

NZ:tlu

04/19/2005

1 **AN ACT** *to create* 6.36 (5) of the statutes; **relating to:** the fee for receiving a copy of
2 the statewide voter registration list.

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

JOINT LEGISLATIVE COUNCIL PREFATORY NOTE: This draft was prepared for the joint legislative council's special committee on election law review.

Under current law, the fee for a copy of a public record may not exceed the actual, necessary, and direct cost of reproduction, unless a fee is otherwise specifically established or authorized to be established. This bill directs the elections board to establish a fee for receiving a copy of the statewide voter registration list. The fee must be established by rule after consultation with county and municipal election officials. The amount of the fee must be set to cover the cost of reproduction and the cost of maintaining the list. The rules must also specify how the fees will be shared between state and local jurisdictions.

This draft contains an effective date of January 1, 2006.

3 **SECTION 1.** 6.36 (5) of the statutes is created to read:

4 **6.36 (5)** The board shall establish by rule the fee for obtaining a copy of the official
5 registration list, or a portion of the list. The amount of the fee shall be set, after consultation
6 with county and municipal election officials, at an amount estimated to cover both the cost of
7 reproduction and the cost of maintaining the list at the state and local level. The rules shall
8 require that fees received shall be shared between state and local jurisdictions, and shall
9 specify a method for such allocation.

NOTE: This draft directs the elections board to establish a fee for receiving a copy of the statewide voter registration list. The fee must be established by rule after consultation with county and municipal election officials. The amount of the fee must be set to cover the cost of reproduction and the cost of maintaining the list. The rules must also specify how the fees will be shared between state and local jurisdictions.

COMMENT: 1. Should the draft set a deadline for the board to submit its rules.

2. Should the draft authorize the board to promulgate emergency rules to cover the period it takes to go through the regular rules process?

1 **SECTION 2. Effective date.** This act takes effect on January 1, 2006.

2 (END)