# ELECTION CONNECTION CIVIL RIGHTS

### **Frequently Asked Questions**

### Wisconsin – General Election 2024

Last Updated: 8/26/2024

**Disclaimer:** This guide is designed for informational purposes only. It is not legal advice and is not intended to create an attorney-client relationship. The Election Protection Coalition does not warrant any information contained in this guide, nor does the Coalition suggest that the information in this guide should be used as a basis to pursue legal advice or decision-making.

**Note:** This FAQ is not exhaustive. Situations or inquiries may arise that are not answered below. In those circumstances, contact your hotline captain or command center for assistance. Please make sure to record all of the voter's contact information should follow-up be necessary.

REGISTERING TO VOTE	ELECTION DAY	EARLY VOTE	VOTE BY MAIL
ABSENTEE	POLLING PLACE	ACCESSIBILITY	STATE SPECIFIC
	ISSUES	/ASSISTANCE	SUPPLEMENT

# **Table of Contents**

#### **REGISTERING TO VOTE**

- 1. ELIGIBILITY: Can I register to vote?
- 2. **PRIMARY ELECTION:** Can I vote in the primary election? Do I need to be registered with a political party? Can I change my party registration to vote in another party's primary election? When I voted, the poll worker asked my party affiliation. Are they allowed to do that?
- 3. STATUS: Am I registered to vote?
- 4. **HOW:** How do I register to vote? Can I register online? Do I need a printer? Can I register to vote in person?
- 5. IDENTIFICATION: What ID is required to register to vote?
- 6. **DEADLINES:** When is/was the voter registration deadline? Are there different deadlines whether I register by mail, in-person, or online?
- 7. SAME DAY: Does my state have Same Day Registration? If so, what is the process?
- 8. PERMANENT MOVE: I have moved permanently and I didn't update my voter registration, can I vote?
- 9. TEMPORARY MOVE: I have moved temporarily. How can I vote?
- 10. **STUDENT:** I am a college student. Can I register to vote where I go to school? What if I am taking classes remotely? Where can I vote?

- 11. LIVING ABROAD: I am living abroad and/or serving in the military. How can I register and/or vote?
- 12. **CRIMINAL CONVICTION:** I have a felony criminal conviction. Can I register to vote? Does the type of conviction matter? Are there any restrictions after any misdemeanor convictions?
- 13. INCARCERATED: I am currently incarcerated. Can I register to vote? Can I vote from jail?
- 14. **REGISTRATION CHALLENGED:** My registration has been challenged, what should I do?

#### HOW TO VOTE: ELECTION DAY

- 15. HOURS: When do the polls open/close on Election Day?
- 16. POLLING LOCATION: Where do I vote on Election Day?
- 17. TIME OFF WORK: Is my employer required to give me time off to vote? Is it paid or unpaid?
- 18. CLOSING: What if the polls close when I am already in line?
- 19. **IDENTIFICATION:** What identification is required to vote?
- 20. NO IDENTIFICATION: Can I vote without providing identification?
- 21. NOT ON ROLLS AT MY POLLING PLACE: I am at my polling place but am not showing up on the voter registration roll. Can I vote where I am?
- 22. GIVEN PROVISIONAL BALLOT: I am being told I have to vote provisionally, what does that mean?
- 23. **REQUESTING PROVISIONAL BALLOT:** I am being told I can't vote, can I vote provisionally?
- 24. PROVISIONAL BALLOT NEXT STEPS: I voted a provisional ballot, what now?

# HOW TO VOTE: IN-PERSON EARLY VOTING (In this state, defined as: in-person absentee voting or early voting)

- 25. AVAILABILITY: Is there early voting in my state (whether called early voting or something else)?
- 26. ELIGIBILITY: Do I need to have a reason to vote early?
- 27. WHEN: When does early voting begin/end?
- 28. WHERE: Where do I vote during early voting?
- 29. **IDENTIFICATION:** What identification is required for early voting? What if I don't have an ID?
- 30. ASSISTANCE: What if I need assistance voting early in person?

#### HOW TO VOTE: VOTE BY MAIL (In this state, defined as: vote by absentee ballot by mail)

- 31. AUTOMATIC MAIL BALLOT: Will I automatically be sent a ballot in the mail?
- 32. ELIGIBILITY: Do I need a specific reason to vote by mail?
- 33. **APPLICATION DEADLINE:** What is the deadline for requesting a mail-in ballot?
- 34. APPLICATION ASSISTANCE: Can someone assist me with filling out the application?
- 35. **APPLICATION RETURN:** How do I submit my mail-in ballot application? Can someone return it for me? Does it have to be postmarked by a specific date?
- 36. **IDENTIFICATION:** Are there identification requirements when I return my mail-in ballot application and/or ballot?
- 37. **RECEIVING MAIL BALLOT:** Does the ballot have to be sent to my home, or can I have it sent somewhere else? What if I don't have a home address or my address is a PO Box?
- 38. MISSED THE APPLICATION DEADLINE: What if I have not requested a mail-in ballot by the deadline?
- 39. **STATUS OF APPLICATION AND/OR BALLOT:** How can I check the status of my application and/or ballot?
- 40. **APPLICATION OR BALLOT REJECTED:** I learned my mail-in ballot application and/or ballot was rejected. What can I do to fix any errors or get another one?
- 41. COMPLETING BALLOT: How do I complete the mail-in ballot?

- 42. ASSISTANCE COMPLETING BALLOT: Can someone assist me in filling out my ballot? 43. **DEADLINE TO RETURN BALLOT:** What is the deadline for the ballot to be received? Does it have to be postmarked by a specific date? Can I drop it off in person? 44. BALLOT DROP OFF LOCATIONS: What are the locations for dropping off a ballot (instead of mailing it)? 45. ASSISTANCE DROPPING OFF BALLOT: Can someone else drop off my completed ballot for me? 46. LOST OR SPOILED BALLOT: What if I lost my mail-in ballot, made a mistake on it (spoiled it), or I received an incorrect ballot? 47. NON-RECEIPT OF BALLOT: What if I requested a mail-in ballot but have not received it? What are my options for voting? 48. IN PERSON OPTION: What if I requested or received a mail-in ballot but I want to vote in person on **Election Day?** HOW TO VOTE: ABSENTEE (In this state, defined as: vote by absentee ballot) 49. ELIGIBILITY: Am I eligible to request an absentee ballot? 50. APPLICATION DEADLINE: What is the deadline for requesting an absentee ballot? 51. IDENTIFICATION: Are there any identification requirements? 52. EMERGENCY: Is there an emergency absentee ballot? If so, am I eligible? 53. APPLICATION RETURN: Where and how can I return my absentee ballot application? Can someone return it for me? 54. STATUS OF APPLICATION AND/OR BALLOT: How can I check the status of my absentee ballot application and/or absentee ballot return? 55. APPLICATION OR BALLOT REJECTED: I learned my absentee ballot application or ballot was rejected. How can I confirm this and what can I do to fix any errors or get another one? 56. **COMPLETING BALLOT:** How do I complete the absentee ballot? 57. ASSISTANCE COMPLETING BALLOT: Can someone assist me filling out the ballot? 58. **BALLOT DEADLINES:** What is the deadline for the ballot to be postmarked and/or received by, including dropping it off in person? 59. BALLOT DROP OFF LOCATIONS: Where can I drop off a ballot (instead of mailing it)? 60. ASSISTANCE DROPPING OFF: Can someone else drop off my completed ballot for me? 61. LOST OR SPOILED: What if I lost my absentee ballot or it is spoiled or I received an incorrect one? 62. NON-RECEIPT OF BALLOT: What if I requested an absentee ballot but have not received it?
  - 63. **IN PERSON OPTION:** What if I requested an absentee ballot but I want to vote in person on Election Day?
  - 64. IN PERSON ABSENTEE: Where do I vote in-person absentee? When can I do this?

#### POLLING PLACE ISSUES

- 65. POLLING PLACE NOT OPEN: The polling place is not open. What should I do?
- 66. LONG LINES: There are long lines at the polling place. What should I do? What if the polls are closing while I'm in line?
- 67. EQUIPMENT FAILURE: What should I do if there are equipment problems at my precinct?
- 68. **CAMPAIGNING:** What rules apply to people campaigning or "hanging around" my polling place? What counts as campaigning or electioneering? Can people approach me?
- 69. **VOTER CONDUCT:** What am I prohibited from wearing or doing in a polling place? Can I take photos inside?
- 70. POLL WORKER CONDUCT: What is a poll worker prohibited from wearing or doing in a polling place?

- 71. **INTIMIDATION:** Are there any other specific restrictions on conduct outside of a polling place? What should I do if I feel unsafe or uncomfortable outside the polling place?
- 72. CHALLENGE: Someone is formally challenging my vote. What should I do?
- 73. **POLICE/MILITARY PRESENCE:** There are police/military at the polling place. Is this okay? What should I do?
- 74. **THOUGHT WAS REGISTERED:** My name isn't on the voter registration roll but I thought I was registered. What should I do?
- 75. PROVISIONAL BALLOT: I have been offered a provisional ballot. What should I do?

#### ACCESSIBILITY/ASSISTANCE

- 76. EQUIPMENT ASSISTANCE: I don't know how to use the voting equipment. Can I get help?
- 77. **PHYSICAL DISABILITY:** I have a physical disability and need assistance. Is my polling place ADA compliant? Does my voting location have an accessible voting system?
- 78. **READING/LANGUAGE ASSISTANCE:** I am blind, have a physical disability, or cannot read English and require assistance in order to vote. Can I get assistance at the polls?
- 79. **LANGUAGE ACCESS:** I am not an English speaker. What language resources are available? Can I bring someone in the booth to help me understand the ballot?
- 80. CURBSIDE VOTING: Is curbside voting available? How do I request it?
- 81. VOTER GUIDE: Can I bring a voting guide or reference notes with me into the voting booth?

#### STATE SPECIFIC SUPPLEMENT

82. **QUESTIONS:** Who should I contact if I have questions about any of the above?

# **REGISTERING TO VOTE**

#### 1. ELIGIBILITY: Can I register to vote?

In general, a person is eligible to register to vote if they are:

- a United States citizen;
- 18 years old by Election Day; and
- a Resident of their election district or ward for at least 28 consecutive days prior to the election.<sup>1</sup> For the November 5, 2024 General Election, this deadline is Tuesday, October 8, 2024.

However, a person is *disqualified* from being eligible to register or vote in any of the following circumstances:

• Persons currently in prison on a felony, treason, or bribery conviction or still on parole, probation or on extended supervision for such a conviction ("on paper") may not register or vote unless

<sup>&</sup>lt;sup>1</sup> Wis. Stat. § 6.02(1).

they have also received a pardon or completed their term of imprisonment or probation for the conviction that resulted in the disqualification.<sup>2</sup> See <u>Question 12</u>.

- Persons declared incompetent to vote by a state court due to being "incapable of understanding the objective of the elective process."<sup>3</sup>
  - However, individuals under guardianship do *not* automatically lose the right to vote.
  - Persons who have lost the right to vote under these voting-specific provisions may petition the court to restore their right to vote.<sup>4</sup>
  - Note: <u>Wisconsin Disability Vote Coalition</u> is a non-partisan organization that provides resources to voters with disabilities, including assistance related to <u>voting restoration</u>.
- Any person who has placed a bet or wager on the election.<sup>5</sup>
- 2. **PRIMARY ELECTION:** Can I vote in the primary election? Do I need to be registered with a political party? Can I change my party registration to vote in another party's primary election? When I voted, the poll worker asked my party affiliation. Are they allowed to do that?

In Wisconsin, any registered voter may participate in primary elections. Voters do not have to be registered with a political party to vote in a party's primary election. Wisconsin's voter registration process does not request party affiliation information.

Polls workers generally should not ask about party affiliation because all voters will be provided with the ballots for each party. For presidential primary elections, each voter may be given a ballot for each party, or a ballot that includes both parties; BUT voters may only vote for one party.<sup>6</sup>

For other partisan primaries, voters will be given a ballot that groups by partisan party each party's primary candidates. Voters must select which party's list of candidates they are casting votes from. Voters may cast partisan primary votes only for one party.<sup>7</sup> Voters may not vote for primary candidates from more than one party in a partisan primary.

#### 3. STATUS: Am I registered to vote?

Voters can determine whether they are registered to vote by entering their first and last names and date of birth on Wisconsin's using the <u>My Voter Info lookup tool</u> on the MyVote Wisconsin website.

# 4. **HOW:** How do I register to vote? Can I register online? Do I need a printer? Can I register to vote in person?

Voters have four options for registration:

 Online: Persons eligible to register who have a current and valid Wisconsin driver license or Wisconsin state ID card may register online using the MyVote Wisconsin website <u>voter</u> <u>registration form</u> twenty (20) days or more before the election.<sup>8</sup> For the November 5, 2024 General Election, the deadline to register online is 11:59 pm on Wednesday, October 16, 2024.

<sup>&</sup>lt;sup>2</sup> Wis. Stat. §§ 6.03(1)(b), 304.078(3).

<sup>&</sup>lt;sup>3</sup> Wis. Stat. § 6.03(1)(a), (3).

<sup>&</sup>lt;sup>4</sup> Wis. Stat. § 54.64(2)(a).

