

## 2001 SENATE BILL 110

March 28, 2001 – Introduced by Senators MOORE, BURKE, SHIBILSKI, M. MEYER, PLACHE and HANSEN, cosponsored by Representatives TRAVIS, POCAN, YOUNG, BOCK, TURNER, COLON, BLACK, J. LEHMAN, MORRIS-TATUM, RILEY and RICHARDS. Referred to Committee on Universities, Housing, and Government Operations.

1     **AN ACT** *to repeal* 6.78 (1), 6.78 (2) and 6.78 (3); *to renumber* 7.33 (5) and 973.09  
2           (4); *to renumber and amend* 6.78 (intro.), 973.033 and 973.034; *to amend*  
3           5.02 (15), 5.05 (1) (e), 5.25 (4) (a), 5.25 (4) (c), 5.35 (5), 5.35 (6) (a) (intro.), 5.35  
4           (6) (a) 3., 6.28 (1), 6.29 (1), 6.32 (3), 6.33 (1), 6.33 (2) (b), 6.40 (1) (a), 6.40 (1) (c),  
5           6.55 (2) (d), 6.56 (1), 6.77 (1), 6.79 (2), 6.86 (1) (a) 5., 6.86 (1) (ar), 6.87 (3) (a),  
6           6.88 (3) (a), 7.03 (1) (d), 7.15 (1) (e), 7.30 (2) (a), 7.30 (2) (b), 7.30 (6) (c), 7.33 (3),  
7           7.33 (4), 7.37 (2), 7.41 (1), 7.41 (2), 7.41 (3) (intro.), 7.41 (3) (a), 7.41 (3) (b), 12.03  
8           (title), 12.03 (1), 12.07 (2), 12.13 (3) (x), 17.29, 19.32 (1c), 20.921 (2) (b), 67.05  
9           (3) (f), 111.93 (3), 120.06 (9) (a), 303.09 (1), 303.09 (2), 946.42 (1) (a), 946.425 (1r)  
10          (a), 946.425 (1r) (b), 946.425 (2), 968.255 (7) (d), 973.09 (1) (d) (intro.), 973.09  
11          (7m) (a), 973.11 (1) (b) and 977.05 (6) (g) 2.; *to repeal and recreate* 6.28 (title);  
12          and *to create* 5.35 (6) (a) 4., 6.285, 6.873, 7.08 (5), 7.33 (5) (b), 12.03 (1m), 12.03  
13          (2m), 302.117, 973.09 (4) (b) and 973.176 (title) and (2) of the statutes; **relating**  
14          **to:** polling hours, time off from work for service as an election official, training

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1 of election officials, voting by felons and immigrants, requiring studies and  
2 recommendations with regard to voter registration and multilingual voting  
3 needs, establishing satellite stations for purposes of conducting voter  
4 registration and absentee voting, and granting rule-making authority.

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***Analysis by the Legislative Reference Bureau******Absentee voting and voter registration at satellite locations***

This bill makes several changes to the election laws and requires studies and recommendations with regard to certain election-related issues. The changes include:

Currently, unless an elector votes by absentee ballot, the elector must appear at the polling place serving his or her residence to vote. Polling places are staffed by inspectors who, with limited exceptions, are appointed from nominations submitted by the party committeemen or committeewomen of the two major political parties. If nominations are not submitted, inspectors may be appointed without regard to party affiliation. With limited exceptions, inspectors must be residents of the area served by the polling place where they are employed. Inspectors are public officers who serve for two-year terms and must file an oath of office. Inspectors must be compensated by the municipality where they serve.

Current law permits any qualified elector who for any reason is unable or unwilling to appear at his or her polling place to vote by absentee ballot. With certain limited exceptions, the elector must apply for and obtain an absentee ballot from the appropriate municipal clerk or board of election commissioners by 5 p.m. on the day before the election. The elector may cast the absentee ballot either by mail or in person at the office of the municipal clerk or board of election commissioners of the municipality where the elector resides. Current law also contains a special procedure that permits certain residents of nursing or retirement homes or community-based residential facilities to apply for and obtain an absentee ballot from a special voting deputy who is appointed by the municipal clerk or board of election commissioners and who personally visits the home or facility. These electors give their absentee ballots directly to the special voting deputy, who then delivers the ballots to the municipal clerk or board of election commissioners.

With certain limited exceptions, this bill authorizes the municipal clerk or board of election commissioners of any municipality to designate any location as a temporary, satellite station for absentee voting by electors of the municipality. The location may be inside a building or outdoors and need not be contained in a room separated from other activities. The bill permits any qualified elector of a municipality to obtain and cast an absentee ballot at a satellite station. A satellite station may be open for absentee voting at any time, but only after the official absentee ballots are prepared and before 5 p.m. on the day before the election.

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Under the bill, a satellite station must be staffed by at least one special voting deputy who is appointed on a nonpartisan basis by the municipal clerk or board of election commissioners. The bill permits any qualified elector of the state to be appointed as a special voting deputy. The bill specifies certain minimum qualifications for the special voting deputy, such as knowledge of the English language. The municipal clerk or board of election commissioners must instruct the special voting deputy in his or her duties. The special voting deputy may be compensated at the option of the applicable municipality. The special voting deputy is required to supervise the proceedings at the satellite station to which he or she is assigned and to enforce certain election laws that apply to the satellite station. The special voting deputy is under the supervision of the municipal clerk or board of election commissioners. Under the bill, a special voting deputy is a public officer and must file an oath of office.

If voter registration is required in the municipality, the bill also requires the municipal clerk or board of election commissioners to appoint at least one special registration deputy to staff each satellite station. The bill specifies certain minimum qualifications for the special registration deputy. The bill permits an elector to register at any satellite station at any time during which the station is open for absentee voting. With certain limited exceptions, the elector must follow the registration procedure that would otherwise apply to the elector under current law.

The bill applies certain provisions of current law relating to the operation of polling places to a satellite station established under the bill. For example, the bill requires a satellite station to meet current standards with regard to the accessibility of polling places and requires the posting of information at a satellite station that is generally the same as the information required to be posted at a polling place. However, whereas current law prohibits electioneering on public property within 100 feet of the entrance to a polling place, this bill generally prohibits electioneering in any building in which a satellite station is located at any time during which the satellite station is open. Also, if a satellite station is located outside of a building, the bill generally prohibits electioneering within 100 feet of the satellite station at any time during which the satellite station is open. The restriction does not apply on private property that is not owned or controlled by the same person as the property where the satellite station is located and does not apply to bumper stickers.

***Polling hours***

Under current law, the polls at an election in a first, second, or third class city must generally be open from 7 a.m. to 8 p.m. In a village, town, or fourth class city the polls must be open from 9 a.m. to 8 p.m., unless the village, town, or city determines to extend the opening hour to not earlier than 7 a.m. In addition, under current law, certain school district elections are not subject to either of these polling hour requirements. This bill requires the polls at every election to be open from 7 a.m. to 8 p.m. in all municipalities.

***Leave for service as an election official***

Currently, every public and private employer must grant an employee a leave for service as an election official. In addition, state employees are entitled to time off without loss of pay, fringe benefits, or seniority privileges for service as an election

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official. Currently, when a state employee receives a leave of absence for service as an election official, the amount of the employee's pay for that service is deducted from the employee's regular paycheck for the leave period. This law applies to state employees who are members of collective bargaining units to the extent provided in any applicable collective bargaining agreement. If a public employee is a member of a collective bargaining unit, the employer must first bargain in good faith with any representative of that unit before making a change in leave policy.

This bill provides that the law entitling state employees to a leave, without loss of pay, fringe benefits, or seniority privileges, for service as an election official and requiring a paycheck deduction for the amount received for that service applies automatically to represented state employees unless otherwise provided in a collective bargaining agreement.

The bill also provides that if a local government employer grants a local government employee a leave of absence for service as an election official, the local government either must deduct the amount that the employee receives for that service from the employee's regular paycheck for the leave period or, if the employee's service was for that same local governmental employer, must require the employee to assign to the local governmental employer the employee's interest in any compensation for that service. The change applies to both represented and nonrepresented employees irrespective of any applicable collective bargaining agreement. However, the change does not apply to employees who are members of a collective bargaining unit covered by a current collective bargaining agreement until the expiration, extension, modification, or renewal of any collective bargaining agreement containing inconsistent provisions, whichever first occurs. The bill also specifies that these provisions relating to leave for service as an election official do not apply to service at a satellite station established under the bill.

