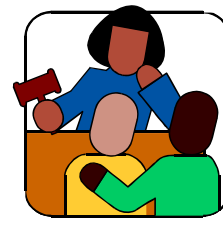




Confidential Listing



Electors who are victims of domestic abuse, sexual assault or stalking have the option to be listed confidentially on poll lists per s.6.47, Wis. Stats. An individual is eligible if they have been granted a protective order that is in effect, have an affidavit which is signed by a sheriff, chief of police, or district attorney which verifies that the individual was a victim and continues to be threatened, the individual resides in a shelter, or the individual submits a statement signed by an authorized representative of a domestic abuse or sexual assault victim service provider. The name and address of the protected individual is not disclosed on the poll list but instead the voter presents a voter identification card with a unique identification serial number given to him or her by the municipal clerk.

Request For Confidentiality

An individual must *personally* register to vote in the office of the municipal clerk and make a *written request* for confidentiality. s.6.28(1), 6.47(2), Stats. The individual may use the form entitled [ELECTOR REQUEST FOR CONFIDENTIAL LISTING \(GAB-146\)](#). A individual with disabilities may be accompanied to the clerk's office by another elector of Wisconsin and may designate the other elector to make a request for confidentiality on their behalf. s.6.47(2), Stats.

If an individual is not registered on election day and wishes to obtain a confidential listing, the elector must register at the clerk's office before they may vote at the polling place serving their residence. s.6.55(2)(cm), Stats.

To be eligible, an individual must provide 1 of 4 documents:

- Copy of temporary restraining order or an injunction. s.6.47(1)(a)1, (d), (2), Stats.
- Affidavit from sheriff or chief of police([AFFIDAVIT OF SHERIFF, CHIEF OF POLICE, OR D.A.- EB-147](#)) that is dated within 30 days of the date of the request. s.6.47(1)(a)2, (2), Stats.
- Statement signed by the operator or authorized agent of a shelter that is dated within 30 days of the date of the request that indicates the operator operates the shelter and that the individual making the request resides in the shelter. s.6.47(1)(a)3, (2), Stats.
- Statement which includes the individual's full name, that is signed by an authorized representative of a domestic abuse or sexual assault victim service provider, and that indicates the individual received services from that provider within the 24-month period ending on the date of the statement. s.6.47(4), Stats.
 - [Wisconsin Domestic Abuse Service Providers](#)
 - [Wisconsin Sexual Assault Service Providers](#)

Clerk issues a voting identification card (IDENTIFICATION CARD OF PROTECTED INDIVIDUAL, EB-148) to the protected individual and notes the identification serial number on the voter registration form in the space provided. s.6.33(1), 6.47(3), Stats. **The GAB-148 is not available on the website and must be requested from the Government Accountability Board by the municipal clerk.**

When voting absentee, the protected individual who provides an ID number does not need to provide a street address on the absentee certificate. s.6.87(2), Stats. The clerk makes a notation of the individual's name and identification number in the Absentee Elector Log. The clerk notes on the Absentee Elector Log and on the Absentee Certificate ([GAB-122](#)) that the voter is a protected individual. The clerk does not disclose the protected individual's information on the Absentee Elector Log.

Clerk Keeps The File Confidential

- Access to poll/registration list does not apply to information that is confidential. s.6.45(1m), 6.46(2), Stats.
- When the clerk furnishes a copy of the current registration list, the clerk excludes information that is confidential. s.6.45(2), Stats.

Access To Listing:

Access to confidential name and address is permitted only under certain circumstances:

- To a law enforcement officer for official purposes. s.6.47(8)(a), Stats.
- To a state or local governmental officer pursuant to a specific law. s.6.47(8)(b), Stats.
- Pursuant to a court order. s.6.47(8)(c), Stats.
- To the clerk of court. s.6.47(8)(d), Stats.
- At the request of the protected individual. s.6.47(8)(e), Stats.

No person who obtains access to a protected individual's name and address may disclose it to any person other than a public employee for the same purpose for which the information was obtained.
s.6.47(9), Stats.

The Confidential Listing Expires:

- On the date the protective order expires,
- The date updated information is received from the sheriff, chief of police, or D.A.
- The date the protected individual ceases to reside in a shelter, or
- After the 24-month period that follows creation or renewal of the listing, whichever is earlier.
s.6.47(4), Stats.

The municipal clerk cancels a confidential listing if:

- The clerk receives notification from a sheriff, chief of police, or D.A. s.6.47(5)(a)1., (10), Stats.
- The name of the protected individual is legally changed. s.6.47(5)(a)2., Stats.
- The protected individual changes their address without notifying the clerk. s.6.47(5)(a)3., Stats.
- The clerk finds that the protected individual provided false information. s.6.47(5)(a)4., Stats.

If the municipal clerk has notice that a confidential listing is scheduled to expire, the clerk provides 30-day notice to the individual of the scheduled expiration of the listing. If notice to the protected individual is not provided, the clerk provides notice upon changing a listed individual to ineligible status.. s.6.47(6), (7), Stats. The clerk may use [NOTICE OF CANCELLATION OF REGISTRATION AND CONFIDENTIAL LISTING \(GAB-149\)](#) to notify the elector.

The municipal clerk may use the sample [Tracking of Confidential Listing](#) to assist them in maintaining their records.

Upon expiration or cancellation of the confidential listing, an individual may file a new request and qualify by filing the proper documents. The individual may apply for and qualify to obtain a nonconfidential (regular) voter registration. s.6.47(5)(b), (6), Stats.

Recordkeeping

- The original registration card is filed alphabetically after the forms of other electors. s.6.35(1)intro, (1m), Stats.
- Registration lists contain the full name and address of each registered voter, except that the address of the protected elector does not appear on copies of lists used at the polling place. s.6.36(2)(a), (b), Stats.
- Names and identification serial numbers of protected individuals appear separately after the remainder of the list. Names and serial numbers are arranged alphabetically by last name of elector. s.6.36(4), Stats.

The municipal clerk may use the sample [Tracking of Confidential Listing](#) to assist them in maintaining their records.

At Polling Place

- ③ A protected individual presents their identification card to election inspectors in lieu of providing their name and address and is not required to provide separate identification. ss.6.79(1), (6), Stats.
- ③ The SVRS poll book will print out the list of confidential voter numbers for that polling place on the last page of the regular poll book.
- ③ When the protected individual is voting absentee, only the identification serial number is announced when processing the absentee ballot. s.6.88(3)(a), Stats.
- ③ The inspectors may only disclose to observers/public the existence of a confidential list, the number of protected individuals on a poll list and the number of those who may have voted. No observer may view the absentee certificate of a protected individual. s.7.41(4), Stats.
- ③ The inspectors should not permit access to the name of any protected elector during the canvass. s.7.51(1), Stats.

The board of canvassers at a recount should not permit access to the name of any protected individual. s.9.01(1)(b)12., Stats.

Violations With Respect to Confidential Listings

- To intentionally disclose the name and address of a protected individual to any person who is not authorized by law to obtain that information. s.12.13(2)(b)8., Stats.
- Willfully provide to a municipal clerk false information for the purpose of obtaining a confidential listing. s.12.13(3)(zm), Stats.
- To disclose confidential information to any person provided by law, when not authorized to do so. s.12.13(3)(zn), Stats.

Persons who violate the confidentiality of a protected individual may be fined not more than \$1,000, or imprisoned not more than 6 month, or both. s.12.60(1)(b), Stats.