<sup>&</sup>lt;sup>5</sup> Wis. Stat. § 6.03(2).

<sup>&</sup>lt;sup>6</sup> Wis. Stat. §§ 6.80(2)(am), 5.60(8)(am).

<sup>&</sup>lt;sup>7</sup> Wis. Stat. §§ 6.80(2)(am), 5.62.

<sup>&</sup>lt;sup>8</sup> Wis. Stat. § 6.28(1).

To register online, the voter's name, date of birth, driver license or state ID number, and address must all match the information on file with the Wisconsin DMV. Electronic signatures are allowed.<sup>9</sup>

- By Mail: Voters may <u>download and print a registration form</u> from the Wisconsin Elections Commission website. Voters can also request that their <u>municipal clerk's office</u> mail them the form. The registration form must be completed, signed, and either mailed or delivered in person to the voter's municipal clerk, along with a "proof of residence" document. Contact information for municipal clerks can be found using the <u>address lookup tool</u> on the MyVote Wisconsin website.
  - If returning by mail, the completed and signed voter registration form must be postmarked no later than twenty (20) days before the election.<sup>10</sup> For the November 5, 2024 General Election, the postmark deadline is Wednesday, October 16, 2024.
  - If returned by a person other than the applicant (e.g., family member, campaign volunteer), the completed and signed voter registration form must be delivered to the municipal clerk's office no later than twenty (20) days before the election.<sup>11</sup> For the November 5, 2024 General Election, the deadline is Wednesday, October 16, 2024.
  - If returned in person by the voter, the completed and signed voter registration form must be submitted to the municipal clerk's office by the close of business on the Friday before the election.<sup>12</sup> For the November 5, 2024 General Election, the deadline is close of business at 5:00 pm or the close of business on Friday, November 1, 2024.
- In-person at municipal clerk's office or early voting location: Voters may register in person in their municipal clerk's office or an Early Voting location during open hours until the Friday before the election.<sup>13</sup> For the November 5, 2024 General Election, the deadline to register in person prior to Election Day is close of business or early voting on Friday, November 1, 2024. As part of the in-person registration process, voters must provide proof of residence. See <u>Question 5</u>.
- In person on election day: Voters may register at the polls on election day (also known as "same day registration").<sup>14</sup> As part of the in-person registration process, voters must provide proof of residence. See <u>Question 5</u>.

#### 5. IDENTIFICATION: What ID is required to register to vote?

Photo ID is not required to register to vote. Proof of residence is required to register to vote.<sup>15</sup>

Documents submitted to provide proof of residence must include the voter's current name and address and must be valid at the time of registration. Examples include:<sup>16</sup>

• A WI Driver License/ID Card, if not expired or canceled; may be used even if driving privileges have been revoked;

<sup>&</sup>lt;sup>9</sup> See <u>Wisconsin Elections Commission (WEC) November 3, 2023 Advisory Opinion</u>.

<sup>&</sup>lt;sup>10</sup> Wis. Stat. § 6.28(1).

<sup>&</sup>lt;sup>11</sup> Wis. Stat. § 6.28(1); WEC Election Administration Manual for Wisconsin Municipal Clerks (Feb. 2024) at 71.

<sup>&</sup>lt;sup>12</sup> Wis. Stat. §§ 6.28, 6.29(2)(a).

<sup>&</sup>lt;sup>13</sup> Wis. Stat. §§ 6.28, 6.29(2)(a).

<sup>&</sup>lt;sup>14</sup> Wis. Stat. § 6.55(2).

<sup>&</sup>lt;sup>15</sup> Wis. Stat. § 6.34.

<sup>&</sup>lt;sup>16</sup> Wis. Stat. § 6.34(3).

- Any other official identification card or license issued by a Wisconsin governmental body or unit;
- An employee ID card with a photograph, but not a business card;
- A real property tax bill or receipt for the current year or the year preceding the date of the election;
- A residential lease (may not be used as proof of residence if elector submits form by mail);
- A picture ID from a university, college or technical college coupled with a fee receipt dated no earlier than 9 months before the election or an on-campus housing listing provided by the university, college or technical college;
- A utility (gas, electric, or telephone) bill for the period commencing not earlier than 90 days before the day registration is made;
- A contract/intake document prepared by a residential care facility (nursing home, assisted living) indicating that the occupant resides in the facility (only if registering at the facility);
- A bank/credit card statement;
- A paycheck/paystub;
- A check or other document issued by a unit of government;
- An ID card issued by a federally-recognized Native American tribe in Wisconsin; or
- For homeless voters only, a letter from an organization (on organization letterhead) that provides services to the homeless that identifies the voter and describes the location designated as the person's residence for voting purposes. See below for additional information to assist homeless or unhoused individuals seeking to vote.

Wisconsin's Bring It To the Ballot website includes a <u>Proof of Residence Guide</u> that provides a detailed list of acceptable documents and additional information about proof of residence.

If the voter has legally changed their name since registration, and their new name does not match their photo ID, they are required to update their voter registration by re-registering under the new name. To re-register and vote on Election Day, the voter must present both proof of residence and a photo ID with the new name.

The Wisconsin Election Commission's website includes an <u>Enabling Qualified Homeless Individuals to</u> <u>Vote</u> information page and downloads.

- Homeless individuals may designate a fixed location for their residence for voting purposes if it is an identifiable location in the state of Wisconsin that could conceivably serve as a temporary residence. This location may be a homeless shelter, a park bench, or other location where a homeless individual may spend time or return to when absent.
- Post Office Boxes may *not* be used for registration.
- A homeless individual may claim a shelter for the homeless as their residence for voting purposes, notwithstanding any restriction in the shelter's rules prohibiting its use as a residence address. "Residence" for voting purposes is distinct from other types of residence.
- To establish that a voter without a traditional residence is qualified, the voter must produce a form of proof of residence with their name and residence for voting purposes. This proof of residence document can include a letter from a shelter for the homeless or from a private or public-social service organization providing services for homeless individuals. The letter should identify the individual and describe the location designated as the person's residence for voting purposes. The proof of residence should be on letterhead and signed by a person affiliated with the social services organization. A template for social service agency letters is available on the Wisconsin Election Commission website.

# 6. **DEADLINES:** When is/was the voter registration deadline? Are there different deadlines whether I register by mail, in-person, online or on Election Day?

Voter registration deadlines vary depending on how the registration form is submitted. The following deadlines apply for the Tuesday, November 5, 2024 General Election:<sup>17</sup>

- Online registration: Must be submitted at least twenty (20) days before the election. For the November 5, 2024 General Election, the deadline is 11:59 pm on Wednesday, October 16, 2024.
- Mail-in registration: Must be postmarked at least twenty (20) days before the election. For the November 5, 2024 General Election, the postmark deadline is Wednesday, October 16, 2024.
- In-person registration at the voter's municipal clerk's office or at an early voting location: Must be delivered or completed *in person by the voter* by close of business or early voting on the Friday before the election. For the November 5, 2024 General Election, the deadline is Friday, November 1, 2024.
- Same-day Election Day registration: Available when polls are open from 7:00 am to 8:00 pm.

#### 7. SAME DAY: Does my state have Same Day Registration? If so, what is the process?

Yes. Persons eligible to register may do so on Election Day at their assigned polling place.<sup>18</sup> Voters must provide proof of residence to register. See <u>Question 5</u>.

#### 8. **PERMANENT MOVE:** I have moved permanently and I didn't update my voter registration, can I vote?

If a voter moved permanently 28 days or more before Election Day (on or before Tuesday, October 8, 2024 for the November 5, 2024 General Election), their residence for purposes of voting in elections in Wisconsin is their new permanent residence. If a voter moved less than 28 days before Election Day, their residence for purposes of voting in elections in Wisconsin is their previous residence.<sup>19</sup>

For General (November) Elections for president and vice president only, if the voter moved from another state and has been a resident of Wisconsin for less than 28 days before election day, they may vote for president and vice-president, but no other officers, in the Wisconsin polling place that corresponds with their new residence.<sup>20</sup> Voters choosing this option must complete a proscribed affidavit and request a presidential-only ballot from the municipal clerk (if registering in advance) or the polling place (if registering same-day).

Voters may register at the polls on Election Day in Wisconsin.

The table below provides some examples of where and how a resident who has recently moved may vote.<sup>21</sup>

<sup>&</sup>lt;sup>17</sup> Wis. Stat. §§ 6.28(1), 6.29(2)(a)), 6.55.

<sup>&</sup>lt;sup>18</sup> Wis. Stat. § 6.55.

<sup>&</sup>lt;sup>19</sup> Wis. Stat. § 6.10(1), (3).

<sup>&</sup>lt;sup>20</sup> Wis. Stat. § 6.15.

<sup>&</sup>lt;sup>21</sup> Wis. Stat. § 6.10(3) (elector residence).

Moved within the same ward	Moved to a different ward or municipality	Moved from another state to Wisconsin	Moved from Wisconsin to another state
The voter should re-register to vote at the new address. Same day re-registration is available if the voter missed other voter registration deadlines.	If the voter moved at least 28 days before the election (for the November 5, 2024 General Election, on or before Tuesday, October 8, 2024), the voter should register to vote at their new address. If the voter moved <i>within Wisconsin</i> less than 28 days before the election (for the November 5, 2024 General Election, after Tuesday, October 8, 2024), the voter may vote by absentee ballot (either by mail or during early voting) or in-person on election day at the polling place for their <i>former</i> address.	If the voter moved to Wisconsin less than 28 days before the election (for the November 5 General Election, after Tuesday, October 8, 2024), the voter is not eligible to register to vote in Wisconsin. For General Elections for president and vice president ONLY, a voter who moved to Wisconsin less than 28 days before the election may cast a presidential only ballot after completing a proscribed affidavit at the municipal clerk's office or polling location for their new residence. Voters may also wish to check whether they remain eligible to vote in their former state of residence.	For General Elections for president and vice president only, if a voter was (1) qualified to vote in Wisconsin but (2) moved within 24 months of the election (for the November 2024 election, on or after November 5, 2022), and (3) is not eligible to vote in their new state of residence, they may complete a proscribed affidavit and request an absentee ballot for the presidential election only from the municipal clerk of their former residence. <sup>22</sup>

#### 9. TEMPORARY MOVE: I have moved temporarily. How can I vote?

A temporary move does not affect a voter's residence if they plan to return to their permanent residence.<sup>23</sup> Voters may vote by absentee ballot (either by mail or during early voting) or at the polling place on election day for their permanent residence address. The voter can request the absentee by mail ballot be sent to any other address.<sup>24</sup>

<sup>&</sup>lt;sup>22</sup> Wis. Stat. § 6.18.

<sup>&</sup>lt;sup>23</sup> Wis. Stat. §§ 6.10(5), 6.10(8).

<sup>&</sup>lt;sup>24</sup> Wis. Stat. § 6.87(3)(a).

# 10. **STUDENT:** I am a college student. Can I register to vote where I go to school? What if I am taking classes remotely? Where can I vote?

Yes, if a student otherwise meets the requirements to register to vote (including the requirement for residence at least 28 days before an election), they may register in the municipality in which they have resided while attending school.<sup>25</sup> An unmarried student who lives at their parent's residence in Wisconsin for part of the year may choose to register or remain registered at their parent's residence instead.<sup>26</sup> Taking classes remotely has no effect on registration eligibility. Students may vote by absentee ballot or at the polling place for their residence.

#### 11. LIVING ABROAD: I am living abroad and/or serving in the military. How can I register and/or vote?

Wisconsin's MyVote Wisconsin website includes <u>detailed information on voting options and FAQs</u> for military and overseas (permanent and temporary) voters. The Wisconsin Elections Commission website includes an <u>information page for military and overseas voters</u>.

#### Military Voters:

A Military Voter must meet one of the following criteria:<sup>27</sup>

- An *active-duty* member of one of the seven uniformed services;
- A civilian employee of the United States, or attached to a uniform service, serving outside of the US;
- An active member of the Merchant Marines;
- A Peace Corp Volunteer; or
- A spouse or dependent of someone in an above category, absent due to member's active duty or service.

If a voter is unsure whether they qualify for military voter status, they should contact their <u>municipal</u> <u>clerk</u> or the Wisconsin Elections Commission *before* requesting an absentee ballot as a military voter. The Wisconsin Elections Commission can be reached at 608-266-8005 or elections@wi.gov.

Military Voters have three options available to request an absentee ballot. Military Voters are able to choose to receive the absentee ballot by email or fax from their municipal clerk's office, or by directly downloading the ballot from the MyVote site.

- Online through MyVote Wisconsin's <u>absentee by mail request form</u>;
- By notifying their <u>municipal clerk</u> in writing (by mail, email or fax) that they are a Military Voter and are requesting an absentee ballot; or
- By completing a Federal Post Card Application (FPCA) and mailing, faxing, or emailing it to their municipal clerk. The FPCA and instructions for completing it can be accessed on the Federal Voting Assistance Program website <u>Wisconsin page</u>.

<sup>&</sup>lt;sup>25</sup> Wis. Stat. §§ 6.10(4), 6.10(12).

<sup>&</sup>lt;sup>26</sup> Wis. Stat. § 6.10(4).

<sup>&</sup>lt;sup>27</sup> Wis. Stat. § 6.22(1).