***Voting by felons and immigrants***

Current law requires a court to provide a defendant certain information at sentencing. For example, when a court sentences a person or places a person on probation for a felony, the court must inform the person that he or she is prohibited from possessing a firearm. Under this bill, whenever a court imposes a sentence or places a person on probation for a conviction that disqualifies the person from voting, the court must inform the person of that disqualification. The bill also requires the department of corrections to inform the person of the disqualification if the person is released to parole or extended supervision or, if the person is confined as a condition of probation, upon the person's release to probation.

In addition, this bill requires the standard voter registration form to include a notice advising each registering elector of the law with regard to the voting eligibility of felons and requires each registering elector to certify that, to the best of the elector's knowledge, he or she is a qualified elector. The bill also requires every municipality to post a uniform sign on election day at the entrance to each polling place that advises electors of the voting eligibility requirements under the laws of this state, including the voting eligibility requirements applicable to felons and immigrants.

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Under current law, the municipal clerk is required to supervise elections and registration in each applicable municipality. Among other things, the municipal clerk must instruct election officials in their duties. This bill specifies that the municipal clerk must also instruct election officials with regard to the voting eligibility requirements under the laws of this state, including the voting eligibility requirements applicable to felons and immigrants.

***Elections board studies and recommendations***

Under current law, every municipality with a population of greater than 5,000 is required to maintain a voter registration list. This bill directs the elections board to study the costs, benefits, and feasibility of and to prepare recommendations with regard to requiring voter registration in every municipality. If the board recommends statewide voter registration, the board must also study the costs, benefits, and feasibility of and prepare recommendations with regard to creating and maintaining a statewide voter registration list. This study must address several issues, which are specified in the bill. The board must submit the results of the studies and all recommendations to the legislature for distribution to the appropriate standing committees of both houses no later than approximately nine months after the bill becomes law.

***Special legislative committee for the study of multi-lingual voting needs***

Under current law, ballots for elections held in this state are printed in English, and election inspectors (poll workers) generally must be literate in English. This bill creates a special legislative committee to study multilingual voting needs in this state. The bill specifies the qualifications for membership on the committee. The bill requires the committee to study whether federal law requires the use of ballots printed in languages other than English or requires the use of bilingual or multilingual inspectors in this state and, if so, the extent to which the federal law is being followed. The committee must also study whether and the extent to which the exclusive use of English language ballots and inspectors who are literate only in English prevents electors who are members of particular language minorities in this state and who have no ability, or limited abilities, to speak English from voting. By approximately nine months after the bill becomes law, the committee must submit to the legislature its findings and must submit recommendations with regard to maximizing voting in this state by these electors. Under the bill, the committee terminates after making this submission.

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

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

**SENATE BILL 110****SECTION 1**

1           5.02 (15) “Polling place” means the actual location wherein the elector’s vote  
2 is cast. “Polling place” does not include a satellite absentee voting station designated  
3 under s. 6.873 (1) or a nursing home, qualified retirement home, or qualified  
4 community-based residential facility where absentee voting is conducted under s.  
5 6.875 (6).

6           **SECTION 2.** 5.05 (1) (e) of the statutes is amended to read:

7           5.05 (1) (e) Delegate to its executive director the authority to issue a subpoena  
8 under par. (b), apply for a search warrant under par. (b), commence an action under  
9 par. (d), intervene in an action or proceeding under sub. (9), issue an order under s.  
10 5.06, exempt a polling place or exempt a satellite absentee voting station designated  
11 under s. 6.873 (1) from accessibility requirements under s. 5.25 (4) (a), exempt a  
12 municipality from the requirement to use voting machines or an electronic voting  
13 system under s. 5.40 (5m), approve an electronic data recording system for  
14 maintaining poll lists under s. 6.79, or authorize nonappointment of an individual  
15 who is nominated to serve as an election official under s. 7.30 (4) (e), subject to such  
16 limitations as the board deems appropriate.

17           **SECTION 3.** 5.25 (4) (a) of the statutes is amended to read:

18           5.25 (4) (a) Each polling place and each satellite absentee voting station  
19 designated under s. 6.873 (1) shall be accessible to elderly and handicapped  
20 individuals.

21           **SECTION 4.** 5.25 (4) (c) of the statutes is amended to read:

22           5.25 (4) (c) The board may exempt a polling place or may exempt a satellite  
23 absentee voting station designated under s. 6.873 (1) from the requirement of par.  
24 (a) in accordance with guidelines prescribed by rule of the board.

25           **SECTION 5.** 5.35 (5) of the statutes is amended to read:

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1           5.35 (5) ACTIVITIES RESTRICTED. No polling place or satellite absentee voting  
2 station designated under s. 6.873 (1) may be situated so as to interfere with or  
3 distract election officials from carrying out their duties. The municipal clerk and  
4 election inspectors shall prevent interference with and distraction of electors at  
5 polling places, and the special voting deputies shall prevent interference with and  
6 distraction of electors at satellite absentee voting stations designated under s. 6.873  
7 (1).

8           **SECTION 6.** 5.35 (6) (a) (intro.) of the statutes is amended to read:

9           5.35 (6) (a) (intro.) At each polling place and at each satellite absentee voting  
10 station designated under s. 6.873 (1) in the state, the municipal clerk or board of  
11 election commissioners shall ~~post~~ ensure that all of the following materials are  
12 posted, positioned so that they may be readily observed by electors entering the  
13 polling place, approaching the satellite station, or waiting in line to vote:

14           **SECTION 7.** 5.35 (6) (a) 3. of the statutes is amended to read:

15           5.35 (6) (a) 3. Two sample ballots prepared under s. 5.66 (2), in the case of a  
16 polling place, and one sample ballot prepared under s. 5.66 (2), in the case of a  
17 satellite absentee voting station designated under s. 6.873 (1).

18           **SECTION 8.** 5.35 (6) (a) 4. of the statutes is created to read:

19           5.35 (6) (a) 4. A sign containing all information required under s. 7.08 (5).

20           **SECTION 9.** 6.28 (title) of the statutes is repealed and recreated to read:

21           **6.28 (title) Open registration.**

22           **SECTION 10.** 6.28 (1) of the statutes is amended to read:

23           6.28 (1) REGISTRATION LOCATIONS; DEADLINE. Except as authorized in ss. 6.285,  
24 6.29, and 6.55 (2), registration in person for any election shall close at 5 p.m. on the  
25 2nd Wednesday preceding the election. Registrations made by mail under s. 6.30 (4)

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1 must be delivered to the office of the municipal clerk or postmarked no later than the  
2 2nd Wednesday preceding the election. An application for registration in person or  
3 by mail may be accepted for placement on the registration list after the specified  
4 deadline, if the municipal clerk determines that the registration list can be revised  
5 to incorporate the registration in time for the election. All applications for  
6 registration corrections and additions may be made throughout the year at the office  
7 of the city board of election commissioners, at the office of the municipal clerk, at the  
8 office of any register of deeds or at other locations permitted under s. 6.285 or  
9 provided by the board of election commissioners or the common council in cities over  
10 500,000 population or by either or both the municipal clerk, or the common council,  
11 village or town board in all other municipalities and may also be made during the  
12 school year at any high school by qualified persons under sub. (2) (a). Other  
13 registration locations may include but are not limited to fire houses, police stations,  
14 public libraries, institutions of higher education, supermarkets, community centers,  
15 plants and factories, banks, savings and loan associations and savings banks.  
16 Special registration deputies shall be appointed for all locations. An elector who  
17 wishes to obtain a confidential listing under s. 6.47 (2) shall register at the office of  
18 the municipal clerk of the municipality where the elector resides.

