



2013 SENATE BILL 263

August 21, 2013 – Introduced by Senators LAZICH, LEIBHAM, VUKMIR, GROTHMAN and DARLING, cosponsored by Representatives BERNIER, T. LARSON, SANFELIPPO, TITTL, MURPHY and PRIDEMORE. Referred to Elections and Urban Affairs.

- 1 **AN ACT to amend** 9.01 (1) (b) (intro.) and 9.01 (1) (b) 1. of the statutes; **relating**
2 **to:** challenging an elector's registration during recount proceedings.

Analysis by the Legislative Reference Bureau

Currently, any person may object to the validity of an elector's registration by filing an objection with the municipal clerk or board of election commissioners before election day or with the inspectors at a polling place on election day. If a challenge is made to an elector's registration on election day, the elector's ballot is marked for review of the challenge during any recount that may be held. Currently, during the recount of an election, the board of canvassers conducting the recount compares the number of voted ballots to the number of voting electors as indicated on the poll lists or supplemental lists. If, after certain other defective ballots are set aside, the number of voted ballots still exceeds the number of voting electors, the board draws down, at random, a number of voted ballots equal to the excess number before recounting the voted ballots and these ballots are not counted during the recount.

This bill provides that, in determining the number of voting electors, the board of canvassers must hear and decide any objection to the validity of the registration of an elector who registered on election day. Under the bill, if the board of canvassers determines that the registration of an elector who registered on election day is invalid, the board reduces the number of voting electors by one in performing the drawdown of voted ballots, whenever a drawdown is required.

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