Although Military Voters are exempt from voter registration requirements,<sup>28</sup> they still need to provide information similar to that required for voter registration in order to ensure they receive the correct ballot. Military Voters are exempt from providing proof of identification when voting absentee by mail.<sup>29</sup>

Military Voters may request a regular absentee ballot at any time but a municipal clerk may not transmit a regular absentee ballot if the request is received after 5:00 pm on the Friday before an election (after 5:00 pm central time on Friday, August 9, 2024 for the November 5, 2024 General Election).<sup>30</sup> *Mailed* requests by Military Voters must be received by the municipal clerk by 5:00 pm on the Friday before an election.<sup>31</sup>

When a general or primary election includes federal offices on the ballot, Military Voters who are requesting an absentee ballot close to or past the regular deadline of the Friday before the election, or who may not have reliable or fast mail systems may opt to use the Federal Write-In Absentee Ballot (FWAB) to vote. The FWAB may also be used as backup if a requested regular absentee ballot has not been received in time. The MyVote Wisconsin website includes a <u>FWAB information guide</u>. Military Voters may request a FWAB from their municipal clerk to vote absentee until 5:00 pm on Election Day.<sup>32</sup> The FWAB is available on the Federal Voting Assistance Program website <u>Wisconsin page</u>.

Completed absentee ballots and federal write-in absentee ballots (FWABs) must be *received* by the voter's municipal clerk's office by 8:00 pm on Election Day.<sup>33</sup>

Wisconsin does not allow completed absentee ballots to be returned electronically.<sup>34</sup>

#### **Overseas Voters:**

Overseas voters may register to vote by <u>downloading a registration form</u> from the State Elections Commission website and returning it to the <u>municipal clerk's office</u> where they last resided prior to moving overseas,<sup>35</sup> by submitting an electronic application through the <u>MyVote Wisconsin</u> website, or by completing a Federal Post Card Application (FPCA) and mailing, faxing, or emailing it to their municipal clerk. An FPCA may be used as both a registration form and an absentee ballot request.<sup>36</sup> The FPCA and instructions for completing it can be accessed on the Federal Voting Assistance Program website <u>Wisconsin page</u>.

Voters who are *abroad temporarily* must provide proof of residency (or, if registering online, voters may instead provide either their name, date of birth and their Wisconsin driver's license or state ID number).

*Permanent overseas voters* (who do not intend to return to Wisconsin) do not need to provide proof of residency.<sup>37</sup> Permanent overseas voters are eligible to vote in federal elections only.

<sup>32</sup> Wis. Stat. §§ 6.25(1)(a), 6.86(1)(b).

<sup>35</sup> Wis. Stat. § 6.24(3). A person eligible to register in Wisconsin who has never resided in the United States should register to vote using the Wisconsin address where their parent(s) last resided prior to permanently moving overseas. <sup>36</sup> Wis. Stat. § 6.24(4).

<sup>37</sup> Wis. Stat. § 6.34.

<sup>&</sup>lt;sup>28</sup> Wis. Stat. § 6.22(3).

<sup>&</sup>lt;sup>29</sup> Wis. Stat. § 6.34(2).

<sup>&</sup>lt;sup>30</sup> Wis. Stat. § 6.22(4)(b).

<sup>&</sup>lt;sup>31</sup> Wis. Stat. § 6.86(1)(c).

<sup>&</sup>lt;sup>33</sup> Wis. Stat. § 6.87(6).

<sup>&</sup>lt;sup>34</sup> Wis. Stat. §§ 6.87(3)(d), 6.87(6).

Additional information is available on the MyVote Wisconsin website for <u>permanent overseas voters</u> and <u>temporary overseas voters</u>.

The deadline to register by mail or electronically is twenty days before the election.<sup>38</sup> For the November 5, 2024 General Election, the deadline to register online is 11:59 pm central time on Wednesday, October 16, 2024. A mailed registration form, or a FPCA that is being returned by mail, must be postmarked by Wednesday, October 16, 2024.

Overseas voters have three options available to request an absentee ballot. Overseas voters are able to choose to receive the absentee ballot by email or fax from their municipal clerk's office, or by directly downloading the ballot from the MyVote site.

- Online through MyVote Wisconsin's <u>absentee by mail request form;</u>
- By notifying their <u>municipal clerk</u> in writing (by mail, email or fax) that they are an overseas voter and are requesting an absentee ballot; or
- By completing a Federal Post Card Application (FPCA) and mailing, faxing, or emailing it to their municipal clerk. The FPCA and instructions for completing it can be accessed on the Federal Voting Assistance Program website <u>Wisconsin page</u>.

Absentee ballot requests must be received by 5:00 pm central time on the 5th day before an election (Friday, November 1, 2024 for the November 5, 2024 General Election).<sup>39</sup> *Permanent* overseas electors are exempt from providing proof of identification when voting absentee by mail.<sup>40</sup>

When a general or primary election includes federal offices on the ballot, overseas voters who are requesting a regular absentee ballot close to the deadline, or who may not have reliable or fast mail systems may opt to use the Federal Write-In Absentee Ballot (FWAB) to vote. The FWAB may also be used as backup by overseas voters if a requested regular absentee ballot has not been received in time. The MyVote Wisconsin website includes a <u>FWAB information guide</u>. The FWAB is available on the Federal Voting Assistance Program website <u>Wisconsin page</u>. FWAB requests by overseas voters must be received by 5:00 pm on the 5th day before an election (Friday, November 1, 2024 for the November 5, 2024 General Election).

Completed absentee ballots and federal write-in absentee ballots must be *received* by the voter's municipal clerk's office by 8:00 pm on Election Day.<sup>41</sup>

Wisconsin does not allow completed absentee ballots to be returned electronically.<sup>42</sup>

12. **CRIMINAL CONVICTION:** I have a felony criminal conviction. Can I register to vote? Does the type of conviction matter? Are there any restrictions after any misdemeanor convictions?

Check the resources at Campaign Legal Center's Restore Your Vote for latest information.

Persons currently in prison on a felony, treason, or bribery conviction or still on parole, probation or on extended supervision for such a conviction ("on paper") may *not* register or vote unless they have also

<sup>&</sup>lt;sup>38</sup> Wis. Stat. § 6.28(1).

<sup>&</sup>lt;sup>39</sup> Wis. Stat. § 6.86(1)(b).

<sup>&</sup>lt;sup>40</sup> Wis. Stat. § 6.34(2).

<sup>&</sup>lt;sup>41</sup> Wis. Stat. § 6.87(6).

<sup>&</sup>lt;sup>42</sup> Wis. Stat. §§ 6.87(3)(d), 6.87(6).

received a pardon or completed their term of imprisonment, probation or extended supervision for the conviction that resulted in the disqualification.<sup>43</sup>

- A conviction is necessary to strip the right to vote. An accusation alone, pending charge, or arrest, is insufficient to disenfranchise.
- A misdemeanor conviction does *not* disenfranchise a voter.
- Owed restitution alone is *not* sufficient to disenfranchise.<sup>44</sup>
  - *However,* If restitution is owed, and this is converted into extended supervision, then this *extended supervision* means the voter is still "on paper" and *cannot* vote.
  - Owed restitution can alternately be converted to a civil judgment; a Wisconsinite subject to a civil judgment alone can re-register and vote.
  - Whether owed restitution is turned into extended supervision or a civil judgment depends on a recommendation from the parole officer and requires judicial approval.

Once "off paper" – meaning a person has been discharged from probation, parole, or extended supervision for a felony or for treason/bribery – civil rights, including the right to vote, are automatically restored, but persons must re-register.<sup>45</sup>

#### 13. INCARCERATED: I am currently incarcerated. Can I register to vote? Can I vote from jail?

Check the resources at Campaign Legal Center's <u>Restore Your Vote</u> for latest information.

A voter who is incarcerated for a misdemeanor, or awaiting trial, may register to vote using the address where the voter lived immediately prior to incarceration and may request an absentee ballot.

A voter who is currently incarcerated and serving a term based on a conviction for treason, bribery, or a felony, is *not* eligible to vote.<sup>46</sup>

14. REGISTRATION CHALLENGED: My registration has been challenged, what should I do?

See <u>Question 72</u>.

# **HOW TO VOTE: ELECTION DAY**

#### 15. HOURS: When do the polls open/close on Election Day?

Polling places are open on Election Day from 7:00 am to 8:00 pm.<sup>47</sup>

<sup>&</sup>lt;sup>43</sup> Wis. Stat. §§ 6.03(1)(b), 304.078(3).

<sup>&</sup>lt;sup>44</sup> Wis. Stat. § 973.09(3)(b).

<sup>&</sup>lt;sup>45</sup> Wis. Stat. §§ 6.03(1)(b), 304.078(3).

<sup>&</sup>lt;sup>46</sup> Wis. Stat. § 6.03(1)(b).

<sup>&</sup>lt;sup>47</sup> Wis. Stat. § 6.78.

#### 16. POLLING LOCATION: Where do I vote on Election Day?

Voters can find their polling location by entering their residential address on the <u>find my polling place</u> tool on the State's MyVote Wisconsin website.

Polling place information is also available through the <u>my voter info tool</u> on that website with the voter's first and last names and date of birth.

#### 17. TIME OFF WORK: Is my employer required to give me time off to vote? Is it paid or unpaid?

Voters are permitted time off to vote while polls are open for up to three successive hours, if the voter gives the employer notice before election day. The employer may designate the time of day for the voter's time off. Voters do not need to be paid for the time taken to vote.<sup>48</sup>

#### 18. CLOSING: What if the polls close when I am already in line?

A voter who is waiting to vote, whether within the booth or in the line outside the booth at the time that the polls officially close, shall be permitted to vote.<sup>49</sup>

#### 19. IDENTIFICATION: What identification is required to vote?

Wisconsin voters must provide proof of identification to vote.<sup>50</sup> The identification must: (1) conform to the voter's name on the voter registration list, and (2) contain a photograph that reasonably resembles the voter. Acceptable IDs include the following:<sup>51</sup>

- A Wisconsin driver license or identification card that is unexpired, or that expired after the date of the most recent general election (November 8, 2022). Voters may also use a Wisconsin driver license or identification card without a photo issued under the religious exemption.
- An ID issued by a U.S. uniformed service that is unexpired, or that expired after the date of the most recent general election (November 8, 2022).
- A U.S. passport that is unexpired, or that expired after the date of the most recent general election (November 8, 2022).
- A certificate of naturalization that was issued not earlier than two years before the date of an election at which it is presented (November 5, 2022).
- An identification card issued by a federally-recognized Native American tribe in Wisconsin (regardless of expiration date).
- An ID issued by a Wisconsin accredited university or college that contains date of issuance, signature of student, and an expiration date no later than two years after date of issuance. If the ID has expired the ID must be accompanied by a separate document that proves current enrollment.
- A veteran's photo ID card issued by the Veterans Health Administration.
- An unexpired Wisconsin driver license or unexpired Wisconsin identification card receipt.
- A Wisconsin temporary identification card receipt issued through the Identification Petition Process (which voters who apply for an ID card at DMV, but do not have documents like birth certificates, receive).

<sup>&</sup>lt;sup>48</sup> Wis. Stat. § 6.76.

<sup>&</sup>lt;sup>49</sup> Wis. Stat. § 6.78.

<sup>&</sup>lt;sup>50</sup> Wis. Stat. § 6.79(2)(a).

<sup>&</sup>lt;sup>51</sup> Wis. Stat. §§ 5.02(6m); 5.02(16c).

Detailed information about the ID requirement for voting and options to comply with it is available on Wisconsin's <u>Bring It To the Ballot</u> website and the Wisconsin Election Commission website page on <u>Photo</u> <u>ID requirements</u>, including how to get a free photo ID for voting.<sup>52</sup> Persons who have a sincere religious objection to being photographed may obtain from the Wisconsin DMV a <u>state ID without a photo</u>.

Note: Under state law, as part of the photo ID verification process, voters are required to state their full name and address before receiving their ballot.<sup>53</sup> Voters who are registered under a confidential listing are not required to do so.<sup>54</sup> If a voter is unable to state their name and address, an election official or person of the voter's choosing will do so after the official verifies the photo identification.<sup>55</sup>

#### 20. NO IDENTIFICATION: Can I vote without providing identification?

If a voter is unable or unwilling to provide the required proof of identification at the polling place on Election Day, they may vote provisionally.<sup>56</sup> See <u>Question 22</u>.

The provisional ballot will not be counted unless the voter can provide proof of identification at the polls, before they close on election night, or at the municipal clerk's office or the board of election commissioners no later than 4:00 pm on the Friday after the election (November 8 for the November 5, 2024 General Election).<sup>57</sup>

21. NOT ON ROLLS AT MY POLLING PLACE: I am at my polling place but am not showing up on the voter registration roll. Can I vote where I am?

Voters may vote only at their assigned polling place (or the polling place assigned to their residential address).<sup>58</sup> However, a person who is at the correct polling place for their residential address may submit same-day voter registration and vote even if they are not on the rolls, provided they meet registration requirements.

A provisional ballot may *not* be used when a voter is at the wrong polling place. Instead, the voter should be directed to the correct polling place.

