



State of Wisconsin  
2019 - 2020 LEGISLATURE

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**SENATE AMENDMENT 1,  
TO SENATE BILL 795**

February 17, 2020 - Offered by Senator BERNIER.

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

2 **1.** Page 1, line 5: delete the material beginning with “election,” and ending  
3 with “violations” on line 6 and substitute “election”.

4 **2.** Page 2, line 2: delete the material beginning with that line and ending with  
5 page 3, line 5, and substitute:

6 “5.05 **(2m)** (a) The commission shall investigate violations of laws  
7 administered by the commission and may prosecute alleged civil violations of those  
8 laws, directly or through its agents under this subsection, pursuant to all statutes  
9 granting or assigning that authority or responsibility to the commission.  
10 Prosecution of alleged criminal violations investigated by the commission may be  
11 brought only as provided in par. (c) 11., 14., 15., and 16. and s. 978.05 (1). For  
12 purposes of this subsection, except as provided under par. (fg), the commission may  
13 only initiate an investigation of an alleged violation of chs. 5 to 10 and 12, other than

1 an offense described under par. (c) 12., based on a sworn complaint filed with the  
2 commission, as provided under par. (c). Neither the commission nor any member or  
3 employee of the commission, including the commission administrator, may file a  
4 sworn complaint for purposes of this subsection.”.

5 **3.** Page 4, line 2: after that line insert:

6 “6. The commission may initiate an investigation under this paragraph, and  
7 may initiate an investigation based on any information the commission receives from  
8 the Electronic Registration Information Center, Inc., without the filing of a formal  
9 complaint under par. (a).”.

10 **4.** Page 4, line 4: delete the material beginning with that line and ending with  
11 line 18 and substitute:

12 “6.56 (4) After each election, the municipal clerk shall perform an audit to  
13 assure that no person has been allowed to vote more than once. Whenever the  
14 municipal clerk has good reason to believe that a person has voted more than once  
15 in an election, the clerk shall send the person a 1st class letter marked in accordance  
16 with postal regulations to ensure that it will be returned to the clerk if the elector  
17 does not reside at the address given on the letter. The letter shall inform the person  
18 that all registrations relating to that person may be changed from eligible to  
19 ineligible status within 7 days unless the person contacts the office of the clerk to  
20 clarify the matter. A copy of the letter and of any subsequent information received  
21 from or about the addressee shall be sent to the district attorney for the county where  
22 the person resides and the commission. The commission shall verify the district

1 attorney's receipt of each letter and all subsequent information required to be sent  
2 to the district attorney under this subsection."

3 (END)