19 **SECTION 11.** 6.285 of the statutes is created to read:

20 **6.285 Registration at satellite absentee voting stations. (1) SPECIAL**  
21 **REGISTRATION DEPUTY.** Every municipal clerk or board of election commissioners that  
22 designates a satellite absentee voting station under s. 6.873 (1) shall appoint at least  
23 one qualified elector as a special registration deputy for the satellite location if  
24 registration is required in the municipality. The special registration deputy shall be  
25 able to read and write the English language, be capable, and be of good

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1 understanding, and may not be a candidate for any office to be voted for at an election  
2 at which he or she serves. The municipal clerk or board of election commissioners  
3 shall instruct the special registration deputy in the deputy's duties and  
4 responsibilities. The municipal clerk or board of election commissioners may revoke  
5 the deputy's appointment at any time.

6 **(2) REGISTRATION PROCEDURE.** (a) *Generally.* Except as provided under par. (c),  
7 any qualified elector of a municipality where registration is required who is not  
8 registered or whose name does not appear on the registration list of the municipality  
9 may register in person at any satellite absentee voting station designated by the  
10 municipal clerk or board of election commissioners under s. 6.873 (1) at any time  
11 during which absentee ballots may be cast at the station. At the time of making a  
12 registration application under this subsection, an elector shall provide the special  
13 registration deputy with any authorization to cancel registration required under s.  
14 6.40 (1) (b).

15 (b) *During late registration.* 1. 'Proof of residence.' Any elector who makes a  
16 registration application under par. (a) after the close of registration under s. 6.28 (1)  
17 shall present acceptable proof of residence as provided in s. 6.55 (7). If the elector  
18 does not present this proof, the elector's registration information shall be  
19 corroborated in a separate statement by another elector of the municipality. The  
20 corroborating elector shall then provide acceptable proof of residence under s. 6.55  
21 (7). The statement shall be signed by the corroborating elector in the presence of the  
22 special registration deputy.

23 2. 'Voting procedure.' A qualified elector who completes a registration form  
24 under par. (a) and satisfies subd. 1. after the close of registration under s. 6.28 (1) may  
25 immediately vote by absentee ballot at the satellite absentee voting station under s.

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1 6.873. If the registering elector does not wish to immediately vote by absentee ballot,  
2 the special registration deputy shall issue a certificate addressed to the inspectors  
3 of the proper ward or election district directing that the elector be permitted to cast  
4 his or her vote, unless the municipal clerk or board of election commissioners  
5 determines that the registration list will be revised to incorporate the registration  
6 in time for the election. The certificate shall be numbered serially and prepared in  
7 duplicate. At the time that he or she appears at the correct polling place, the elector  
8 shall deliver any certificate issued under this subdivision to the inspectors. Any  
9 certificate shall be annexed to any absentee ballot voted by the elector, other than  
10 an absentee ballot voted at the satellite absentee voting station immediately after  
11 completing the registration, and shall be delivered to the office of the municipal clerk  
12 along with the absentee ballot. The inspectors shall record the names of electors who  
13 present certificates in person or for whom certificates are presented with absentee  
14 ballots on the list maintained under s. 6.56 (1). These names shall then be added to  
15 the registration list if the electors are qualified.

16 (c) *Confidential registration.* Any elector who wishes to obtain a confidential  
17 listing under s. 6.47 (2) shall register at the office of the municipal clerk of the  
18 municipality where the elector resides.

19 **(3) COMPLETED REGISTRATION FORMS, AUTHORIZATIONS, AND CERTIFICATES.** The  
20 special registration deputy shall promptly arrange the completed registration forms,  
21 authorizations to cancel registration, and certificates issued under sub. (2) (b) 2. in  
22 the manner specified by the municipal clerk or board of election commissioners. The  
23 special absentee voting deputy that has supervision under s. 6.873 (2) (d) over the  
24 satellite absentee voting station shall ensure that the registration forms,  
25 authorizations, and certificates are properly kept and shall promptly forward the

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1 forms, authorizations, and certificates to the municipal clerk or board of election  
2 commissioners in the manner specified by the municipal clerk or board of election  
3 commissioners. The municipal clerk or board of election commissioners shall file the  
4 registration forms as provided under s. 6.35, shall forward the authorizations as  
5 required under s. 6.40 (1) (b), and shall preserve the certificates in the same manner  
6 as certificates issued under s. 6.29 (2) (b). The municipal clerk or board of election  
7 commissioners may reject any incomplete or defective registration form or  
8 authorization received under this subsection and shall promptly notify each  
9 individual whose registration is rejected of the rejection and the reason for the  
10 rejection. A person whose registration is rejected under this subsection may reapply  
11 for registration if he or she is qualified.

12 **SECTION 12.** 6.29 (1) of the statutes is amended to read:

13 6.29 (1) No names may be added to a registration list for any election after the  
14 close of registration, except as authorized under this section or s. 6.28 (1), 6.285, or  
15 6.55 (2). Any person whose name is not on the registration list but who is otherwise  
16 a qualified elector is entitled to vote at the election upon compliance with this section.

17 **SECTION 13.** 6.32 (3) of the statutes is amended to read:

18 6.32 (3) If the form is submitted later than the close of registration, the clerk  
19 shall make a good faith effort to notify the elector that he or she may register at the  
20 clerk's office under s. 6.29 or, at the proper polling place or other location designated  
21 under s. 6.55 (2), or, if applicable, at a satellite absentee voting station designated  
22 under s. 6.873 (1).

23 **SECTION 14.** 6.33 (1) of the statutes is amended to read:

24 6.33 (1) The municipal clerk shall supply sufficient registration forms as  
25 prescribed by the board printed on loose-leaf sheets or cards to obtain from each

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1 applicant information as to name, date, residence location, citizenship, age, whether  
2 the applicant has resided within the ward or election district for at least 10 days,  
3 whether the applicant has lost his or her right to vote, and whether the applicant is  
4 currently registered to vote at any other location, and the forms shall provide a space  
5 for the applicant's signature. The forms shall also include a space for the  
6 identification serial number of any elector who is issued such a number under s. 6.47  
7 (3). The forms shall also include a notice advising each elector of the effect of s. 6.03  
8 (1) (b) and the fact that an elector who is disqualified from voting under that statute  
9 may not vote until his or her civil rights are restored. Each register of deeds shall  
10 obtain sufficient registration forms at the expense of the unit of government by which  
11 he or she is employed for completion by any elector who desires to register to vote.

12 **SECTION 15.** 6.33 (2) (b) of the statutes is amended to read:

13 6.33 (2) (b) The registration form shall be signed by the registering elector and  
14 any corroborating elector under s. 6.29 (2) (a) or 6.55 (2) before the clerk, issuing  
15 officer, or registration deputy. The form shall contain a certification by the  
16 registering elector that all statements are true and correct, and that the elector, to  
17 the best of his or her knowledge, is eligible to vote.

18 **SECTION 16.** 6.40 (1) (a) of the statutes is amended to read:

19 6.40 (1) (a) *Within municipality.* Any registered elector shall transfer  
20 registration after a change of residence within the municipality in which he or she  
21 is registered by appearing in person at the office of the municipal clerk or by mailing  
22 to the municipal clerk a signed request stating his or her present address, affirming  
23 that this will be the elector's residence for 10 days prior to the election, and providing  
24 the address where he or she was last registered. Alternatively, the elector may  
25 transfer his or her registration at a satellite absentee voting station designated

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1 under s. 6.873 (1) or at the proper polling place or other registration location under  
2 s. 6.02 (2) in accordance with s. 6.55 (2) (a). If an elector is voting at a former ward  
3 or election district, the change shall be effective for the next election.

4 **SECTION 17.** 6.40 (1) (c) of the statutes is amended to read:

5 6.40 (1) (c) *Name change.* Whenever an elector's name is legally changed,  
6 including a change by marriage or divorce, the elector shall transfer his or her  
7 registration to his or her legal name by appearing in person at the office of the  
8 municipal clerk or mailing to the municipal clerk a signed request for a transfer of  
9 registration to such name. Alternatively, a registered elector may make notification  
10 of a name change at a satellite absentee voting station designated under s. 6.873 (1)  
11 or at his or her polling place under s. 6.55 (2) (d).