#### 22. GIVEN PROVISIONAL BALLOT: I am being told I have to vote provisionally, what does that mean?

In Wisconsin, provisional ballots are used in only two situations.<sup>59</sup>

• If an individual who attempts to register to vote at the polling place on Election Day has been issued a Wisconsin Driver's License or Wisconsin DMV Issued Identification Card that is not expired or canceled, even if driving privileges have been revoked or suspended, but is unwilling

<sup>&</sup>lt;sup>52</sup> Information on acceptable documents that can be used to obtain an ID for voting are available on the DMV website at <u>Acceptable documents for proof of name and date of birth and Acceptable documents for proof of WI residency</u>.

<sup>&</sup>lt;sup>53</sup> Wis. Stat. § 6.79(2)(a).

<sup>&</sup>lt;sup>54</sup> Wis. Stat. §§ 6.79(2)(a), 6.79(6)

<sup>&</sup>lt;sup>55</sup> Wis. Stat. §§ 6.79(2)(a), 6.79(8)

<sup>&</sup>lt;sup>56</sup> Wis. Stat. § 6.97.

<sup>&</sup>lt;sup>57</sup> Wis. Stat. § 6.97.

<sup>&</sup>lt;sup>58</sup> Wis. Stat. § 6.77.

<sup>&</sup>lt;sup>59</sup> Wis. Stat. § 6.97; WEC Election Administration Manual for Wisconsin Municipal Clerks (Feb. 2024) at 104.

or unable to provide the license or state identification card number, and the lack of that number is the only missing item of information, the individual may vote provisionally.<sup>60</sup>

- The number is not required for a WI Driver License or DMV-Issued ID Card that has expired or been canceled.
- Wisconsin DMV maintains a Help Desk for individuals to call if they need to look up their Wisconsin Driver's License or DMV-Issued ID Card number: (608) 266-1069, option 1.
- Individuals who have an unexpired WI Driver License or DMV-Issued ID Card may NOT use the last four digits of their Social Security number to register.
- If an elector is required to provide proof of identification and is unable or unwilling to provide the required proof of identification at the polling place on election day, they may vote provisionally.

As part of the provisional ballot process, the voter will be required to affirm in a statement on the envelope for the provisional ballot that they are a qualified voter for that precinct and are eligible to vote in the election. Once the voter has completed the ballot, it will be placed in the marked envelope and then into a separate carrier envelope. The polling place officials are required to provide the voter with written information on what the voter needs to provide to have their vote counted.<sup>61</sup> The provisional ballot will not be counted unless the voter can provide the required information at the polls, before they close on election night, or at the municipal clerk's office or the board of election commissioners no later than 4:00 pm on the Friday after the election (November 8 for the November 5, 2024 General Election).<sup>62</sup>

#### 23. REQUESTING PROVISIONAL BALLOT: I am being told I can't vote, can I vote provisionally?

In Wisconsin, provisional ballots are used in only two situations. See Question 22.

Voters may vote only at their assigned polling place (or the polling place assigned to their residential address).<sup>63</sup> However, a person who is at the correct polling place for their residential address may submit same-day voter registration and vote even if they are not on the rolls, provided they meet registration requirements.

A provisional ballot may *not* be used when a voter is at the wrong polling place. Instead, the voter should be directed to the correct polling place.

#### 24. PROVISIONAL BALLOT NEXT STEPS: I voted a provisional ballot, what now?

Polling place officials are required to provide a voter that completes a provision ballot with written information on what the voter needs to provide to have their vote counted.<sup>64</sup>

Voters that completed a provisional ballot must provide the missing documentation or information at the polls, before they close on election night, or at the municipal clerk's office or the board of election

<sup>&</sup>lt;sup>60</sup> To complete the Voter Registration Application, the registrant must provide either a Wisconsin Driver License number or Wisconsin DMV-issued Identification Card number, or the last four digits of their Social Security Number. This does NOT require visual confirmation by the clerk or an election inspector, and the elector may write down or recite the number if they choose. An elector cannot be required to show their WI Driver License, WI DMV-issued ID card, or Social Security card as a condition of registration, unless it is a document used to provide acceptable proof of residence. <u>WEC</u> <u>Election Administration Manual for Wisconsin Municipal Clerks (Feb. 2024)</u> at 55.

<sup>&</sup>lt;sup>61</sup> WEC Election Administration Manual for Wisconsin Municipal Clerks (Feb. 2024) at 106.

<sup>&</sup>lt;sup>62</sup> Wis. Stat. § 6.97.

<sup>63</sup> Wis. Stat. § 6.77.

<sup>&</sup>lt;sup>64</sup> WEC Election Administration Manual for Wisconsin Municipal Clerks (Feb. 2024) at 106.

commissioners no later than 4:00 pm on the Friday after the election (November 8 for the November 5, 2024 General Election) for their ballot to be counted.<sup>65</sup>

# HOW TO VOTE: IN-PERSON EARLY VOTING (in this state defined as: in-person absentee voting)

# 25. **AVAILABILITY:** Is there early voting in my state (whether called early voting or in person absentee voting)?

Wisconsin allows early voting (also known as in-person absentee voting).

Each city, village, and town in Wisconsin is responsible for setting the dates for in-person absentee voting in their municipality within the allowed early in-person voting period. Early in-person voting may begin no earlier than 14 days before an election and must end no later than the Sunday before the election (Tuesday, October 22 to Sunday, November 3 for the November 5, 2024 General Election).<sup>66</sup>

#### 26. ELIGIBILITY: Do I have to have a reason to vote early?

No. A voter does not need a reason to vote early.

#### 27. WHEN: When does early voting begin/end?

Each municipality determines its hours for early voting within the allowed in-person absentee (early) voting period. In-person absentee voting may begin no earlier than 14 days before an election and must end no later than the Sunday before the election (Tuesday, October 22 to Sunday, November 3 for the November 5, 2024 General Election).<sup>67</sup>

Voters can find information on where and when they can in-person absentee (early) on the MyVote Wisconsin website <u>Vote Absentee in Person</u> page and/or by contacting their <u>municipal clerk</u>.

#### 28. WHERE: Where do I vote during early voting?

Voters can find information on where and when they can in-person absentee (early) on the MyVote Wisconsin website <u>Vote Absentee in Person</u> page and/or by contacting their <u>municipal clerk</u>.

<sup>65</sup> Wis. Stat. § 6.97.

<sup>66</sup> Wis. Stat. §§ 6.86(1)(b).

<sup>67</sup> Wis. Stat. § 6.86(1)(b).

29. IDENTIFICATION: What identification is required for early voting? What if I don't have an ID?

Wisconsin voters must provide proof of identification to vote.<sup>68</sup> See <u>Question 19</u>.

30. ASSISTANCE: What if I need assistance voting early in person?

See the Accessibility/Assistance section beginning at <u>Question 76</u>. See also Wisconsin Election Commission's website page on <u>Accessible Voting</u> and <u>Guide for Elderly Voters and Voters with</u> <u>Disabilities</u>.

Voters may wish to contact their <u>municipal clerk's office</u> in advance if they need accommodations such as curbside voting to vote early in person absentee to confirm that the office will have sufficient staffing to do so when the voter arrives.

# HOW TO VOTE: VOTE BY MAIL

#### (in this state defined as: vote by absentee ballot by mail)

#### 31. AUTOMATIC MAIL BALLOT: Will I automatically be sent a ballot in the mail?

Generally, Wisconsin voters must request an absentee ballot. Any registered voter may request an absentee by mail ballot. Voters should request their absentee ballots as soon as possible.

Within a calendar year, voters may make a single request that they automatically be provided with an absentee ballot for all elections during that single calendar year.<sup>69</sup>

Voters who are indefinitely confined due to age, physical illness, infirmity, or disability may request that they be sent an absentee ballot automatically for each election during their indefinite confinement.<sup>70</sup>

- Designation of indefinitely confined status is for each individual voter to make based upon the voter's current circumstance. It does not require permanent or total inability to travel outside of the residence. The designation is appropriate for electors who are indefinitely confined because of age, physical illness or infirmity or are disabled for an indefinite period. For additional details, see Wisconsin Election Commission's full <u>2020 Guidance Statement</u>.<sup>71</sup>
- Indefinitely confined voters will receive absentee ballots automatically for all elections until they fail to return a ballot or they notify their municipal clerk that they are no longer indefinitely confined.<sup>72</sup>

<sup>68</sup> Wis. Stat. § 6.79(2)(a).

<sup>&</sup>lt;sup>69</sup> Wis. Stat. § 6.85, 6.86(2m).

<sup>&</sup>lt;sup>70</sup> Wis. Stat. § 6.86(2)(a). Note: Incarcerated individuals are not considered indefinitely confined and if they are eligible to vote (i.e., not serving time for a felony, treason, or bribery), they must apply for a regular absentee mail-in ballot.

<sup>&</sup>lt;sup>71</sup> <u>https://elections.wi.gov/indefinitely-confined-voters</u>

<sup>&</sup>lt;sup>72</sup> Wis. Stat. § 6.86(2)(a), (b).

#### 32. ELIGIBILITY: Do I need a specific reason to vote by mail?

No. Anyone qualified to vote in Wisconsin may vote absentee ballot by mail.73

#### Special Voting Deputies for Certain Residential Care Facilities and Retirement Homes

Wisconsin municipalities have the option to conduct absentee voting in person at certain residential care and retirement home facilities for voters who are occupants of the facility.<sup>74</sup> If the municipality opts to conduct in-person absentee voting at a facility, *residents who are registered to vote using the facility's address and have applied for absentee ballots online, by email, mail, or fax,* will be delivered ballots by a pair of Special Voting Deputies (SVDs) appointed for this purpose. These residents will be allowed to vote and return the ballots to the SVDs who will return the ballots to the municipal clerk.<sup>75</sup> Each municipality that provides this service is required to provide public notice, including on their website, as well as notice to residents of the facility. This notice will include information about the date and time of visits by SVDs to the facility.<sup>76</sup> Alternatively, voters at facilities scheduled for SVD visits can choose to vote in person at their assigned polling location on election day or at an in-person absentee location during their municipality's early voting period. If the voter maintains a residence outside the facility, they may apply for and cast an absentee by mail ballot at that residence.<sup>77</sup>

Additional information about this process is available at Wisconsin Elections Commission's <u>What Voters in Residential Care Facilities Need to Know</u><sup>78</sup> and <u>Voting in Care Facilities</u><sup>79</sup> website pages. Further details and whether a particular facility will be scheduled for SVD visits can be obtained by contacting the voter's <u>municipal clerk's office</u>.

#### 33. APPLICATION DEADLINE: What is the deadline for requesting a mail-in ballot?

Voters should request their absentee ballots as soon as possible. Completed, returned absentee ballots must be received by the municipal clerk's office by 8:00 pm on Election Day.

*Receipt* deadlines for absentee ballot requests are as follows:

- Requests from regular voters must be received by 5:00 pm on the fifth day before the election (Thursday, October 31, 2024 for the November 5, 2024 General Election).<sup>80</sup>
  - $\circ$   $\;$  Voters should be strongly urged to not wait that long.
  - While that is the technical legal deadline, there is a strong possibility that requests submitted that late will not be able to be processed in time for the voter to receive the ballot and return it by Election Day.
- The receipt deadline for Qualified Military Voters (including their spouse and dependents) submitting requests *by mail* for absentee ballots is 5:00 pm on the Friday before the election (Friday, November 1, 2024 for the November 5, 2024 General Election).<sup>81</sup> See <u>Question 11</u>.

<sup>&</sup>lt;sup>73</sup> Wis. Stat. § 6.20.

<sup>&</sup>lt;sup>74</sup> Wis. Stat. § 6.875(2).

<sup>&</sup>lt;sup>75</sup> Wis. Stat. § 6.875(4)(at).

<sup>&</sup>lt;sup>76</sup> Wis. Stat. § 6.875(6)(a).

<sup>&</sup>lt;sup>77</sup> Wis. Stat. § 6.875(4)(ar).

<sup>&</sup>lt;sup>78</sup> https://elections.wi.gov/what-voters-residential-care-facilities-need-know

<sup>&</sup>lt;sup>79</sup> <u>https://bringit.wi.gov/voting-care-facilities</u>

<sup>&</sup>lt;sup>80</sup> Wis. Stat. § 6.86(1)(b).

<sup>&</sup>lt;sup>81</sup> Wis. Stat. § 6.86(1)(c).

- Qualified Military Voters (including their spouse and dependents) have until 5:00 pm on Election Day to request an absentee ballot (by methods other than mail) if general or primary election includes federal offices on the ballot *and* the voter opts to use the Federal Write-In Absentee Ballot (FWAB) to vote.<sup>82</sup> See <u>Question 11</u>.
- The deadline for indefinitely confined voters to request an absentee ballot by mail is 5:00 pm on the Friday before the election (Friday, November 1, 2024 for the November 5, 2024 General Election).<sup>83</sup>
- Hospitalized and sequestered juror electors have until 5:00 pm on Election Day to make a request for an absentee ballot.<sup>84</sup> See <u>Question 52</u>.

#### 34. APPLICATION ASSISTANCE: Can someone assist me with filling out the application?

Yes. Individuals who cannot read or write, or who have difficulty reading, writing or understanding English, or who are physically disabled, may choose to be assisted by anyone of their choosing (except the voter's employer, agent of the voter's employer, or an officer or agent of a labor organization representing the voter).<sup>85</sup>

\*NOTE: Current Wisconsin law prohibits use of email to send absentee ballots to voters, except for military and overseas voters.<sup>86</sup>

35. **APPLICATION RETURN:** How do I submit my mail-in ballot application? Can someone return it for me? Does it have to be postmarked by a specific date?

