

2015 DRAFTING REQUEST

Senate Amendment (SA-SSA1-SB295)

Received: 2/8/2016 Received By: mshovers
For: Tim Carpenter (608) 266-8535 Same as LRB:
May Contact: By/Representing: Stuart
Subject: Elections - miscellaneous Drafter: mshovers
Local Gov't - 1st class cities Addl. Drafters: tkuczens
Local Gov't - counties

Extra Copies:

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

Pre Topic:

No specific pre topic given

Topic:

Regulating the production and use of photo identification cards by certain local units of government

Instructions:

Draft SB 533 and SA 1 to SB 533 (LRB -4124 and a1596) as an amendment to the bill

Drafting History:

| <u>Vers.</u> | <u>Drafted</u> | <u>Reviewed</u> | <u>Proofed</u> | <u>Submitted</u> | <u>Jacketed</u> | <u>Required</u> |
|--------------|----------------------|----------------------|----------------|---------------------|---------------------|-----------------|
| /? | mshovers 2/8/2016 | anienaja 2/8/2016 | _____ | | | |
| /P1 | jkreye 2/8/2016 | | _____ | lparisi 2/8/2016 | | |
| /1 | | kmochal 2/8/2016 | _____ | lparisi 2/8/2016 | lparisi 2/8/2016 | |

FE Sent For:

<END>



State of Wisconsin
2015 - 2016 LEGISLATURE

LRBa2022/7

MES.....

TKK
Pabel/Klin/aur
RMNR

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION
SENATE AMENDMENT ,
TO SENATE SUBSTITUTE AMENDMENT 1,
TO SENATE BILL 295

SA ✓

today

1 At the locations indicated, amend the substitute amendment as follows:

2 1. Page 2, line 6: after "administration" insert ", regulating the production and
3 use of photo identification cards by certain local units of government,".

4 2. Page 25, line 13: after that line insert:

INS 1-4

5 (END)

INS
1-3



State of Wisconsin
2015 - 2016 LEGISLATURE

LRB-4124/1
MES&TKK:ahc

2015 SENATE BILL 533

January 8, 2016 - Introduced by Senators WANGGAARD, LEMAHIEU, LASEE, GUDEx, KAPENGA, STROEBEL, NASS and LAZICH, cosponsored by Representatives SANFELIPPO, BRANDTJEN, ALLEN, BORN, CRAIG, DUCHOW, GANNON, KREMER, J. OTT, RODRIGUEZ, SKOWRONSKI and WEATHERSTON. Referred to Committee on Elections and Local Government.

1 **AN ACT to amend** 6.34 (3) (a) 3.; and **to create** 66.0438 of the statutes; **relating**
2 **to:** regulating the production and use of photo identification cards by local units
3 of government.

Analysis by the Legislative Reference Bureau

This bill prohibits towns and counties from issuing, or expending funds for the issuance of a photo identification card for any resident of the town or county, other than an employment-related identification card for employees of the town or county.

The bill also provides that an ID card issued by a city or village may not be used for voting, registration for voting, or to obtain public benefits, such as Wisconsin Works, including Wisconsin Shares; the food stamp program; the Medical Assistance program; and the programs that provide state supplemental payments to persons receiving federal supplemental security income. Under the bill, if a city or village issues an ID card, the card must state clearly on its face that the card is not authorized for voting purposes.

The bill specifies that any card issued by a city, village, town, or county that had been used as an identification document for proof of residence for voting registration may no longer be used for that purpose.

For further information see the *state and local* 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:

SENATE BILL 533

INS 1
1-4 2

SECTION 1. 6.34 (3) (a) 3. of the statutes is amended to read:

6.34 (3) (a) 3. ~~Any~~ Subject to s. 66.0438, any other official identification card or license issued by a Wisconsin governmental body or unit.

Page → 51, line 17: after that line insert:

SECTION 66.0438 of the statutes is created to read:

INS 5
1-5 6
0.1007 7

✓ 66.0438 Limitations on locally issued identification cards. (1)

DEFINITION. In this section, "public assistance benefits" means services, benefits, payments, or other assistance provided under a program administered by the department of health services or the department of children and families under s. 253.06 or ch. 49.

(2) TOWNS AND COUNTIES. (a) Except as provided in par. (b), no town or county may issue, or expend any funds for the issuance of, a photo identification card for any resident of the town or county.

(b) Notwithstanding par. (a), a town or county may issue, or expend funds for the issuance of, a photo identification card for any employee of the town or county that relates to the employee's job duties.

INS A

(c) If a town or county has issued an identification card, other than a card described in par. (b), that has been used before the effective date of this paragraph ... [LRB inserts date], as an identification document to establish proof of residence under s. 6.34 (3) (a) 3., that card is not valid for such purposes on or after the effective date of this paragraph ... [LRB inserts date].

(3) CITIES AND VILLAGES. (a) If a city or village issues, or expends funds for the issuance of, a photo identification card for any resident of the city or village, the card must state clearly on its face, in 12 point type, "Not authorized for voting purposes."

(b) A photo identification card issued by, or at the direction of, a city or village, as described under par. (a), may not be used for any of the following purposes:



SENATE BILL 533

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1. As an identification document to establish proof of residence under s. 6.34

(3) (a) 3.