12 **SECTION 18.** 6.55 (2) (d) of the statutes is amended to read:

13 6.55 (2) (d) A registered elector who has changed his or her name but resides  
14 at the same address, and has not notified the municipal clerk transferred his or her  
15 registration to his or her legal name under s. 6.40 (1) (c), shall notify the inspector  
16 of the change before voting. The inspector shall then notify the municipal clerk at  
17 the time which materials are returned under s. 6.56 (1). If an elector changes both  
18 a name and address, the elector shall complete a registration form at the polling  
19 place or other registration location under pars. (a) and (b).

20 **SECTION 19.** 6.56 (1) of the statutes is amended to read:

21 6.56 (1) The list containing the names of persons voting under ~~ss. 6.29 and s.~~  
22 6.55 (2) and or (3) or persons voting after presenting a certificate issued under s.  
23 6.285 (2) (b) 2. or 6.29 (2) (b) shall be returned together with all forms and certificates  
24 to the municipal clerk.

25 **SECTION 20.** 6.77 (1) of the statutes is amended to read:

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1           6.77 (1) An elector may vote only at the polling place for his or her residence  
2 designated by the governing body or board of election commissioners of the  
3 municipality where the elector resides, at a satellite absentee voting station  
4 designated under s. 6.873 (1) by the municipality where the elector resides, or at a  
5 nursing home, qualified retirement home, or qualified community-based residential  
6 facility where absentee voting is conducted under s. 6.875 (6) in the municipality  
7 where the elector resides.

8           **SECTION 21.** 6.78 (intro.) of the statutes is renumbered 6.78 (1m) and amended  
9 to read:

10           6.78 (1m) The polls at ~~any every~~ election shall be open: from 7 a.m. until 8 p.m.

11           **SECTION 22.** 6.78 (1) of the statutes is repealed.

12           **SECTION 23.** 6.78 (2) of the statutes is repealed.

13           **SECTION 24.** 6.78 (3) of the statutes is repealed.

14           **SECTION 25.** 6.79 (2) of the statutes is amended to read:

15           6.79 (2) MUNICIPALITIES WITH REGISTRATION. Except as provided in sub. (6) (b),  
16 where there is registration, each person, before receiving a voting number, shall state  
17 his or her full name and address. Upon the prepared registration list, after the name  
18 of each elector, the officials shall enter the serial number of the vote as it is polled,  
19 beginning with number one. Each elector shall receive a slip bearing the same serial  
20 number. A separate list shall be maintained for electors who are voting under s. 6.15,  
21 ~~6.29 or 6.55 (2) or (3),~~ electors who are voting after presenting a certificate issued  
22 under s. 6.285 (2) (b) 2. or 6.29 (2) (b), and electors who are reassigned from another  
23 polling place under s. 5.25 (5) (b). Each such elector shall have his or her full name,  
24 address, and serial number likewise entered and shall be given a slip bearing such  
25 number.

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1           **SECTION 26.** 6.86 (1) (a) 5. of the statutes is amended to read:

2           6.86 (1) (a) 5. By delivering an application to a special voting deputy under s.  
3           6.873 (4) or 6.875 (6).

4           **SECTION 27.** 6.86 (1) (ar) of the statutes is amended to read:

5           6.86 (1) (ar) Except as authorized in ~~s.~~ ss. 6.873 (3) (b) and 6.875 (6), the  
6           municipal clerk shall not issue an absentee ballot unless the clerk receives a written  
7           application therefor from a qualified elector of the municipality. The clerk shall  
8           retain each absentee ballot application until destruction is authorized under s. 7.23  
9           (1).

10          **SECTION 28.** 6.87 (3) (a) of the statutes is amended to read:

11          6.87 (3) (a) Except as authorized under par. (d) and as otherwise provided in  
12          ~~s.~~ ss. 6.873 and 6.875, the municipal clerk shall mail the absentee ballot postage  
13          prepaid for return to the elector's residence unless otherwise directed, or shall  
14          deliver it to the elector personally at the clerk's office.

15          **SECTION 29.** 6.873 of the statutes is created to read:

16          **6.873 Absentee voting at satellite absentee voting stations. (1)**  
17          DESIGNATION OF SATELLITE ABSENTEE VOTING STATIONS. The municipal clerk or board  
18          of election commissioners of any municipality may designate any location, other than  
19          the office of the municipal clerk or board of election commissioners and other than  
20          a nursing or retirement home or community-based residential facility under s.  
21          6.875, as a satellite absentee voting station where electors of the municipality may  
22          vote by absentee ballot. The municipal clerk or board of election commissioners may  
23          designate a station on private property only if the person who owns the property or  
24          otherwise has authority to consent to its use by the municipality consents to the  
25          designation and consents to the enforcement of s. 12.03 (2m) on property owned or

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1 controlled by the person. The municipal clerk or board of election commissioners  
2 may not designate a location as a satellite absentee voting station if there is a charge  
3 for the municipality to use the location.

4 **(2) APPOINTMENT OF SPECIAL VOTING DEPUTIES.** (a) *Appointment.* The municipal  
5 clerk or board of election commissioners shall appoint at least one qualified elector  
6 as a special voting deputy to receive absentee ballots at each station established  
7 under sub. (1). The appointment shall be made without regard to political party  
8 affiliation. The special voting deputy shall be able to read and write the English  
9 language, be capable, and be of good understanding, and may not be a candidate for  
10 any office to be voted for at an election for which he or she serves. The governing body  
11 of the municipality may require a special voting deputy to have a general knowledge  
12 of the election laws. The municipal clerk or board of election commissioners may  
13 administer examinations to determine whether an individual qualifies for  
14 appointment under this paragraph. The municipal clerk or board of election  
15 commissioners shall instruct the special voting deputy in the deputy's duties and  
16 responsibilities.

17 (b) *Oath.* Before performing his or her duties, each special voting deputy  
18 appointed under par. (a) shall file the oath required by s. 7.30 (5). In the oath, the  
19 individual shall swear that he or she is qualified to act as a deputy under this section,  
20 that he or she has read the statutes governing absentee voting, that he or she  
21 understands the proper absentee voting procedure, that he or she understands the  
22 penalties for noncompliance with the procedure under s. 12.13, that his or her sacred  
23 obligation will be to fully and fairly implement the absentee voting law and seek to  
24 have the intent of the electors ascertained. In addition, the oath shall state that the  
25 individual realizes that any error in conducting the voting procedure may result in

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1       invalidation of an elector’s vote under s. 7.51 (2) (e) and that the individual realizes  
2       that absentee voting is a privilege and not a constitutional right.

3           (c) *Term of office.* Except as otherwise provided in this paragraph, each special  
4       voting deputy appointed under par. (a) shall hold office for 2 years and until his or  
5       her successor is appointed and qualified. The municipal clerk or board of election  
6       commissioners may revoke a special voting deputy’s appointment at any time.

7           (d) *Authority and duties.* For the purpose of ensuring compliance with this  
8       section and s. 6.285, each special voting deputy appointed under par. (a) has  
9       supervision over the satellite absentee voting station to which he or she is dispatched  
10      under sub. (3) (a). The special voting deputy is subject to the supervision of the  
11      municipal clerk or board of election commissioners. The special voting deputy has  
12      full authority to maintain order and to enforce obedience to his or her lawful  
13      commands at any time during which absentee ballots may be cast at the station. The  
14      special voting deputy shall prevent any person from taking notice of how another  
15      person has voted, except when assistance is given under s. 6.87 (5). The special  
16      voting deputy shall enforce s. 5.35 (5) and prevent electioneering from taking place  
17      in violation of s. 12.03 (1m) or (2m). If any person refuses to obey the lawful  
18      commands of a special voting deputy, is disorderly in the presence or hearing of the  
19      special voting deputy, or interrupts or disturbs the proceedings, the special voting  
20      deputy may order any law enforcement officer to remove the person from the voting  
21      area or to take the person into custody.

22           **(3) OPERATION OF SATELLITE ABSENTEE VOTING STATIONS.** (a) *Operation.* The  
23      municipal clerk or board of election commissioners may dispatch a special voting  
24      deputy appointed under sub. (2) to a satellite absentee voting station designated  
25      under sub. (1) for the purpose of permitting qualified electors of the municipality to

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1 vote by absentee ballot at that station. No station may be open for purposes of this  
2 subsection or s. 6.285 at any time before the official absentee ballots for the  
3 applicable election are prepared under s. 7.15 (1) (cm) or at any time after 5 p.m. on  
4 the day before the election.