Voters should request their absentee ballots as soon as possible. Voters may request a by-mail absentee ballot in one of the following ways:

- Online using the <u>Vote by Absentee by Mail tool</u> on the MyVote Wisconsin website.
- Requesting that their <u>municipal clerk's office</u> send them an absentee ballot request form, and completing and mailing, e-mailing, or faxing it to the clerk's office. Note: In person applications for absentee ballots will not be accepted until 14 days before an election (Tuesday, October 22, 2024 for the November 5, 2024 General Election).<sup>87</sup>
- Downloading and completing an <u>absentee ballot request form</u> (available in English, Spanish, and Hmong) and mailing, e-mailing, or faxing it to their <u>municipal clerk</u>.
- Mailing, e-mailing or faxing a request to their <u>municipal clerk</u>. The request should include (1) the voter's full name, (2) Wisconsin voting address, (3) the specific election (e.g., November 5, 2024 General Election) or current calendar year for which the voter wishes absentee ballot(s); and (4) mailing address; and (5) proof of identification.

<sup>87</sup> Wis. Stat. § 6.86(1)(b).

<sup>&</sup>lt;sup>82</sup> Wis. Stat. § 6.86(1)(b).

<sup>&</sup>lt;sup>83</sup> Wis. Stat. § 6.86(2)(a).

<sup>&</sup>lt;sup>84</sup> Wis. Stat. §§ 6.86(1)(b), 6.86(3)(c).

<sup>&</sup>lt;sup>85</sup> Wis. Stat. § 6.87(5).

<sup>&</sup>lt;sup>86</sup> Note - on June 25, 2024, a Wisconsin Circuit Court judge issued a temporary injunction to allow voters with print disabilities to request that their municipal clerks send their absentee ballots by email, beginning with the November 2024 election, instead of by U.S. mail, so that these voters can use assistive technology to read and mark their ballots privately and independently. *Disability Rights Wisconsin v. Wisconsin Elections Commission*, Dane County Circuit Court Case No. 2024CV001141 (June 25, 2024). But this order has been stayed. We will keep monitoring for developments, if any, prior to November 2024.

- Note: An absentee ballot request submitted by a voter via fax or email does not have to contain the signature of the voter to be valid. The voter's signature on the absentee certificate envelope satisfies the signature.<sup>88</sup>
- In-person at their <u>municipal clerk's office</u>. Note: In person applications for absentee ballots will not begin to be accepted until 14 days before an election (Tuesday, October 22, 2024 for the November 5, 2024 General Election).<sup>89</sup>

A voter can ask another person to return their completed absentee ballot request. If an absentee ballot request is returned by someone other than the voter/requestor, it is treated by the municipal clerk as a mailed in request.<sup>90</sup>

The *deadlines for receipt* of absentee ballot requests by the municipal clerk's office are as follows. Absentee ballots should be requested as soon as possible. Completed, returned absentee ballots must be received by the municipal clerk's office by 8:00 pm on Election Day.

- Requests from regular voters must be received by 5:00 pm on the fifth day before the election (Thursday, October 31, 2024 for the November 5, 2024 General Election).<sup>91</sup>
  - Voters should be strongly urged to not wait that long.
  - While that is the technical legal deadline, there is a strong possibility that requests submitted that late will not be able to be processed in time for the voter to receive the ballot and have it returned to the municipal clerk's office by Election Day.
- The receipt deadline for Qualified Military Voters (including their spouse and dependents) submitting requests *by mail* for absentee ballots is 5:00 pm on the Friday before the election (Friday, November 1, 2024 for the November 5, 2024 General Election).<sup>92</sup> See <u>Question 11</u>.
- Qualified Military Voters (including their spouse and dependents) have until 5:00 pm on Election Day to request an absentee ballot (by methods other than mail) if general or primary election includes federal offices on the ballot *and* the voter opts to use the Federal Write-In Absentee Ballot (FWAB) to vote.<sup>93</sup> See <u>Question 11</u>.
- The deadline for Indefinitely Confined voters to request an absentee ballot by mail is 5:00 pm on the Friday before the election (Friday, November 1, 2024 for the November 5, 2024 General Election).<sup>94</sup> See <u>Question 31</u>.
- Hospitalized and sequestered juror electors have until 5:00 pm on Election Day to make a request for an absentee ballot.<sup>95</sup> See <u>Question 52</u>.
  - A voter who is hospitalized may register to vote and apply for and obtain a mail-in ballot using an agent.<sup>96</sup> See <u>Question 52</u>.
- 36. **IDENTIFICATION:** Are there identification requirements when I return my mail-in ballot application and/or ballot?

Except as noted below, voters must include a copy of proof of identification with their absentee ballot

<sup>&</sup>lt;sup>88</sup> Wis. Stat. § 6.86(1)(ac).

<sup>&</sup>lt;sup>89</sup> Wis. Stat. § 6.86(1)(b).

<sup>&</sup>lt;sup>90</sup> WEC Election Administration Manual for Wisconsin Municipal Clerks (Feb. 2024) at 71.

<sup>&</sup>lt;sup>91</sup> Wis. Stat. § 6.86(1)(b).

<sup>&</sup>lt;sup>92</sup> Wis. Stat. § 6.86(1)(c).

<sup>&</sup>lt;sup>93</sup> Wis. Stat. § 6.86(1)(b).

<sup>&</sup>lt;sup>94</sup> Wis. Stat. § 6.86(2)(a).

<sup>&</sup>lt;sup>95</sup> Wis. Stat. §§ 6.86(1)(b), 6.86(3)(c).

<sup>&</sup>lt;sup>96</sup> Wis. Stat. § 6.86(3).

*request.*<sup>97</sup> See <u>Question 19</u> for information on acceptable IDs.

Voters who have previously voted by absentee and provided proof of identification with that ballot do not need to include a copy of identification *provided that* they have not changed their name or address.<sup>98</sup>

Military Voters and Permanent Overseas Voters are exempt from providing proof of identification when voting absentee by mail. See <u>Question 11</u> for further information on requirements.

Voters receiving absentee ballots as indefinitely confined voters and voters residing in facilities visited by Special Voting Deputies may choose to provide a copy of their photo ID with their absentee ballot request but are not required to.

- For additional information on ID options for voters who reside in care facilities, see the <u>Voting in</u> <u>Care Facilities</u> information on the Wisconsin Election Commission's BringIt website and <u>Guide for</u> <u>Elderly Voters and Voters with Disabilities</u>.
- 37. **RECEIVING MAIL BALLOT:** Does the ballot have to be sent to my home, or can I have it sent somewhere else? What if I don't have a home address or my address is a PO Box?

A voter may have the mail-in absentee ballot mailed to an address other than their registered (residential) address.<sup>99</sup>

Military and overseas voters may have their ballots sent by email or facsimile as well, and have the option to download and print their ballot.<sup>100</sup> See <u>Question 11</u>.

#### 38. MISSED THE APPLICATION DEADLINE: What if I have not requested a mail-in ballot by the deadline?

A voter who misses the deadline to request a by mail absentee ballot may vote in person on Election Day. They may also vote in person during their municipality's in person absentee (early) voting. Most municipalities conduct in person absentee voting on the Friday before an election, and some municipalities continue in person absentee voting on the Saturday and/or Sunday before an election.

### 39. **STATUS OF APPLICATION AND/OR BALLOT:** How can I check the status of my application and/or mail-in ballot?

Voters can check the status of their by mail absentee ballot request and their returned ballot by using the <u>absentee ballot tracker</u> on MyVote Wisconsin.

<sup>&</sup>lt;sup>97</sup> Wis. Stat. § 6.87(1).

<sup>98</sup> Wis. Stat. § 6.87(4)(b)3.

<sup>&</sup>lt;sup>99</sup> WEC Election Administration Manual for Wisconsin Municipal Clerks (Feb. 2024) at 70.

<sup>&</sup>lt;sup>100</sup> Wis. Stat. § 6.87(3)(d).

## 40. **APPLICATION OR BALLOT REJECTED:** I learned my mail-in ballot application and/or ballot was rejected. What can I do to fix any errors or get another one?

Voters should contact their <u>municipal clerk's office</u> if their absentee ballot application and/or ballot is rejected. Municipal clerks may, but are not required to, return the ballot to the voter for correction whenever time permits the voter to correct the defect, but no later than 8:00 pm on Election Day which is the deadline to return an absentee ballot to the municipal clerk.<sup>101</sup>

The Wisconsin Election Commission advises voters that they may correct their absentee ballots on Election Day but that all voted absentee ballots must be returned to the municipal clerk by 8:00 pm on Election Day.<sup>102</sup>

If the application and/or absentee ballot is missing a voter's signature or witness signature, the voter can correct the ballot on Election Day. The Wisconsin Election Commission advises that the voter may correct for a missing witness signature on Election Day if the voter goes with the original witness to the polling place (or absentee ballot location) to correct the certificate envelope.<sup>103</sup>

#### 41. COMPLETING BALLOT: How do I complete the mail-in ballot?

Voters are provided with written instructions by their clerk's office when they are sent a by-mail absentee ballot. The Wisconsin Elections Commission has issued <u>uniform absentee ballot instructions</u>.

Absentee ballots must be completed in the presence of an adult witness. The witness must be (1) at least 18 years old *and* (2) a U.S. citizen (except that a witness for a military or overseas voter need not be a U.S. citizen).<sup>104</sup> The witness cannot be a candidate on the ballot in the election.

#### The voter should comply with all of the following requirements when completing the absentee ballot:

- Show the witness the unmarked ballot;
- Mark the ballot in the presence of the witness and no other person. The voter does not need to show the witness the voter's choices;
- Refold the voted ballot and place it inside the return envelope;
- Insert the proof of residence into the envelope, if required; and
- Seal the envelope in the presence of the witness.

#### The voter must also fill out all of the required information included on the envelope, including:

- *Voter information* (usually already filled out by the municipal clerk). This section requires *all* of the following information:
  - Date of election;
  - County;
  - Municipality;
  - Voter's name (Last, First, Middle as listed in voter's registration);

<sup>&</sup>lt;sup>101</sup> Wis. Stat. § 6.87(9); Wis. Stat. § 6.87(6).

<sup>&</sup>lt;sup>102</sup> WEC Election Administration Manual for Wisconsin Municipal Clerks (Feb. 2024) at 88-91

<sup>&</sup>lt;sup>103</sup> WEC Election Administration Manual for Wisconsin Municipal Clerks (Feb. 2024) at 88-91; WEC Election Day Manual (Feb. 2024) at 103.

<sup>&</sup>lt;sup>104</sup> Wis. Stat. § 6.87.

- Street address (or rural route number and box number, if the voter has a rural address without a house number and street name);
- City; and
- Zip code
- *Sign and date the Certification of Voter*. Military and overseas voters must also provide their birth date.
- *Certification of Witness*. The witness must (1) sign the envelope and (2) provide their full address, including house number, street name, city, state and zip code.
- *Certification of Assistant (if applicable).* If the voter requires assistance in marking their ballot or signing their name due to physical disability, the assistant must certify that they signed the voter's name at the direction and request of the voter. See <u>Question 42</u>.

Wisconsin imposes identification requirements when *requesting* an absentee ballot but does not impose further identification requirements when filling out or returning the absentee ballot.<sup>105</sup>

If the application and/or absentee ballot is missing a voter's signature or witness signature, the voter can correct the ballot on Election Day. The Wisconsin Election Commission advises that the voter may correct for a missing witness signature on Election Day if the voter goes with the original witness to the polling place (or absentee ballot location) to correct the certificate envelope.<sup>106</sup>

In response to state circuit court litigation and issued permanent injunctions relating to what witness address information must be included on an absentee ballot certificate, the Wisconsin Elections Commission issued <u>updated memoranda relating to witness address information on February 9, 2024</u>.

- Under the injunctions, see <u>Rise v. WEC February 9, 2024 WEC Memorandum</u>, election officials have an obligation not to reject, return for cure, or refuse to count any absentee ballot based on a witness's address if the face of the certificate contains sufficient information to allow a reasonable person in the community to identify a location where the witness may be communicated with. Under the injunctions, see <u>League of Women Voters v WEC February 9,</u> <u>2024 WEC Memorandum</u>, an absentee ballot may *not* be rejected if:
  - The witness's street number, street name, and municipality are present, but there is neither a state name nor a ZIP code provided;
  - The witness's street number, street name, and ZIP code are present, but there is neither a municipality nor a state name provided;
  - The witness's street number and street name are present and match the street number and street name of the voter, but no other address information is provided; or
  - The witness certification indicates that the witness address is the same as the voter's address with any or any combination of the following words: "same," "same address," "same as voter," "same as above," "see above," "ditto," or by using quotation marks and/or an arrow or line pointing to or from the voter address.
- An absentee ballot cannot be rejected or returned to a voter for correction under state law as long as the face of the certificate contains sufficient information to allow a reasonable person in the community to identify a location where the witness may be communicated with. This does not prevent returning an absentee ballot to a voter or rejecting an absentee ballot after 8:00 pm

<sup>&</sup>lt;sup>105</sup> Confirmed in February 12, 2024 phone call with Wisconsin Election Commission voter helpline that photo ID is not required when dropping off a completed absentee ballot.