2. As proof of identification under s. 6.79 (2), 6.82 (1) (a), 6.86, 6.87, or 6.875.

3. To obtain public assistance benefits.

(c) If a city or village has issued an identification card that has been used before the effective date of this paragraph [LRB inserts date], as an identification document to establish proof of residence under s. 6.34 (3) (a) 3., that card is not valid for such purposes on or after the effective date of this paragraph [LRB inserts date]. //

(END) *of ins 1-5*



State of Wisconsin
2015 - 2016 LEGISLATURE

LRBa1596/1
MES:klm

SENATE AMENDMENT 1,
TO SENATE BILL 533

January 25, 2016 - Offered by Senator WANGGAARD.

INS
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P.1002

At the locations indicated, amend the bill as follows:

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1. Page 2, line 14: delete lines 14 and 15 and substitute "the issuance of, a photo identification card to any of the following individuals or for any of the following purposes:

1. An employee or elected official of the town or county, if the photo identification card relates to the employee's or official's job duties.

2. An employee of a vendor or contractor that contracts with the town or county, or an employee of a subcontractor that contracts with such a vendor or contractor, if the photo identification card relates to the employee's job duties for the town or county.

3. To use a transit system owned or operated by the town or county.

4. To use or access services or facilities owned by the town or county.

1 5. An employee of, or a student who is attending, an institution of higher
2 education that contracts with the town or county, if the photo identification card
3 relates to the employee's or student's job duties for the town or county.

4

(END) of INSA
P. 7062



State of Wisconsin
2015 - 2016 LEGISLATURE

LRBa2022/P1
MES&TKK:ahe/klm/amm

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

SENATE AMENDMENT ,

TO SENATE SUBSTITUTE AMENDMENT 1,

TO SENATE BILL 295

Today
2-8

- 1 At the locations indicated, amend the substitute amendment as follows:
- 2 **1.** Page 2, line 6: after “administration” insert “, regulating the production and
- 3 use of photo identification cards by certain local units of government.”.
- 4 **2.** Page 25, line 13: after that line insert:
- 5 “SECTION 42m. 6.34 (3) (a) 3. of the statutes is amended to read:
- 6 6.34 (3) (a) 3. Any Subject to s. 66.0438, any other official identification card
- 7 or license issued by a Wisconsin governmental body or unit.”.
- 8 **3.** Page 51, line 17: after that line insert:
- 9 “SECTION 104m. 66.0438 of the statutes is created to read:
- 10 **66.0438 Limitations on locally issued identification cards. (1)**
- 11 DEFINITION. In this section, “public assistance benefits” means services, benefits,

1 payments, or other assistance provided under a program administered by the
2 department of health services or the department of children and families under s.
3 253.06 or ch. 49.

4 (2) TOWNS AND COUNTIES. (a) Except as provided in par. (b), no town or county
5 may issue, or expend any funds for the issuance of, a photo identification card for any
6 resident of the town or county.

7 (b) Notwithstanding par. (a), a town or county may issue, or expend funds for
8 the issuance of, a photo identification card to any of the following individuals or for
9 any of the following purposes:

10 1. An employee or elected official of the town or county, if the photo
11 identification card relates to the employee's or official's job duties.

12 2. An employee of a vendor or contractor that contracts with the town or county,
13 or an employee of a subcontractor that contracts with such a vendor or contractor,
14 if the photo identification card relates to the employee's job duties for the town or
15 county.

16 3. To use a transit system owned or operated by the town or county.

17 4. To use or access services or facilities owned by the town or county.

18 5. An employee of, or a student who is attending, an institution of higher
19 education that contracts with the town or county, if the photo identification card
20 relates to the employee's or student's job duties for the town or county.

21 (c) If a town or county has issued an identification card, other than a card
22 described in par. (b), that has been used before the effective date of this paragraph
23 [LRB inserts date], as an identification document to establish proof of residence
24 under s. 6.34 (3) (a) 3., that card is not valid for such purposes on or after the effective
25 date of this paragraph [LRB inserts date].

1 **(3) CITIES AND VILLAGES.** (a) If a city or village issues, or expends funds for the
2 issuance of, a photo identification card for any resident of the city or village, the card
3 must state clearly on its face, in 12 point type, “Not authorized for voting purposes.”

4 (b) A photo identification card issued by, or at the direction of, a city or village,
5 as described under par. (a), may not be used for any of the following purposes:

6 1. As an identification document to establish proof of residence under s. 6.34

7 **(3) (a) 3.**

8 2. As proof of identification under s. 6.79 (2), 6.82 (1) (a), 6.86, 6.87, or 6.875.

9 3. To obtain public assistance benefits.

10 (c) If a city or village has issued an identification card that has been used before
11 the effective date of this paragraph ... [LRB inserts date], as an identification
12 document to establish proof of residence under s. 6.34 (3) (a) 3., that card is not valid
13 for such purposes on or after the effective date of this paragraph ... [LRB inserts
14 date].”

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(END)

Kreye, Joseph

From: Ewy, Stuart
Sent: Monday, February 08, 2016 4:15 PM
To: LRB.Legal; Kreye, Joseph
Cc: Sen.Carpenter
Subject: RE: Draft review: LRB a2022/P1

Joe Kreye,

Hi Joe,
Thanks for the preliminary draft. Can you go ahead and put this into an introducible draft?



15a2022_P1.pdf

Thanks very much,

Regards,

G. Stuart Ewy
Office of Senator Tim Carpenter
State Capitol 109 S
608.266.8535

From: LRB.Legal
Sent: Monday, February 08, 2016 3:42 PM
To: Sen.Carpenter <Sen.Carpenter@legis.wisconsin.gov>
Subject: Draft review: LRB a2022/P1

Following is the PDF version of draft LRB a2022/P1.