5 (b) *Supplies for satellite absentee voting stations.* The municipal clerk or board  
6 of election commissioners shall issue a supply of absentee ballots to the special voting  
7 deputy that is sufficient to provide for the number of valid applications that the clerk  
8 or board of election commissioners reasonably expects will be made at the satellite  
9 absentee voting station. The municipal clerk or board of election commissioners  
10 shall keep a careful record of all ballots issued to the deputy and shall require the  
11 deputy to return every ballot that he or she is issued.

12 (4) ABSENTEE VOTING PROCEDURE. (a) *Registration.* Where registration is  
13 required, a qualified elector may register under s. 6.285 (2) at the satellite absentee  
14 voting station.

15 (b) *Voting.* The special voting deputy shall personally offer any qualified elector  
16 of the municipality, served by the deputy, who makes a proper application with the  
17 deputy the opportunity to cast his or her absentee ballot. The deputy shall write on  
18 the official ballot, in the space for the official endorsement, his or her initials and  
19 official title. The elector and a witness shall then make and subscribe to the  
20 certification on the certificate envelope and the elector shall vote the ballot in the  
21 manor prescribed in s. 6.87 (4). The elector may receive assistance in marking or  
22 punching the ballot as approved in s. 6.87 (5). Notwithstanding s. 6.87 (4), the elector  
23 shall then seal the ballot inside the certificate envelope and give the sealed certificate  
24 envelope containing the ballot to the deputy. The deputy shall promptly forward the  
25 sealed certificate envelope containing each ballot to the municipal clerk or board of

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1 election commissioners in the manner specified by the municipal clerk or board of  
2 election commissioners.

3 **SECTION 30.** 6.88 (3) (a) of the statutes is amended to read:

4 6.88 (3) (a) Any time between the opening and closing of the polls on election  
5 day, the inspectors shall open the carrier envelope only, and announce the name of  
6 the absent elector or the identification serial number of the absent elector if the  
7 elector has a confidential listing under s. 6.47 (2). When the inspectors find that the  
8 certification has been properly executed, the applicant is a qualified elector of the  
9 ward or election district, and the applicant has not voted in the election, they shall  
10 enter an indication on the poll or registration list next to the applicant's name  
11 indicating an absentee ballot is cast by the elector. They shall then open the envelope  
12 containing the ballot in a manner so as not to deface or destroy the certification  
13 thereon. The inspectors shall take out the ballot without unfolding it or permitting  
14 it to be unfolded or examined. Unless the ballot is cast under s. 6.95, the inspectors  
15 shall verify that the ballot has been endorsed by the issuing clerk or special voting  
16 deputy. The inspectors shall deposit the ballot into the proper ballot box and enter  
17 the absent elector's name or voting number after his or her name on the poll or  
18 registration list the same as if the elector had been present and voted in person.

19 **SECTION 31.** 7.03 (1) (d) of the statutes is amended to read:

20 7.03 (1) (d) Special registration deputies appointed under s. 6.285 (1) or 6.55  
21 (6), special voting deputies appointed under s. 6.873 (2) or 6.875 (4), and officials and  
22 trainees who attend training sessions under s. 7.15 (1) (e) or 7.25 (5) may be  
23 compensated at the option of the municipality.

24 **SECTION 32.** 7.08 (5) of the statutes is created to read:

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1           7.08 (5) NOTICE OF VOTER ELIGIBILITY REQUIREMENTS. Prescribe by rule the form  
2 and content of a sign, to be posted under s. 5.35 (6) (a) 4. at each polling place, for the  
3 purpose of notifying electors of the voter eligibility requirements under the laws of  
4 this state, including voter eligibility requirements applicable to individuals who  
5 have been convicted of felonies and applicable to immigrants.

6           **SECTION 33.** 7.15 (1) (e) of the statutes is amended to read:

7           7.15 (1) (e) Instruct election officials in their duties, calling them together  
8 whenever advisable,; advise them of the voter eligibility requirements under the  
9 laws of this state, including voter eligibility requirements applicable to individuals  
10 who have been convicted of felonies and applicable to immigrants, and of changes in  
11 laws, rules, and procedures affecting the performance of their duties,; and  
12 administer examinations as authorized under s. 7.30 (2) (c). The clerk shall assure  
13 that officials who serve at polling places where an electronic voting system is used  
14 are familiar with the system and competent to instruct electors in its proper use. The  
15 clerk shall inspect systematically and thoroughly the conduct of elections in the  
16 municipality so that elections are honestly, efficiently, and uniformly conducted.

17           **SECTION 34.** 7.30 (2) (a) of the statutes is amended to read:

18           7.30 (2) (a) Only election officials appointed under this section or s. 6.285 or  
19 6.873 may conduct an election. Except as authorized in s. 7.15 (1) (k), each inspector  
20 shall be a qualified elector in the ward for which the polling place is established.  
21 Special registration deputies appointed under s. 6.55 (6) and election officials  
22 appointed under this section serving more than one ward or when necessary to fill  
23 a vacancy under par. (b) need not be a resident of that ward, but shall be a resident  
24 of the municipality. Special registration deputies appointed under s. 6.55 (6) may be  
25 appointed to serve more than one polling place. All officials appointed under this

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1 section shall be able to read and write the English language, be capable, be of good  
2 understanding, and may not be a candidate for any office to be voted for at an election  
3 at which they serve. In 1st class cities, they may hold no public office other than  
4 notary public. Except as authorized under sub. (4) (c), all inspectors shall be  
5 affiliated with one of the 2 recognized political parties which received the largest  
6 number of votes for president, or governor in nonpresidential general election years,  
7 in the ward or combination of wards served by the polling place at the last election.  
8 The party which received the largest number of votes is entitled to one more inspector  
9 than the party receiving the next largest number of votes at each polling place. The  
10 same election officials appointed under this section may serve the electors of more  
11 than one ward where wards are combined under s. 5.15 (6) (b). If a municipality is  
12 not divided into wards, the ward requirements in this paragraph apply to the  
13 municipality at large.

14 **SECTION 35.** 7.30 (2) (b) of the statutes is amended to read:

15 7.30 (2) (b) When a vacancy occurs in an office under this section, the vacancy  
16 shall be filled by appointment of the municipal clerk. The vacancy shall be filled from  
17 the remaining names on the lists submitted under sub. (4) or from additional names  
18 submitted by the chairperson of the county party committee of the appropriate party  
19 under sub. (4) whenever names are submitted under sub. (4) (d). If the vacancy is  
20 due to candidacy, sickness or any other temporary cause, the appointment shall be  
21 a temporary appointment and effective only for the election at which the temporary  
22 vacancy occurs. The same qualifications shall be required of persons who fill  
23 vacancies. Vacancies may be filled in cases of emergency or because of time  
24 limitations by a person from another aldermanic district or ward within the  
25 municipality.

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1           **SECTION 36.** 7.30 (6) (c) of the statutes is amended to read:

2           7.30 **(6)** (c) If any election official appointed under this section lacks the  
3 qualifications set forth in this section, fails to attend training sessions required  
4 under s. 7.15 (1) (e) unless excused therefrom, is guilty of neglecting his or her official  
5 duties or commits official misconduct, the municipal clerk or board of election  
6 commissioners shall summarily remove the official from office and the vacancy shall  
7 be filled under sub. (2) (b).

8           **SECTION 37.** 7.33 (3) of the statutes is amended to read:

9           7.33 **(3)** Every employer shall grant to each employee who is appointed to serve  
10 as an election official under s. 7.30 a leave of absence for the entire 24-hour period  
11 of each election day in which the official serves in his or her official capacity. An  
12 employee who serves as an election official shall provide his or her employer with at  
13 least 7 days' notice of application for a leave. The municipal clerk shall verify  
14 appointments upon request of any employer.