<sup>&</sup>lt;sup>106</sup> WEC Election Administration Manual for Wisconsin Municipal Clerks (Feb. 2024) at 88-91; WEC Election Day Manual (Feb. 2024) at 103.

on Election Day if this standard cannot be met or if there is a separate issue, such as a missing witness signature or missing voter signature. See <u>WEC February 9, 2024 Q&A</u>

#### The voter may return the completed ballot in one of the following ways:

- By mail.
- By dropping it off in person at the municipal clerk's office before Election Day.
  - Voters should contact their <u>municipal clerk's office</u> to confirm location and open hours.
  - Note: During the in person absentee (early) voting period, some larger municipalities do not accept returned absentee ballots at the clerk's office and instead direct voters to an early voting location to return their completed absentee ballots.
- If made available by the voter's <u>municipal clerk</u>, by placing it in a designated secure ballot drop box in the voter's municipality.
  - Wisconsin municipal clerks are allowed to make available secure ballot drop boxes for voters to return their completed absentee ballot,<sup>107</sup> but they are not required to do so. For absentee ballots not returned by mail, municipal clerks may choose to accept completed absentee ballots only in person during staffed hours.
  - Voters should contact their <u>municipal clerk's office</u> to confirm where and when absentee ballots may be returned.
- By dropping it off on Election Day.
  - Voters should contact their <u>municipal clerk's office</u> to confirm where and when absentee ballots may be returned on election day.
  - Some municipalities allow voters on election day to return completed absentee ballots to their assigned polling location until polls close.
  - Some municipalities will accept completed absentee ballots until polls close at the municipal clerk's office, and do not accept them at polling locations.

#### Wisconsin law requires that voters return their own ballots.

*However*, any voter who requires assistance with mailing or delivering their absentee ballot to the Clerk's office because of blindness, disability, or inability to read or write must be permitted to receive such assistance by a person of the voter's choice, other than the voter's employer or agent of that employer or officer or agent of the voter's union. This includes having a third-party return their absentee ballot to the clerk, in-person or through the mail. See <u>Question 45</u>.

#### 42. ASSISTANCE COMPLETING BALLOT: Can someone assist me in filling out my ballot?

Yes. A voter who needs assistance with their ballot or absentee return envelope may ask for assistance from anyone other than their employer, an agent of that employer, or an officer or agent of the voter's union. The assistant may read the ballot to the voter or fill out the ballot at the voter's direction. The assistant may not tell the voter how to vote. If qualified, the same person can act as both assistant and certifying witness. See <u>Question 41</u>.

If the assistant helps the voter mark the ballot and/or signs the absentee return envelope on behalf of the voter, the assistant is required to sign their name in the Certification of Assistant section on the absentee ballot return envelope in which the ballot is placed.<sup>108</sup>

<sup>&</sup>lt;sup>107</sup> <u>Priorities USA et al v. Wisconsin Elections Commission et al</u>, Wisconsin Supreme Court Case No 2024AP164 (July 5, 2024).

<sup>&</sup>lt;sup>108</sup> Wis. Stat. § 6.87(5).

Explaining to a voter the logistics of filling out an absentee ballot or the return envelope or reading the ballot to the voter, is not "assistance" that requires the helper to sign the Certification of Assistant Section. See Wisconsin Election Commission's <u>Guide for Elderly Voters and Voters with Disabilities</u>.

**\*NOTE:** Current Wisconsin law prohibits use of email to send absentee ballots to voters, except for military and overseas voters.<sup>109</sup>

43. **DEADLINE TO RETURN BALLOT:** What is the deadline for the ballot to be received? Does it have to be postmarked by a specific date? Can I drop it off in person?

Completed Absentee ballots must be received by 8:00 pm Central Time on Election Day. Postmark is not relevant.

Voters should contact their <u>municipal clerk's office</u> to confirm where and when completed absentee ballots may be returned.

#### 44. BALLOT DROP OFF LOCATIONS: What are the locations for dropping off a ballot (instead of mailing it)?

The voter may drop off their completed absentee ballot (rather than return it by mail) in one of the following ways:

- By mail.
- By dropping it off in person at the municipal clerk's office before Election Day.
  - Voters should contact their <u>municipal clerk's office</u> to confirm location and open hours.
  - Note: During the in person absentee (early) voting period, some larger municipalities do not accept returned absentee ballots at the clerk's office and instead direct voters to an early voting location to return their completed absentee ballots.
- If made available by the voter's <u>municipal clerk</u>, by placing it in a designated secure ballot drop box in the voter's municipality.
  - Wisconsin municipal clerks are allowed to make available secure ballot drop boxes for voters to return their completed absentee ballot,<sup>110</sup> but they are not required to do so. For absentee ballots not returned by mail, municipal clerks may choose to accept completed absentee ballots only in person during staffed hours.
  - Voters should contact their <u>municipal clerk's office</u> to confirm where and when absentee ballots may be returned.
- By dropping it off on Election Day.
  - Voters should contact their <u>municipal clerk's office</u> to confirm where and when absentee ballots may be returned on election day.
  - Some municipalities allow voters on election day to return completed absentee ballots to their assigned polling location until polls close.

<sup>&</sup>lt;sup>109</sup> Note - on June 25, 2024, a Wisconsin Circuit Court judge issued a temporary injunction to allow voters with print disabilities to request that their municipal clerks send their absentee ballots by email, beginning with the November 2024 election, instead of by U.S. mail, so that these voters can use assistive technology to read and mark their ballots privately and independently. *Disability Rights Wisconsin v. Wisconsin Elections Commission*, Dane County Circuit Court Case No. 2024CV001141 (June 25, 2024). But this order has been stayed. We will keep monitoring for developments, if any, prior to November 2024.

<sup>&</sup>lt;sup>110</sup> <u>Priorities USA et al v. Wisconsin Elections Commission et al</u>, Wisconsin Supreme Court Case No 2024AP164 (July 5, 2024).

• Some municipalities will accept completed absentee ballots until polls close at the municipal clerk's office, and do not accept them at polling locations.

Wisconsin law requires that voters return their own ballots.

*However*, any voter who requires assistance with mailing or delivering their absentee ballot to the Clerk's office because of blindness, disability, or inability to read or write must be permitted to receive such assistance by a person of the voter's choice, other than the voter's employer or agent of that employer or officer or agent of the voter's union. This includes having a third-party return their absentee ballot to the clerk, in-person or through the mail. See <u>Question 45</u>.

#### 45. ASSISTANCE DROPPING OFF BALLOT: Can someone else drop off my completed ballot for me?

Yes, if the voter requires assistance with mailing or delivering their absentee ballot because of a disability.

Under the 2022 federal district court decision in *Carey v. Wisconsin Elections Commission*, the requirement that absentee ballots must be returned by the voter does not apply to a disabled voter who requires assistance returning their ballot.

The Wisconsin Elections Commission (WEC) has issued <u>Guidance on Absentee Ballot Return Options</u> <u>Under the Federal Voting Rights Act</u>. Excerpts from WEC's Guidance/FAQs are below:

- Do I need to confirm a person's disability if they are being provided voting assistance, and if so, how? No. Municipal clerks do not need to confirm that a voter utilizing ballot return assistance is a voter who requires ballot return assistance due to a disability. A Wisconsin voter may self-identify as requiring ballot return assistance due to a disability.
- When a clerk is presented with an absentee ballot delivered in-person to the clerk's office, the Commission believes that the clerk may ask the following questions:
  - Are you the voter? If not, then:
  - Are you delivering the voter's ballot because the voter has determined that they require assistance returning their ballot due to their disability? If yes, then:
  - Are you someone other than the voter's employer, an agent of that employer, or an officer or agent of the voter's union? If yes, then the ballot can be accepted.
- Do I need to confirm the disabled voter or agent's identity, or otherwise request additional information? No. If the agent answers the above bullet-point questions correctly, the ballot should be accepted.
- Who can provide a disabled voter with absentee ballot return assistance? Under the Voting Rights Act, a voter requiring ballot return assistance due to a disability may select any person to serve as their agent providing ballot return assistance, provided that the person is not the voter's employer, an agent of their employer, or an officer or agent of the voter's union.
- Can a single agent provide assistance to more than one disabled absentee voter? Yes.
- What constitutes a permissible absentee ballot "mailing"?
  - A lawful agent places the absentee ballot in the voter's residential mailbox.
  - A lawful agent places the absentee ballot in a United States Postal Service or similar parcel carrier's mailbox or delivers it to a designated drop facility for such parcel carriers.
  - A lawful agent turns over custody of the absentee ballot directly to a postal or parcel carrier's employee/agent.
  - A lawful agent places the absentee ballot into a reasonable, legitimate, and legally compliant stream of mail delivery services (e.g. care facilities, jails and correctional

institutions, military installations, and other similar institutions and organizations often have a designated clerk or courier service responsible for collecting or otherwise delivering mail to postal officials or mail carriers).

### 46. LOST OR SPOILED BALLOT: What if I lost my mail-in ballot, made a mistake on it (spoiled it), or I received an incorrect ballot?

The voter may return a spoiled or damaged mail-in absentee ballot to the municipal clerk and request a new ballot.<sup>111</sup> Spoiled or damaged absentee ballots must be returned, and new ballots must be requested and received before 5:00 pm on the 5th day before the election for most voters, or by 5:00 pm on the Friday before the election for military and indefinitely confined voters (Thursday, October 31 and Friday, November 1, respectively, for the November 5, 2024 General Election).

A voter who loses their by mail absentee ballot should contact their <u>municipal clerk's office</u> to see if they can obtain a replacement.

Alternatively, *a voter who has not returned their absentee ballot* can go to their assigned polling location Election Day and vote in person there, or go to in person absentee (early) voting in their municipality to cast a ballot. See <u>Question 48</u>.

### 47. **NON-RECEIPT OF BALLOT:** What if I requested a mail-in ballot but have not received it? What are my options for voting?

A voter who has requested but has not yet received a by mail absentee ballot should contact their <u>municipal clerk's office</u> to see if they can obtain a replacement.

Any voter who has not returned their absentee ballot can go to their assigned polling location on Election Day and vote in person there, or go to in person absentee (early) voting in their municipality to cast a ballot. See <u>Question 48</u>.

# 48. **IN PERSON OPTION:** What if I requested or received a mail-in ballot but I want to vote in person on Election Day?

Any voter who has not returned their absentee ballot can go to their assigned polling location on Election Day and vote in person there. Voters need to bring a photo ID to vote it in-person. To speed check-in at the polling location, it is recommended (but not required) that the voter bring the absentee ballot for voiding. Curbside voting should be available.

# **HOW TO VOTE: ABSENTEE**

(in this state defined as: vote by absentee ballot)

#### 49. ELIGIBILITY: Am I eligible to request an absentee ballot?

#### See <u>Question 32</u>.

<sup>111</sup> Wis. Stat. § 6.86(5).

#### Special Voting Deputies for Certain Residential Care Facilities and Retirement Homes

Wisconsin municipalities have the option to conduct absentee voting in person at certain residential care and retirement home facilities for voters who are occupants of the facility.<sup>112</sup> If the municipality opts to conduct in-person absentee voting at a facility, *residents who are registered to vote and have applied for absentee ballots online, by email, mail, or fax,* will be delivered ballots by a pair of Special Voting Deputies (SVDs) appointed for this purpose. These residents will be allowed to vote and return the ballots to the SVDs who will return the ballots to the municipal clerk.<sup>113</sup> Each municipality that provides this service is required to provide public notice, including on their website, as well as notice to residents of the facility.<sup>114</sup> Alternatively, voters at facilities scheduled for SVD visits can choose to vote in person at their assigned polling location on election day or at an in-person absentee location during their municipality's early voting period. If the voter maintains a residence outside the facility, they may apply for and cast an absentee by mail ballot at that residence.<sup>115</sup>

Additional information about this process is available at Wisconsin Elections Commission's <u>What Voters in Residential Care Facilities Need to Know</u><sup>116</sup> and <u>Voting in Care Facilities</u><sup>117</sup> website pages. Further details and whether a particular facility will be scheduled for SVD visits can be obtained by contacting the voter's <u>municipal clerk's office</u>.

50. **APPLICATION DEADLINE:** What is the deadline for requesting an absentee ballot?

See Question 33.

51. IDENTIFICATION: Are there any identification requirements?

See <u>Question 36</u>.

52. **EMERGENCY:** Is there an emergency absentee ballot? If so, am I eligible?

Yes, there are emergency absentee ballot application processes.

#### Emergency application for a hospitalized voter:<sup>118</sup>

Not more than seven days before the election and not after 5:00 pm on Election Day, any person eligible to vote in Wisconsin who is hospitalized may designate an agent to apply for and obtain an absentee ballot from the voter's <u>municipal clerk's office</u>.<sup>119</sup>

<sup>&</sup>lt;sup>112</sup> Wis. Stat. § 6.875(2).

<sup>&</sup>lt;sup>113</sup> Wis. Stat. § 6.875(4)(at).

<sup>&</sup>lt;sup>114</sup> Wis. Stat. § 6.875(6)(a).

