following documents adopted in the assembly on October 21, 2015: the bill as affected by Assembly Amendment 1 and Assembly Amendment 4.

**CONTENT OF ENGROSSED 2015 ASSEMBLY BILL 388**

**INSERT ANALYSIS B**

In the event of a vacancy on the commission of a member appointed by the legislative leadership, the bill requires the legislative leader of the political party that made the initial appointment to fill the vacancy.

**INSERT ANALYSIS C**

*two* at the commission's first meeting every *two* years. Under the bill, the chairperson serves a *two*-year term. Also under the bill, the party affiliation of the chairperson alternates every term. The party affiliation of the first chairperson of each board is to be determined by lot.

**INSERT ANALYSIS D**

The bill transfers the amounts in the GAB appropriations for the *two* 2016-17 fiscal year to the supplemental appropriations of the Joint Committee on Finance to be distributed to the two commissions upon the adoption of an implementation plan by the secretary of administration.



State of Wisconsin  
2015 - 2016 LEGISLATURE

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ASSEMBLY AMENDMENT 4,  
TO ASSEMBLY BILL 388

October 19, 2015 - Offered by Representative KNUDSON.

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

2 1. Page 97, line 9: after that line insert:

3 "(a) General program operations;  
4 general purpose revenue GPR B -0- -0-".

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5 2. Page 97, line 11: after that line insert:

6 "(c) Voter identification training GPR A -0- -0-".

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7 3. Page 97, line 13: after that line insert:

8 "(h) Materials and services PR A -0- -0-".

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9 4. Page 97, line 15: after that line insert:

10 "(t) Election administration SEG A -0- -0-  
11 (x) Federal aid; election administra-  
12 tion fund SEG-F C -0- -0-".

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1 **5.** Page 98, line 4: after that line insert:

2 "(im) Lobbying administration; pro-  
3 gram revenue PR A -0- -0-".

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4 **6.** Page 100, line 17: delete that line and substitute:

5 "**SECTION 221m.** 20.511 (1) (im) of the statutes is renumbered 20.521 (1) (im).".

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6 **7.** Page 102, line 4: delete ", subch. III of ch. 13,".

7 **8.** Page 102, line 5: delete "received from fees collected under s. 13.75 and all  
8 moneys".

9 **9.** Page 117, line 1: delete lines 1 to 8 and substitute:

10 "(9m) IMPLEMENTATION PLAN. The secretary of administration shall submit an  
11 implementation plan by June 1, 2016, to the joint committee on finance for approval  
12 under section 13.10 of the statutes. In the plan the secretary shall propose  
13 expenditure authority for the elections commission and the ethics commission by  
14 appropriation and shall specify funding sources of all positions for each commission.  
15 The individual who is serving as director and general counsel of the government  
16 accountability board on the date of publication of this act shall work in concert with  
17 the secretary of administration and members appointed to the elections commission  
18 and the ethics commission to ensure a smooth transition and shall participate in  
19 formulating the implementation plan.".

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20 **10.** Page 118, line 14: after "unencumbered" insert "revenue".

21 **11.** Page 118, line 18: delete lines 18 to 21 and substitute:

22 "(2b) In the schedule under section 20.005 (3) of the statutes for the  
23 appropriations to the government accountability board under section 20.511 of the

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1 statutes, as affected by the acts of 2015, the dollar amounts are zero for the second  
2 fiscal year of the fiscal biennium in which this subsection takes effect for the  
3 purposes for which the appropriations are made.

4 (2c) In the schedule under section 20.005 (3) of the statutes for the  
5 appropriation to the joint committee on finance under section 20.865 (4) (a) of the  
6 statutes, as affected by the acts of 2015, the dollar amount is increased by \$2,920,500  
7 for the second fiscal year of the fiscal biennium in which this subsection takes effect  
8 for the purposes for which the appropriation is made.

9 (2d) In the schedule under section 20.005 (3) of the statutes for the  
10 appropriation to the joint committee on finance under section 20.865 (4) (g) of the  
11 statutes, as affected by the acts of 2015, the dollar amount is increased by \$559,500  
12 for the second fiscal year of the fiscal biennium in which this subsection takes effect  
13 for the purposes for which the appropriation is made.

14 (2e) In the schedule under section 20.005 (3) of the statutes for the  
15 appropriation to the joint committee on finance under section 20.865 (4) (m) of the  
16 statutes, as affected by the acts of 2015, the dollar amount is increased by \$3,015,100  
17 for the second fiscal year of the fiscal biennium in which this subsection takes effect  
18 for the purposes for which the appropriation is made.

19 (2f) In the schedule under section 20.005 (3) of the statutes for the  
20 appropriation to the joint committee on finance under section 20.865 (4) (u) of the  
21 statutes, as affected by the acts of 2015, the dollar amount is increased by \$100 for  
22 the second fiscal year of the fiscal biennium in which this subsection takes effect for  
23 the purposes for which the appropriation is made.”

24 **12.** Page 118, line 24: delete “SECTION” and substitute “SECTIONS”.

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1 **13.** Page 118, line 24: delete "(9)" and substitute "(9m) and 267 (2b), (2c), (2d),  
2 (2e), and (2f)".