15           **SECTION 38.** 7.33 (4) of the statutes is amended to read:

16           7.33 **(4)** ~~Each~~ Except as otherwise provided in this subsection, each local  
17 governmental unit, as defined in s. 16.97 (7), may, and each state agency shall, upon  
18 proper application under sub. (3), permit each of its employees to serve as an election  
19 official without loss of fringe benefits or seniority privileges earned for scheduled  
20 working hours during the period specified in sub. (3), ~~and~~ without loss of pay for  
21 scheduled working hours during the period specified in sub. (3) except as provided  
22 in sub. (5), and ~~shall not impose~~ without any other penalty ~~upon an employee who~~  
23 ~~serves as an election official.~~ For employees who are included in a collective  
24 bargaining unit for which a representative is recognized or certified under subch. V

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1 of ch. 111, this subsection shall apply unless otherwise provided in a collective  
2 bargaining agreement.

3 **SECTION 39.** 7.33 (5) of the statutes is renumbered 7.33 (5) (a).

4 **SECTION 40.** 7.33 (5) (b) of the statutes is created to read:

5 7.33 (5) (b) Except as otherwise provided in this paragraph, any employee of  
6 a local governmental unit, as defined in s. 16.97 (7), who obtains a paid leave of  
7 absence under sub. (4) in order to serve as an election official under s. 7.30, shall  
8 certify in writing to the head of the local governmental unit by which he or she is  
9 employed the amount of compensation that the employee receives for the service.  
10 Except as otherwise provided in this paragraph, upon receipt of the certification, the  
11 head of the local governmental unit shall deduct that amount from the employee's  
12 pay earned for scheduled working hours during the period specified in sub. (2) when  
13 the employee is on a paid leave of absence. If the local governmental unit is also the  
14 employer for purposes of the employee's service as an election official, the local  
15 governmental unit may require the employee, before the service begins, to assign his  
16 or her interest in any compensation earned for the service to the local governmental  
17 unit. If the employee makes this assignment, he or she need not make the  
18 certification required under this paragraph and the employer may not make the  
19 deduction required under this paragraph.

20 **SECTION 41.** 7.37 (2) of the statutes is amended to read:

21 7.37 (2) PRESERVE ORDER. The inspectors shall possess full authority to  
22 maintain order and to enforce obedience to their lawful commands during the  
23 election and the canvass of the votes. They shall permit only one person in a voting  
24 booth at a time and shall prevent any person from taking notice of how another  
25 person has voted, except when assistance is given under s. 6.82. They shall enforce

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1 s. 5.35 (5) and prevent electioneering from taking place in violation of s. 12.03 (1) or  
2 (2). If any person refuses to obey the lawful commands of an inspector, or is disorderly  
3 in the presence or hearing of the inspectors, interrupts or disturbs the proceedings,  
4 they may order any law enforcement officer to remove the person from the voting  
5 area or to take the person into custody.

6 **SECTION 42.** 7.41 (1) of the statutes is amended to read:

7 7.41 (1) Any member of the public may be present at any polling place or at any  
8 satellite absentee voting station designated under s. 6.873 (1) for the purpose of  
9 observation of an election, except a candidate at that election. The chief inspector  
10 at the polling place or a special voting deputy at the station may reasonably limit the  
11 number of persons representing the same organization who are permitted to observe  
12 an election at the same time.

13 **SECTION 43.** 7.41 (2) of the statutes is amended to read:

14 7.41 (2) The chief inspector at a polling place or a special voting deputy at a  
15 satellite absentee voting station may restrict the location of any individual  
16 exercising the right under sub. (1) to certain areas within ~~a~~ the polling place or  
17 station. The chief inspector or special voting deputy shall clearly designate such an  
18 area as an observation area. Designated observation areas shall be so positioned to  
19 permit any authorized individual to readily observe all public aspects of the voting  
20 process.

21 **SECTION 44.** 7.41 (3) (intro.) of the statutes is amended to read:

22 7.41 (3) (intro.) The chief inspector or special voting deputy may order the  
23 removal of any individual exercising the right under sub. (1) if that individual  
24 commits an overt act which:

25 **SECTION 45.** 7.41 (3) (a) of the statutes is amended to read:

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1           7.41 (3) (a) Disrupts the operation of the polling place or satellite absentee  
2 voting station; or

3           **SECTION 46.** 7.41 (3) (b) of the statutes is amended to read:

4           7.41 (3) (b) Violates s. 12.03 (2) or (2m).

5           **SECTION 47.** 12.03 (title) of the statutes is amended to read:

6           **12.03** (title) **Election-day Restricted campaigning restricted.**

7           **SECTION 48.** 12.03 (1) of the statutes is amended to read:

8           12.03 (1) No election official may engage in electioneering on election day. This  
9 subsection dose not apply to an election official who is appointed under s. 6.285 or  
10 6.873 and is not serving as an election official on election day.

11           **SECTION 49.** 12.03 (1m) of the statutes is created to read:

12           12.03 (1m) No election official appointed under s. 6.285 or 6.873 may engage  
13 in electioneering at a satellite absentee voting station designated under s. 6.873 (1)  
14 on any day during which absentee ballots may be cast at the station.

15           **SECTION 50.** 12.03 (2m) of the statutes is created to read:

16           12.03 (2m) (a) No person may engage in electioneering within any building, or  
17 at the doors to any building, in which a satellite absentee voting station is designated  
18 under s. 6.873 (1) on any day during which absentee ballots may be cast at the  
19 station. This paragraph applies to electioneering on private property only if the  
20 property is owned or controlled by the person who consented under s. 6.873 (1) to the  
21 designation of the station.

22           (b) Except as otherwise provided in this subsection, no person may engage in  
23 electioneering within 100 feet of a satellite absentee voting station that is designated  
24 under s. 6.873 (1) and that is not located within a building on any day during which  
25 absentee ballots may be cast at the station. This paragraph applies to electioneering

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1 on private property only if the property is owned or controlled by the person who  
2 consented under s. 6.873 (1) to the designation of the station. This paragraph does  
3 not apply to the placement of any material on the bumper of a motor vehicle.

4 **SECTION 51.** 12.07 (2) of the statutes is amended to read:

5 12.07 (2) No employer may refuse to allow an employee to serve as an election  
6 official under s. 7.30 or make any threats or offer any inducements of any kind to the  
7 employee for the purpose of preventing the employee from so serving.

8 **SECTION 52.** 12.13 (3) (x) of the statutes is amended to read:

9 12.13 (3) (x) Refuse to obey a lawful order of an inspector or special voting  
10 deputy made for the purpose of enforcing the election laws; engage in disorderly  
11 behavior at or near a polling place or at or near a satellite absentee voting station  
12 designated under s. 6.873 (1); or interrupt or disturb the voting or canvassing  
13 proceedings.

14 **SECTION 53.** 17.29 of the statutes is amended to read:

15 **17.29 Effect of chapter.** The provisions of this chapter supersede all contrary  
16 provisions in either the general law or in special acts, except ~~ch. 7 ss. 6.26 (2) (b), 6.28~~  
17 ~~(2) (b), 6.285, 6.873, 6.875, and 7.30~~ relating to appointed election officers ~~appointed~~  
18 ~~for the election wards or polling places in the state~~ officials and ch. 21 relating to the  
19 military staff of the governor and to officers of the Wisconsin national guard; and  
20 shall govern all offices whether created by general law or special act, unless  
21 otherwise specially provided.

22 **SECTION 54.** 19.32 (1c) of the statutes is amended to read:

23 19.32 (1c) “Incarcerated person” means a person who is incarcerated in a penal  
24 facility or who is placed on probation and given confinement under s. 973.09 (4) (a)

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1 as a condition of placement, during the period of confinement for which the person  
2 has been sentenced.

3 **SECTION 55.** 20.921 (2) (b) of the statutes is amended to read:

4 20.921 (2) (b) The head of each state agency or the chief executive officer of the  
5 University of Wisconsin Hospitals and Clinics Authority shall deduct from the salary  
6 of any employee the amount certified under s. 7.33 (5) (a) which is received by the  
7 employee for service as an election official while the employee is on a paid leave of  
8 absence under s. 7.33 (3).