<sup>&</sup>lt;sup>115</sup> Wis. Stat. § 6.875(4)(ar).

<sup>&</sup>lt;sup>116</sup> <u>https://elections.wi.gov/what-voters-residential-care-facilities-need-know</u>

<sup>&</sup>lt;sup>117</sup> <u>https://bringit.wi.gov/voting-care-facilities</u>

<sup>&</sup>lt;sup>118</sup> WEC Election Administration Manual for Wisconsin Municipal Clerks (Feb. 2024) at 99-101.

<sup>&</sup>lt;sup>119</sup> Wis. Stat. § 6.86(3)(a)1.

If the hospitalized voter is unregistered, the agent may also register the hospitalized voter at the same time.<sup>120</sup> The hospitalized voter must complete a voter registration application and provide proof of residence.

- If the hospitalized voter is unable to sign the registration due to physical disability, they may authorize an assistant to sign on their behalf.
- The assistant must also sign their name as the assistant and provide their address.
- The assistant need not be the agent who is applying for and obtaining the absentee ballot on behalf of the voter.

For the absentee ballot request, the hospitalized voter must complete an application for an absentee ballot and provide proof of identification.

- The agent must provide their name, signature, and address on the absentee application.
- If the hospitalized elector is unable to sign the application due to physical disability, they may have an assistant sign the application.
  - The assistant must also sign their name as the assistant.
  - The assistant need not be the agent.

The agent for the hospitalized voter will deliver a completed absentee ballot application or the written equivalent to the municipal clerk for the hospitalized elector's municipality of residence.

• The agent must provide their own proof of identification.

The municipal clerk will issue an absentee ballot, absentee certificate envelope and uniform instructions in an absentee carrier envelope to the agent for the hospitalized voter.

The agent transports the absentee ballot to the hospitalized elector.

- The hospitalized voter votes the ballot in the presence of a witness.
  - The agent or another designee of the elector may assist in filling out the ballot and should sign the ballot as the assistant.
- The hospitalized voter places the voted ballot in the absentee certificate envelope, seals and signs the envelope.
- The witness signs the envelope and provides their address.
  - The agent may serve as the witness.

The agent must deliver or mail the absentee certificate envelope so that it is received by the municipal clerk by 8:00 pm on Election Day. See <u>Question 43</u>.

#### Emergency application for a sequestered juror:<sup>121</sup>

An emergency application for a sequestered juror may be received by their <u>municipal clerk's office</u> up to 5:00 pm on Election Day. The request must be accompanied by proof of identification.

If the application is received on or before 5:00 pm on the Friday before an election (Friday, November 1, 2024 for the November 5, 2024 General Election), the clerk may mail the absentee ballot to the sequestered juror.

<sup>&</sup>lt;sup>120</sup> Wis. Stat. § 6.86(3)(a)2.

<sup>&</sup>lt;sup>121</sup> WEC Election Administration Manual for Wisconsin Municipal Clerks (Feb. 2024) at 101.

If the application is received after 5:00 pm on the Friday before an election:

- The clerk or the clerk's agent shall immediately take the ballot to the court in which the elector is serving as a juror and deliver the ballot to the judge.
- The judge shall recess court, as soon as convenient, and give the elector the ballot.
- The judge shall then serve as witness for the sequestered juror and return the voted ballot to the clerk or clerk's agent.<sup>122</sup>
- 53. **APPLICATION RETURN:** Where and how can I return my absentee ballot application? Can someone return it for me?

See <u>Question 35</u>.

54. **STATUS OF APPLICATION AND/OR BALLOT:** How can I check the status of my absentee ballot application and/or absentee ballot return?

See <u>Question 39</u>.

55. **APPLICATION OR BALLOT REJECTED:** I learned my absentee ballot application and/or ballot was rejected. How can I confirm this and what can I do to fix any errors or get another one?

See <u>Question 40</u>.

56. COMPLETING BALLOT: How do I complete the absentee ballot?

See Question 41.

57. ASSISTANCE COMPLETING BALLOT: Can someone assist me filling out the ballot?

See <u>Question 42</u>.

58. **BALLOT DEADLINES:** What is the deadline for the ballot to be postmarked and/or received by, including dropping it off in person?

See <u>Question 43</u>.

59. BALLOT DROP OFF LOCATIONS: Where can I drop off a ballot (instead of mailing it)?

See <u>Question 44</u>.

60. ASSISTANCE DROPPING OFF: Can someone else drop off my completed ballot for me?

See <u>Question 45</u>.

61. LOST OR SPOILED: What if I lost my absentee ballot or it is spoiled or I received an incorrect one?

See <u>Question 46</u>.

<sup>&</sup>lt;sup>122</sup> Wis. Stat. § 6.86(1)(b).

62. NON-RECEIPT OF BALLOT: What if I requested an absentee ballot but have not received it? Can I do anything?

See <u>Question 47</u>.

63. IN PERSON OPTION: What if I requested an absentee ballot but I want to vote in person on Election Day?

See Question 48.

64. **IN PERSON ABSENTEE:** Where do I vote in-person absentee? When can I do this?

See Section on In-Person Absentee (Early) Voting, starting at Question 25.

# **POLLING PLACE ISSUES**

65. POLLING PLACE NOT OPEN: The polling place is not open. What should I do?

Polls must be open from 7:00 am to 8:00 pm on Election Day.<sup>123</sup> If a polling place is not open on time or closes prematurely, stay at the polling place.

Check the MyVote <u>polling place lookup</u> to confirm that the location is the assigned polling location for the current election.

66. **LONG LINES:** There are long lines at the polling place. What should I do? What if the polls are closing while I'm in line?

If a voter encounters a long line, they should wait. Polls must be open from 7:00 am to 8:00 pm on Election Day. Any voter in line at the time the polls officially close must be permitted to vote.<sup>124</sup>

67. EQUIPMENT FAILURE: What should I do if there are equipment problems at my precinct?

Voters should immediately notify the election officials at the polling site if the voting equipment breaks down. Voters should be advised that sometimes the optical scan machines do break down but if ballots are stored in the secure compartment on the side of the machine until the machine is fixed, that is acceptable. If the problem cannot be fixed in a timely manner, a voter should ask if a substitute paper ballot is available.<sup>125</sup>

68. **CAMPAIGNING:** What rules apply to people campaigning or "hanging around" my polling place? What counts as campaigning or electioneering? Can people approach me?

No person may engage in electioneering at a polling place on election day, or on any public property within 100 feet of the entrance to a building containing a polling place, absentee voting location, facility

<sup>&</sup>lt;sup>123</sup> Wis. Stat. § 6.78.

<sup>&</sup>lt;sup>124</sup> Wis. Stat. § 6.78.

<sup>&</sup>lt;sup>125</sup> Wis. Stat. § 7.15(6).

serving special voting or the municipal clerk's office on election day.<sup>126</sup> For example, if the polling place is in a public school gym, there can be no electioneering within 100 feet of any entrance to the school building and not just the gym.

"Electioneering" under Wisconsin law means any activity intended to influence voting at an election.<sup>127</sup>

Bumper stickers or other material on a bumper of a car near a polling place is permitted; however, an employee of the building may be asked to move their vehicle if complaints are made, or if the primary purpose of the vehicle is to influence voting.<sup>128</sup>

69. VOTER CONDUCT: What am I prohibited from wearing or doing in a polling place? Can I take photos inside?

Voters may photograph or videotape themselves or their ballots if it is not disruptive. Members of the media and polling place accessibility auditors may use photography and/or video cameras in the polling place during voting hours. The use of photography and video cameras by observers is prohibited.<sup>129</sup>

Voters wearing campaign buttons or t-shirts are advised to cast their vote and leave. If the voter engages in electioneering or remains in the polling place as an observer, the individual should be directed to cover or remove any campaign paraphernalia they are wearing if the item is intended to influence voting at the election.<sup>130</sup>

70. POLL WORKER CONDUCT: What is a poll worker prohibited from wearing or doing in a polling place?

Poll workers should not engage in activity which is intended to influence voting at an election.<sup>131</sup> Observers are prohibited from wearing clothing or buttons that are intended to influence voting at the election.<sup>132</sup>

71. **INTIMIDATION:** Are there any other specific restrictions on conduct outside of a polling place? What should I do if I feel unsafe or uncomfortable outside the polling place?

No person may engage in electioneering at a polling place on election day, or on any public property within 100 feet of the entrance to a building containing a polling place, absentee voting location, facility serving special voting or the municipal clerk's office on election day.<sup>133</sup> For example, if the polling place is in a public school gym, there can be no electioneering within 100 feet of any entrance to the school building and not just the gym.

Voters who feel unsafe or uncomfortable may alert an election official and/or call local law enforcement immediately. Voters being threatened with violence should call 911.<sup>134</sup> Voters may also file a formal

<sup>&</sup>lt;sup>126</sup> Wis. Stat. § 12.03.

<sup>&</sup>lt;sup>127</sup> Wis. Stat. § 12.03(4).

 <sup>&</sup>lt;sup>128</sup> Wis. Stat. § 12.035(4); see <u>WEC Election Administration Manual for Wisconsin Municipal Clerks (Feb. 2024)</u> at 179.
<sup>129</sup> WEC Election Administration Manual for Wisconsin Municipal Clerks (Feb. 2024) at 183.

<sup>&</sup>lt;sup>130</sup> WEC Election Administration Manual for Wisconsin Municipal Clerks (Feb. 2024) at 183.

<sup>&</sup>lt;sup>131</sup> Wis. Stat. § 12.03(4).

<sup>&</sup>lt;sup>132</sup> WEC Election Administration Manual for Wisconsin Municipal Clerks (Feb. 2024) at 177.

<sup>&</sup>lt;sup>133</sup> Wis. Stat. § 12.03.

<sup>&</sup>lt;sup>134</sup> See <u>Wisconsin Department of Justice October 29, 2020 Press Release: How to Recognize and Report Voter</u> Intimidation in Wisconsin.

complaint for election law violations.<sup>135</sup> See WEC's <u>Filing A Sworn Complaint</u> information page.

72. CHALLENGE: Someone is formally challenging my vote. What should I do?

Under very limited circumstances, a voter's right to vote may be formally challenged. These challenges must follow strict guidelines and must not be used for intimidating or to discourage voting. If a voter believes they have the right to vote and the procedures are followed, the voter should be allowed to vote.

A voter's right to cast their ballot may be challenged for cause by (1) an election inspector or (2) another voter who *knows or suspects* that the voter being challenged is not qualified to vote.<sup>136</sup> *The challenge must be based on personal knowledge*. Cause for challenge includes the following:<sup>137</sup>

- The voter is not a U.S. citizen;
- The voter is not 18 or older;
- The voter has not resided in the election district for at least 28 days;
- The voter has a felony conviction and has not been restored their civil rights;
- The voter has been adjudged incompetent;
- The voter has bet or wagered on the election; or
- The voter has previously voted in the same election.

If the challenge is made by another voter instead of an inspector, the challenging voter must be administered an oath and asked questions to determine why they believe the challenged voter is not qualified to vote.<sup>138</sup> No voter may be disqualified unless the challenger demonstrates beyond a reasonable doubt that the person does not qualify as a voter or is not properly registered.<sup>139</sup>

A voter who is challenged will be administered the following oath: "You do solemnly swear (or affirm) that you will fully and truly answer all questions put to you regarding your place of residence and qualifications as an elector of this election."<sup>140</sup> A voter may only be asked the following questions, as appropriate based on the nature of the challenge:<sup>141</sup>

- Are you a United States Citizen?
- Are you at least 18 years of age?
- For at least the 28 days before this election, have you resided in, or been a resident of, the ward or election district from which you seek to vote?
- Are you currently disqualified from voting for any of the following reasons:
  - A felony conviction for which you are still serving probation or are on parole or extended supervision?
  - A judge's ruling that you are incapable of voting?
  - Having made a bet or wager on this election?
  - Having voted previously in this election?

<sup>135</sup> Wis. Stat. §§ 5.05(2m)(c), 5.06.

<sup>&</sup>lt;sup>136</sup> Wis. Stat. §§ 6.92, 6.925.

<sup>&</sup>lt;sup>137</sup> Wis. Stat. §§ 6.94, 6.935; Wis. Admin. Code EL 9.01. Note: Although Wisconsin law now imposes a 28-day residency requirement, see Wis. Stat. § 6.02(1), the administrative code still refers to the prior 10-day requirement.

<sup>&</sup>lt;sup>138</sup> Wis. Stat. § 6.925; Wis. Admin. Code EL 9.02.

<sup>&</sup>lt;sup>139</sup> Wis. Stat. § 6.325.

<sup>&</sup>lt;sup>140</sup> Wis. Stat. §§ 6.92, 6.925; Wis. Admin. Code EL 9.01.

<sup>&</sup>lt;sup>141</sup> Wis. Stat. §§ 6.92, 6.925; Wis. Admin. Code EL 9.01.