3 (END)

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State of Wisconsin  
2015 - 2016 LEGISLATURE

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**ASSEMBLY AMENDMENT 1,  
TO ASSEMBLY BILL 388**

October 15, 2015 – Offered by Representatives VORPAGEL and KNUDSON.

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

2 **1.** Page 17, line 4: delete the material beginning with “The commission” and  
3 ending with “counsel.” on line 6.

4 **2.** Page 17, line 23: delete “(5s) (f) 2.,” and substitute “(5s) (f) 2.”.

5 **3.** Page 19, line 12: delete lines 12 to 23 and substitute:

6 “**SECTION 40d.** 5.05 (5s) (f) 1. of the statutes is repealed.

7 **SECTION 40h.** 5.05 (5s) (f) 2. a. of the statutes is repealed.

8 **SECTION 40p.** 5.05 (5s) (f) 2. b. of the statutes is repealed.

9 **SECTION 40t.** 5.05 (5s) (f) 2. c. of the statutes is renumbered 5.05 (5s) (f) and  
10 amended to read:”.

11 **4.** Page 19, line 24: delete “5.05 (5s) (f) 2. c.” and substitute “5.05 (5s) (f)”.

12 **5.** Page 20, line 24: delete “(5s) (f) 2.,” and substitute “(5s) (f) 2.”.

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1           6. Page 22, line 5: delete "(5s) (f) 2.," and substitute "(5s) (f) 2.,".

2           7. Page 22, line 18: delete "(5s) (f) 2. c." and substitute "(5s) (f)".

3           8. Page 23, line 18: delete "(5s) (f) 2.," and substitute "(5s) (f)".

4           9. Page 62, line 6: delete lines 6 to 11 and substitute:

5           "15.06 (2) (b) 1. The chairperson of the elections commission shall be chosen  
6 by affirmative vote of at least two-thirds of the commission members at the  
7 commission's first meeting every 2 years. The chairperson shall serve a 2-year term.  
8 The first chairperson shall be chosen from the commissioners affiliated with the  
9 same major political party. The major political party from which to select the first  
10 chairperson shall be determined by lot. The 2nd chairperson shall be chosen from  
11 the commissioners affiliated with the other major political party. Each subsequent  
12 chairperson shall be chosen from the commissioners affiliated with the 2 major  
13 political parties on a rotating basis.

14           2. The chairperson of the ethics commission shall be chosen by affirmative vote  
15 of at least two-thirds of the commission members at the commission's first meeting  
16 every 2 years. The chairperson shall serve a 2-year term. The first chairperson shall  
17 be chosen from the commissioners affiliated with the same major political party. The  
18 major political party from which to select the first chairperson shall be determined  
19 by lot. The 2nd chairperson shall be chosen from the commissioners affiliated with  
20 the other major political party. Each subsequent chairperson shall be chosen from  
21 the commissioners affiliated with the 2 major political parties on a rotating basis."

22           10. Page 62, line 21: after "year" insert "and shall conduct meetings in  
23 accordance with accepted parliamentary procedure".

24           11. Page 66, line 15: delete "recognized" and substitute "major".

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✓ 12. Page 66, line 17: delete "recognized" and substitute "major".

13. Page 66, line 19: after "party" insert ", other than the two major political parties,".

✓ 14. Page 66, line 23: after that line insert:

"SECTION 170m. 15.61 (1m) of the statutes is created to read:

15.61 (1m) Members appointed with the advice and consent of the senate may serve prior to senate confirmation."

15. Page 67, line 1: delete "If" and substitute "1. Except as provided in subd. 2., if".

✓ 16. Page 67, line 3: after that line insert:

"2. If the political party affiliation of the individual responsible for filling a vacancy under this paragraph is not the same as the political party affiliation of the individual who made the initial appointment, the legislative leader of the political party that made the initial appointment shall fill the vacancy."

✓ 17. Page 67, line 16: delete "recognized" and substitute "major".

✓ 18. Page 67, line 18: delete "recognized" and substitute "major".

19. Page 67, line 20: after "party" insert ", other than the two major political parties,".

20. Page 68, line 1: before that line insert:

"(1m) Members appointed with the advice and consent of the senate may serve prior to senate confirmation."

21. Page 68, line 9: delete "If" and substitute "1. Except as provided in subd. 2., if".

ccc

2

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1           **22.** Page 68, line 11: after that line insert: ✓

2           “2. If the political party affiliation of the individual responsible for filling a  
3           vacancy under this paragraph is not the same as the political party affiliation of the  
4           individual who made the initial appointment, the legislative leader of the political  
5           party that made the initial appointment shall fill the vacancy.”

6           **23.** Page 77, line 8: after that line insert: ✓

7           “(11) PAYMENTS. The commission may accept payment by credit card, debit  
8           card, or other electronic payment mechanism for any amounts owed pursuant to the  
9           administration of ch. 11, subch. III of ch. 13, or this subchapter, and may charge a  
10           surcharge to the payer to recover charges associated with the acceptance of that  
11           electronic payment.”

INS  
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12           **24.** Page 79, line 6: delete “, or this subchapter”. ✓

13           **25.** Page 114, line 13: after “and the” insert “ethics”. ✓

14           **26.** Page 116, line 23: after “to serve on the” insert “elections commission and  
15           the”. ✓

16           **27.** Page 118, line 11: after “19.45 (6) and (11) (a),” insert “19.47,”. ✓

17

(END)