9 **SECTION 56.** 67.05 (3) (f) of the statutes is amended to read:

10 67.05 (3) (f) If a special purpose district calls a referendum to be held in  
11 conjunction with a state, county, municipal, or judicial election, the polling places for  
12 the state, county, municipal, or judicial election shall be the polling places for the  
13 special purpose district referendum and the municipal election hours shall apply. If  
14 no state, county, municipal, or judicial election is held on the day of the special  
15 purpose district referendum, the governing body of the special purpose district may  
16 ~~set the election hours and~~ select the polling places to be used, except as otherwise  
17 provided in s. 120.06 (9) (b) in the case of a school district. If a polling place located  
18 in the special purpose district that was utilized at the most recent spring or general  
19 election is not utilized by the special purpose district, the governing body of the  
20 special purpose district shall post a notice on the door of the polling place indicating  
21 all polling places open for voting. ~~Election hours set by the governing body of the~~  
22 ~~special purpose district for each polling place shall be the same as those provided by~~  
23 ~~the governing body of the municipality in which the polling place is located, except~~  
24 ~~that if the opening hour is later than 7 a.m., the governing body of the special purpose~~  
25 ~~district may extend the opening hour to not earlier than 7 a.m.~~ The municipal clerk

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1 of each municipality in which a polling place is located shall provide the necessary  
2 equipment to operate the polling place.

3 **SECTION 57.** 111.93 (3) of the statutes is amended to read:

4 111.93 (3) Except as provided in ss. 7.33 (4), 40.05, 40.80 (3), 111.91 (1) (cm),  
5 230.35 (2d), 230.35 (3) (e) 6., and 230.88 (2) (b), if a collective bargaining agreement  
6 exists between the employer and a labor organization representing employees in a  
7 collective bargaining unit, the provisions of that agreement shall supersede the  
8 provisions of civil service and other applicable statutes, as well as rules and policies  
9 of the board of regents of the University of Wisconsin System, related to wages, fringe  
10 benefits, hours, and conditions of employment whether or not the matters contained  
11 in those statutes, rules, and policies are set forth in the collective bargaining  
12 agreement.

13 **SECTION 58.** 120.06 (9) (a) of the statutes is amended to read:

14 120.06 (9) (a) The primary and spring elections for school board members shall  
15 be conducted by the election officials for state and municipal elections. In a school  
16 board election held in conjunction with a state, county, municipal, or judicial election,  
17 the polling places for the state, county, municipal, or judicial election shall be the  
18 polling places for the school board election and the municipal election hours shall  
19 apply. If no state, county, municipal, or judicial election is held on the day of the  
20 school board election, the school board may ~~set the election hours and~~ select the  
21 polling places to be used. The election costs shall be charged as provided in ss. 5.68  
22 and 7.03. ~~Election hours set by the school board shall be the same as those provided~~  
23 ~~by the municipal governing body in which the polling place is located, except that if~~  
24 ~~the opening hour is later than 7 a.m., the school board may extend the opening hour~~  
25 ~~to not earlier than 7 a.m.~~

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1           **SECTION 59.** 302.117 of the statutes is created to read:

2           **302.117 Notice regarding ineligibility to vote.** When an inmate who is  
3 disqualified from voting under s. 6.03 (1) (b) is released to parole or extended  
4 supervision, the department shall inform the person that he or she may not vote in  
5 any election until his or her civil rights are restored.

6           **SECTION 60.** 303.09 (1) of the statutes is amended to read:

7           **303.09 (1)** The county board of any county may establish, relocate and  
8 maintain an unlocked facility for use exclusively by persons granted leave privileges  
9 under s. 303.08 (1) and persons confined under s. 973.09 (4) (a) or 973.11 (1) (b). The  
10 facility need not be located at the county seat.

11           **SECTION 61.** 303.09 (2) of the statutes is amended to read:

12           **303.09 (2)** The county boards of 2 or more counties may jointly establish,  
13 relocate and maintain a facility described in sub. (1). The operation and expenses  
14 of the facility shall be governed by an agreement between those counties. In a jointly  
15 established facility, authority under ss. 303.08 (2m), 973.09 (4) (a) and 973.11 (1) (b)  
16 may be exercised by a sheriff of any of the counties which jointly establish the facility.  
17 The agreement shall specify who has authority to act under ss. 303.08 (2m), 973.09  
18 and 973.11 (1) (b).

19           **SECTION 62.** 946.42 (1) (a) of the statutes is amended to read:

20           **946.42 (1) (a)** “Custody” includes without limitation actual custody of an  
21 institution, including a secured correctional facility, as defined in s. 938.02 (15m), a  
22 secured child caring institution, as defined in s. 938.02 (15g), a secured group home,  
23 as defined in s. 938.02 (15p), a secure detention facility, as defined in s. 938.02 (16),  
24 a Type 2 child caring institution, as defined in s. 938.02 (19r), or a juvenile portion  
25 of a county jail, or of a peace officer or institution guard and constructive custody of

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1 prisoners and juveniles subject to an order under s. 48.366, 938.183, 938.34 (4d), (4h)  
2 or (4m) or 938.357 (4) or (5) (e) temporarily outside the institution whether for the  
3 purpose of work, school, medical care, a leave granted under s. 303.068, a temporary  
4 leave or furlough granted to a juvenile or otherwise. Under s. 303.08 (6) it means,  
5 without limitation, that of the sheriff of the county to which the prisoner was  
6 transferred after conviction. It does not include the custody of a probationer, parolee  
7 or person on extended supervision by the department of corrections or a probation,  
8 extended supervision or parole officer or the custody of a person who has been  
9 released to aftercare supervision under ch. 938 unless the person is in actual custody  
10 or is subject to a confinement order under s. 973.09 (4) (a).

11 **SECTION 63.** 946.425 (1r) (a) of the statutes is amended to read:

12 946.425 **(1r)** (a) Any person who is subject to a confinement order under s.  
13 973.09 (4) (a) as the result of a conviction for a misdemeanor and who intentionally  
14 fails to report to the county jail or house of correction as required under the order is  
15 guilty of a Class A misdemeanor.

16 **SECTION 64.** 946.425 (1r) (b) of the statutes is amended to read:

17 946.425 **(1r)** (b) Any person who is subject to a confinement order under s.  
18 973.09 (4) (a) as the result of a conviction for a felony and who intentionally fails to  
19 report to the county jail or house of correction as required under the order is guilty  
20 of a Class D felony.

21 **SECTION 65.** 946.425 (2) of the statutes is amended to read:

22 946.425 **(2)** A court shall impose a sentence under this section consecutive to  
23 any sentence previously imposed or that may be imposed for any crime or offense for  
24 which the person was sentenced under s. 973.03 (5) (b) or 973.15 (8) (a), consecutive  
25 to any sentence that may apply to the person under s. 973.10 (2) or consecutive to any

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1 confinement order under s. 973.09 (4) (a) previously issued by a court regarding the  
2 person.

3 **SECTION 66.** 968.255 (7) (d) of the statutes is amended to read:

4 968.255 (7) (d) Is confined as a condition of probation under s. 973.09 (4) (a).

5 **SECTION 67.** 973.033 of the statutes is renumbered 973.176 (1), and 973.176 (1)  
6 (title), as renumbered, is amended to read:

7 973.176 (1) (title) ~~SENTENCING; RESTRICTION ON FIREARM~~ FIREARM POSSESSION.

8 **SECTION 68.** 973.034 of the statutes is renumbered 973.176 (3), and 973.176 (3)  
9 (title), as renumbered, is amended to read:

10 973.176 (3) (title) ~~SENTENCING; RESTRICTION ON CHILD~~ CHILD SEX OFFENDER  
11 WORKING WITH CHILDREN.

12 **SECTION 69.** 973.09 (1) (d) (intro.) of the statutes is amended to read:

13 973.09 (1) (d) (intro.) If a person is convicted of an offense that provides a  
14 mandatory or presumptive minimum period of one year or less of imprisonment, a  
15 court may place the person on probation under par. (a) if the court requires, as a  
16 condition of probation, that the person be confined under sub. (4) (a) for at least that  
17 mandatory or presumptive minimum period. The person is eligible to earn good time  
18 credit calculated under s. 302.43 regarding the period of confinement. This  
19 paragraph does not apply if the conviction is for any of the following:

20 **SECTION 70.** 973.09 (4) of the statutes is renumbered 973.09 (4) (a).