No other questions may be asked of the voter. If the voter refuses to take the oath or to answer the questions, they will not be issued a ballot.<sup>142</sup>

The challenger may withdraw their challenge. If the challenger does not withdraw the challenge, an inspector must administer the following additional oath to the challenged voter: "You do solemnly swear (or affirm) that: you are 18 years of age; you are a citizen of the United States; you are now and for 28 consecutive days have been a resident of this ward except under s. 6.02(2); you have not voted at this election; you have not made any bet or wager or become directly or indirectly interested in any bet or wager depending upon the result of this election; you are not on any other ground disqualified to vote at this election."<sup>143</sup>

If the challenged voter (1) fully answers all relevant questions, (2) provides answers indicating they meet the voting qualification requirements, (3) takes the oath or affirmation, and (4) fulfills the applicable registration requirements, they must be allowed to vote.

Challenges are documented by poll workers.<sup>144</sup> Challenges may be reviewed by the municipality's Board of Canvassers during vote counting, by county boards of canvass, and/or during a recount period.

73. **POLICE/MILITARY PRESENCE:** There are police/members of the military at the polling place. Is this okay? What should I do?

No person may personally, or through an agent, make use of or threaten to make use of force, violence, or restraint in order to induce or compel any person to vote or refrain from voting.<sup>145</sup>

Under Wisconsin law, Milwaukee – which is the only municipality with a *municipal board* of election commissioners (other municipalities have county election commissioners) – may designate polling places at which the chief of police may dispatch police officers. However, it is unclear whether this provision *requires* a police officer at every polling place in Milwaukee or only the polling places requested by the commission.<sup>146</sup>

74. **THOUGHT WAS REGISTERED:** My name isn't on the voter registration roll but I thought I was registered. What should I do?

Common reasons a voter's name may not be on the registration list:

- Voter is at the incorrect polling place
- Voter is on the confidential electors list and their name does not appear on the public poll book
  - Voters affected by domestic abuse, sexual assault, or stalking may register confidentially. Confidential voter names and addresses are not part of the alphabetical listing of voters on the poll book. These voters have unique identifying numbers in the back of the poll book, on a page that is not open to public inspection. When voting in person, confidential voters do not announce their name and address. Instead, they show poll workers a confidential voter card from the Clerk's Office. Confidential voters are exempt from showing voter ID.

<sup>&</sup>lt;sup>142</sup> Wis. Stat. § 6.94.

<sup>&</sup>lt;sup>143</sup> Wis. Stat. § 6.94.

<sup>&</sup>lt;sup>144</sup> Wis. Stat. § 6.95; Wis. Admin. Code EL 9.05.

<sup>&</sup>lt;sup>145</sup> Wis. Stat. § 12.09.

<sup>&</sup>lt;sup>146</sup> Wis. Stat. § 7.22(5).

- Voter is on the ineligible to vote list
  - This is a separate list of voters with disqualifying felonies who cannot vote.
- Voter has been removed from the list for other reasons
  - If a voter is not on the rolls at the polling place assigned to their residential address, they may have been removed from the rolls. A voter may be removed from the list of registered voters if they registered in another state, territory or possession.<sup>147</sup>
  - A voter may also be removed from the rolls if, they have not voted during a four year period in which they were eligible to vote, and they failed to respond within 30 days to a mailing from the Wisconsin Electoral Commission confirming that they still reside at the address at which they are currently registered and wish to remain registered.<sup>148</sup>

Voters should be reminded that any voter may register (or re-register) to vote on election day at their polling place if they have resided in the ward for 28 days or more and can provide Proof of Residence.

Voters should ensure that they are at the correct polling place. A vote cast at the wrong polling place, including a provisional ballot, will not be counted.

Steps to help determine why a voter's name is not on the rolls include:

- Check the MyVote Wisconsin <u>voter registration lookup</u> to make sure the person is registered to vote and is at the correct polling location.
- If the voter moved recently, they may be registered at their old address. Check the <u>voter</u> <u>registration lookup</u>. If the voter moved less than 28 days before the election (for the November 5, 2024 General Election, after Tuesday, October 8, 2024), they will need to vote at the polling place for their prior address.<sup>149</sup>
- If the voter has changed their name recently, the voter may be registered under a prior name. Check that name (and any variations of the voter's name, especially for hyphenated names, which sometimes trip up databases) in the <u>voter registration lookup</u>.
- The name of a voter who registered within 20 days prior to the election name may not appear on the voter registration roll and the voter may need to complete a same day registration.
- 75. PROVISIONAL BALLOT: I have been offered a provisional ballot. What should I do?

See <u>Question 22</u> in the How to Vote: Election Day section.

# **ACCESSIBILITY/ASSISTANCE**

#### 76. EQUIPMENT ASSISTANCE: I don't know how to use the voting equipment. Can I get help?

Yes. Any voter may request assistance on how to vote (*except* from their employer, an agent of the employer, or an officer or agent of the voter's union) or may request a paper ballot, if the municipality is

<sup>&</sup>lt;sup>147</sup> Wis. Stat. § 6.36(1)(d).

<sup>&</sup>lt;sup>148</sup> Wis. Stat. § 6.50(2).

<sup>&</sup>lt;sup>149</sup> Wis. Stat. §§ 6.10(3), 6.85(2).

using a voting machine.<sup>150</sup> For additional information, see Wisconsin Election Commission's website page on <u>Accessible Voting</u> and <u>Guide for Elderly Voters and Voters with Disabilities</u>.

If the voter needs help marking their ballot, the person assisting the voter must then sign the ballot in the space provided. Also, the election workers will write the name of the voter's assistant on the voting list. The voter's assistant does not need to be qualified to vote.<sup>151</sup>

### 77. **PHYSICAL DISABILITY:** I have a physical disability and need assistance. Is my polling place ADA compliant? Does my voting location have an accessible voting system?

Each polling place must be accessible to all individuals with disabilities and voting systems must permit all individuals to vote without the need for assistance and with the same degree of privacy accorded to nondisabled voters.<sup>152</sup> Individuals who are disabled may also choose to be assisted in voting by anyone of their choosing (except the voter's employer, agent of the voter's employer, or an officer or agent of a labor organization representing the voter). A disabled voter that is unable to use a voting machine may request to use a paper ballot and voting booth instead.<sup>153</sup>

Curbside voting is available for voters who cannot enter the polling place due to disability.<sup>154</sup> The polling place may have signs outside with a phone number, specific parking spots for curbside voting, or a greeter stationed outside to initiate curbside voting. A voter who wishes to utilize curbside voting may wish to inform their <u>municipal clerk's office</u> in advance of arriving at the polling place.

For additional information, see Wisconsin Election Commission's website page on <u>Accessible Voting</u> and <u>Guide for Elderly Voters and Voters with Disabilities</u>.

# 78. **READING/LANGUAGE ASSISTANCE:** I am blind, have a physical disability, or cannot read English and require assistance in order to vote. Can I get assistance at the polls?

Yes. Individuals who cannot read or write, or who have difficulty reading, writing or understanding English, or who are physically disabled, may choose to be assisted by anyone of their choosing (except the voter's employer, agent of the voter's employer, or an officer or agent of a labor organization representing the voter).<sup>155</sup> For additional information, see Wisconsin Election Commission's website page on <u>Accessible Voting</u> and <u>Guide for Elderly Voters and Voters with Disabilities</u>.

If the voter needs help marking their ballot, the person assisting the voter must then sign the ballot in the space provided. Also, the election workers will write the name of the voter's assistant on the voting list. The voter's assistant does not need to be qualified to vote.<sup>156</sup>

### 79. **LANGUAGE ACCESS:** I am not an English speaker. What language resources are available? Can I bring someone in the booth to help me understand the ballot?

Individuals who cannot read or write, or who have difficulty reading, writing, or understanding English,

<sup>&</sup>lt;sup>150</sup> Wis. Stat. § 6.82; 52 U.S.C.A. § 10508.

<sup>&</sup>lt;sup>151</sup> Wis. Stat. § 6.82(2).

<sup>&</sup>lt;sup>152</sup> Wis. Stat. § 5.25(4)(a).

<sup>&</sup>lt;sup>153</sup> Wis. Stat. §§ 6.82(1)(a), (2)(a), (3).

<sup>&</sup>lt;sup>154</sup> Wis. Stat. § 6.82(1).

<sup>155</sup> Wis. Stat. § 6.82(2)(a).

<sup>&</sup>lt;sup>156</sup> Wis. Stat. § 6.82(2).

or who are physically disabled, may choose to be assisted by anyone of their choosing (except the voter's employer, agent of the voter's employer, or an officer or agent of a labor organization representing the voter).<sup>157</sup> For additional information, see Wisconsin Election Commission's website page on <u>Accessible</u> <u>Voting</u> and <u>Guide for Elderly Voters and Voters with Disabilities</u>.

Under federal law (Section 203 of the Voting Rights Act), certain local jurisdictions must provide voting information and ballot access in different languages. A list of impacted Wisconsin local jurisdictions and language(s) other than English can be found in <u>Notice - Federal Register Vol. 86, No. 233 Wednesday</u>, <u>December 8, 2021</u>, pages 69617-60618.

#### 80. CURBSIDE VOTING: Is curbside voting available? How do I request it?

Curbside voting is available for voters who cannot enter the polling place due to disability.<sup>158</sup> The polling place may have signs outside with a phone number, specific parking spots for curbside voting, or a greeter stationed outside to initiate curbside voting. A voter who wishes to utilize curbside voting may wish to inform their <u>municipal clerk's office</u> in advance of arriving at the polling place. For additional information on curbside voting, see Wisconsin Election Commission's website page on <u>Accessible Voting</u> and <u>Guide for Elderly Voters and Voters with Disabilities</u>.

#### 81. VOTER GUIDE: Can I bring a voting guide or reference notes with me into the voting booth?

Wisconsin law does not prohibit voters from bringing a voter guide or reference notes into the voting booth.

# **STATE SPECIFIC SUPPLEMENT**

#### 82. QUESTIONS: Who should I contact if I have questions about any of the above?

Wisconsin elections are run at the municipal level (e.g., city, town, village) by over 1,800 separate offices.

- Voters can use the MyVote Wisconsin website to find their municipal election office contact information by their <u>residential address</u><sup>159</sup> or <u>voter name and date of birth</u>.<sup>160</sup>
- Using a lookup tool helps ensure the voter has the correct contact information for the municipality they are in for voting purposes. For example, the Village of Cottage Grove runs elections separately from the Town of Cottage Grove.
- The Wisconsin Election Commission's <u>Municipal Clerks Directory</u><sup>161</sup> includes contact information for municipal election offices, including some website addresses.
- In some smaller municipalities, the municipal clerk/election clerk is a part time position and the

<sup>&</sup>lt;sup>157</sup> Wis. Stat. §§ 6.82(1)(a), 6.82(2)(a).

<sup>&</sup>lt;sup>158</sup> Wis. Stat. § 6.82(1).

<sup>&</sup>lt;sup>159</sup> <u>https://myvote.wi.gov/en-us/My-Municipal-Clerk</u>

<sup>&</sup>lt;sup>160</sup> <u>https://myvote.wi.gov/en-us/My-Voter-Info</u>

<sup>&</sup>lt;sup>161</sup> https://elections.wi.gov/clerks/directory

open hours for the clerk's office may reflect that.

 Regardless of the municipality's size, polling places on Election Day are required to be open from 7:00 am to 8:00 pm.<sup>162</sup>

The Wisconsin Elections Commission (WEC) provides voter assistance by phone at 608-266-8005 or 1-866-VOTE-WIS and by email at <u>elections@wi.gov</u>.

Online WEC informational resources include:

- <u>Voter Information Center</u><sup>163</sup> and <u>Frequently Asked Questions (FAQ) for Voters</u>.<sup>164</sup>
- <u>MyVote Wisconsin<sup>165</sup></u> online tools to assist voters, including <u>My Voter Info<sup>166</sup></u> and <u>What's On My</u> <u>Ballot<sup>167</sup></u> lookup tools.
- <u>Bring It to the Ballot<sup>168</sup></u> website with detailed information on the photo ID requirements and ID options.
- Accessible Voting<sup>169</sup> website page and Guide for Elderly Voters and Voters with Disabilities.<sup>170</sup>
- Information on how to submit <u>Election Complaints & Concerns</u>, including an <u>online form to</u> <u>submit accessibility concerns</u>.<sup>171</sup>

The Wisconsin Secretary of State has NO role or responsibilities as to elections.

- <sup>164</sup> <u>https://elections.wi.gov/faq</u>
- <sup>165</sup> <u>https://myvote.wi.gov/en-us/</u>
- <sup>166</sup> <u>https://myvote.wi.gov/en-us/My-Voter-Info</u>
- <sup>167</sup> https://myvote.wi.gov/en-us/Whats-On-My-Ballot

<sup>&</sup>lt;sup>162</sup> Wis. Stat. § 6.78.

<sup>&</sup>lt;sup>163</sup> <u>https://elections.wi.gov/voters</u>

<sup>&</sup>lt;sup>168</sup> <u>https://bringit.wi.gov/</u>

<sup>&</sup>lt;sup>169</sup> <u>https://elections.wi.gov/voters/accessible-voting</u>

<sup>&</sup>lt;sup>170</sup> https://elections.wi.gov/resources/brochures/elderly-voters-and-voters-disabilities-guide-voting-wisconsin

<sup>&</sup>lt;sup>171</sup> <u>https://elections.wi.gov/elections/election-security-integrity/election-complaints-concerns;</u>

https://elections.wi.gov/form/report-an-accessibility-concern