



## Legislative Fiscal Bureau

One East Main, Suite 301 • Madison, WI 53703 • (608) 266-3847 • Fax: (608) 267-6873  
Email: [fiscal.bureau@legis.wisconsin.gov](mailto:fiscal.bureau@legis.wisconsin.gov) • Website: <http://legis.wisconsin.gov/lfb>

April 15, 2020

TO: Members  
Wisconsin Legislature

FROM: Bob Lang, Director

SUBJECT: Summary of Senate Amendments 1 and 2 to AB 1038

### SENATE AMENDMENT 1

Senate Amendment 1 to Assembly Bill 1038 would include the provisions of 2019 Senate Bills 916, 917, 918, 919, 920, 921, and 922, which would: (a) allow the municipal clerk or board of elections commissioners to automatically send absentee ballots to all registered voters no later than seven days prior to any election held during a state of emergency [SB 916]; (b) authorize a municipality to adopt an ordinance providing for the canvassing of absentee ballots on the Sunday before an election during a state of emergency, subject to certain requirements [SB 917]; (c) extend the deadline for registering to vote electronically to 5:00 p.m. on the fifth day preceding any election held during a state of emergency [SB 918]; (d) specify that, for any election held within 90 days after a state of emergency is declared, an absentee ballot being returned by mail must be returned no later than three days after the election and postmarked no later than the day of the election [SB 919]; (e) waive the requirement that a voter provide proof of identification for any election held within 90 days after a state of emergency is declared [SB 920]; (f) allow an individual who is quarantined or in isolation as the result of a state of emergency to register to vote, apply for an absentee ballot, and obtain an absentee ballot by an agent [SB 921]; and (g) require a municipality to allow in-person absentee voting on the Sunday preceding any election held within 90 days after a state of emergency is declared [SB 922].

Further, the amendment would: (a) waive the requirement to have a witness signature on an absentee ballot during a public health emergency; and (b) allow the Elections Commission to make changes to nomination signature requirements during a public health emergency if the Commission considers it necessary for public safety or for administration of an election.

### SENATE AMENDMENT 2

Senate Amendment 2 to Assembly Bill 1038 would delete each instance in the bill which

specifies that a provision applies to the public health emergency declared on March 12, 2020, by Executive Order 72. Instead, specify that such provisions apply during a public health emergency declared by the Governor in response to COVID-19 coronavirus and any extension granted by the Legislature by Joint Resolution. Under SA 2, provisions of Assembly Bill 1038 would apply during the current public health emergency as well as during any other declared public emergency related to the COVID-19 coronavirus and during any extension granted by the Legislature.

BL/bh