21 **SECTION 71.** 973.09 (4) (b) of the statutes is created to read:

22 973.09 (4) (b) If a person who is disqualified from voting under s. 6.03 (1) (b)  
23 is confined under par. (a) and remains on probation after completing the period of  
24 confinement, the department shall inform the person upon the completion of the

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1 period of confinement that he or she may not vote in any election until his or her civil  
2 rights are restored.

3 **SECTION 72.** 973.09 (7m) (a) of the statutes is amended to read:

4 973.09 (7m) (a) Except as provided in s. 943.017 (3), the court may require as  
5 a condition of probation that the probationer perform community service work for a  
6 public agency or a nonprofit charitable organization. The number of hours of work  
7 required may not exceed what would be reasonable considering the seriousness of the  
8 offense and any other offense which is read into the record at the time of conviction.  
9 An order may only apply if agreed to by the probationer and the organization or  
10 agency. The court shall ensure that the probationer is provided a written statement  
11 of the terms of the community service order and that the community service order  
12 is monitored. If the court requires the conditions provided in this subsection and sub.  
13 (4) (a), the probationer reduces the period of confinement under sub. (4) (a) at a rate  
14 of one day for each 3 days of work performed. A day of work equals 8 hours of work  
15 performed.

16 **SECTION 73.** 973.11 (1) (b) of the statutes is amended to read:

17 973.11 (1) (b) Any requirement that the court may impose under s. 973.09 (1g),  
18 (1x), (4) (a), and (7m).

19 **SECTION 74.** 973.176 (title) and (2) of the statutes are created to read:

20 **973.176 (title) Notice of restrictions. (2) VOTING.** Whenever a court imposes  
21 a sentence or places a defendant on probation for a conviction that disqualifies the  
22 defendant from voting under s. 6.03 (1) (b), the court shall inform the defendant that  
23 he or she may not vote in any election until his or her civil rights are restored.

24 **SECTION 75.** 977.05 (6) (g) 2. of the statutes is amended to read:

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1           977.05 **(6)** (g) 2. The state or the court seeks to modify the conditions of  
2 probation to include a period of confinement under s. 973.09 (4) (a).

**SECTION 76. Nonstatutory provisions.**

3           **(1) UNIVERSAL, CENTRALIZED VOTER REGISTRATION; RECOMMENDATIONS.** The  
4 elections board shall study the costs, benefits, and feasibility of and prepare  
5 recommendations with regard to requiring voter registration in every municipality  
6 in this state. If the board recommends that registration be required in all  
7 municipalities, the board shall study the costs, benefits, and feasibility of and  
8 prepare recommendations with regard to creating and maintaining a statewide voter  
9 registration list. This study shall address at least each of the following issues:  
10

11           (a) How the list should be created and maintained.

12           (b) The fiscal impact upon the state and local governments of maintaining the  
13 list.

14           (c) How accuracy of the list should be ensured.

15           (d) Whether, to use the list, an electronic connection would need to be  
16 established between each polling place in the state and the board and how such a  
17 connection would be established and maintained.

18           (e) How registrations on election day would be integrated into the list.

19           (f) How procedures for corroboration of the identities of electors would be  
20 affected by maintenance of the list.

21           (g) How absentee balloting would be affected by the creation of the list.

22           (h) The impact of maintenance of the list upon transient populations, such as  
23 college students.

24           (i) How the list could be accurately purged of the names of convicted felons who  
25 are ineligible to vote while ensuring that no eligible electors are disenfranchised.

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1           (j) How the list should be purged of the names of ineligible or inactive electors  
2 while ensuring that no eligible electors are disenfranchised.

3           (k) Whether the list should be publicly maintained or a private entity should  
4 be retained to maintain the list.

5           (L) If a private entity were retained to maintain the list, the standards to which  
6 the entity should be held to account.

7           (m) Whether and how provisional voting of challenged electors could be  
8 facilitated if the list were maintained.

9           (2) UNIVERSAL, CENTRALIZED VOTER REGISTRATION; REPORT. No later than the first  
10 day of the 10th month beginning after the effective date of this subsection, the  
11 elections board shall submit the results of the studies and all recommendations  
12 prepared under subsection (1) to the chief clerk of each house of the legislature for  
13 distribution to the appropriate standing committees of the legislature in the manner  
14 provided under section 13.172 (3) of the statutes.

15           (3) SPECIAL LEGISLATIVE COMMITTEE FOR THE STUDY OF MULTILINGUAL VOTING  
16 NEEDS.

17           (a) *Committee duties and powers.* There is created a special legislative  
18 committee to be called the committee for the study of multilingual voting needs. The  
19 purpose of the committee is to study the need for providing ballots in languages other  
20 than English and for hiring bilingual or multilingual inspectors for elections held in  
21 this state. The committee shall study whether federal law requires the use of ballots  
22 printed in languages other than English or the use of bilingual or multilingual  
23 inspectors in this state and, if so, the extent to which the federal law is being followed.  
24 The committee shall study whether and the extent to which electors who are  
25 members of a particular language minority in this state and who have no ability, or

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1 limited abilities, to understand English are unable to vote if ballots printed only in  
2 English are used and if inspectors who are literate only in English are used. The  
3 committee shall prepare recommendations with regard to maximizing voting in this  
4 state by electors who are members of language minorities and who have no ability,  
5 or limited abilities, to understand English. The committee may call upon any state  
6 agency or officer, city or city officer, village or village officer, or town or town officer  
7 for the facilities and data of the agency, city, village, town, or officer, and those  
8 agencies, cities, villages, towns, and officers that are called upon shall cooperate with  
9 the committee to the fullest extent possible.

10 (b) *Committee membership and staff.* The committee created under paragraph  
11 (a) shall consist of 13 members. The members shall be the senate majority leader or  
12 his or her designee; the senate minority leader or his or her designee; the assembly  
13 majority leader or his or her designee; the assembly minority leader or his or her  
14 designee; the executive director of the state elections board or his or her designee; the  
15 attorney general or his or her designee; one municipal clerk or executive director of  
16 a board of election commissioners of a city in this state with a population of at least  
17 50,000; one municipal clerk of a city, village, or town in this state with a population  
18 of at least 5,000 but less than 50,000; one municipal clerk of a city, village, or town  
19 with a population of less than 5,000; one municipal clerk of any other city, village,  
20 or town in this state; and three members representing the public. Two of the  
21 members who are municipal clerks or executive directors of boards of election  
22 commissioners shall hold office in a city, village, or town with a significant number  
23 of residents who are members of a language minority and who have no ability, or  
24 limited abilities, to understand English. The members who are municipal clerks or  
25 executive directors of boards of election commissioners and the members

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1 representing the public shall be appointed jointly by the cochairpersons of the  
2 committee. The cochairpersons of the committee shall be the senate majority leader  
3 or his or her designee and the assembly majority leader or his or her designee. The  
4 staff of the joint legislative council shall administer the affairs of the committee.

5 (c) *Committee report and termination.* By the first day of the 10th month  
6 beginning after the effective date of this paragraph, the committee shall report its  
7 findings and recommendations to the chief clerk of each house of the legislature for  
8 distribution to the appropriate standing committees of the legislature in the same  
9 manner as in provided under section 13.172 (3) of the statutes. The committee  
10 terminates on the date it submits its findings and recommendations.

**SECTION 77. Initial applicability.**

11 (1) LEAVES OF ABSENCE FOR SERVICE AS AN ELECTION OFFICIAL. The treatment of  
12 sections 7.33 (4) and (5) (b) and 111.93 (3) of the statutes first applies to employees  
13 who are affected by a collective bargaining agreement containing provisions  
14 inconsistent with this treatment on the day on which the collective bargaining  
15 agreement expires or is extended, modified, or renewed, whichever first occurs.  
16

17 (2) NOTIFICATION REGARDING INELIGIBILITY TO VOTE DURING PAROLE OR EXTENDED  
18 SUPERVISION. The treatment of section 302.117 of the statutes first applies to persons  
19 whom the department of corrections releases to parole or extended supervision on  
20 the effective date of this subsection.

21 (3) NOTIFICATION REGARDING INELIGIBILITY TO VOTE DURING PROBATION. The  
22 treatment of section 973.09 (4) (b) of the statutes first applies to persons whom the  
23 court orders confined as a condition of probation on the effective date of this  
24 subsection.

