

WISCONSIN STATE ELECTIONS BOARD
Public Safety Building, Municipal Courtroom
2100 North Calhoun Road
Brookfield, Wisconsin
October 20, 2004
9:30 a.m.

Minutes

Board Members Present: John Savage, Patrick Hodan, Kirby Brant, Carl Holborn, Donald Goldberg, John Schober, Martha Love

Board Members Absent: Gordon Myse, Shane Falk

Staff Members Present: Kevin Kennedy, George Dunst, Barbara Hansen, Sharrie Hauge

9:50 a.m. The meeting was called to order by Elections Board Chair John Schober.

I. Minutes of Previous Elections Board Meetings

A. September 1, 2004 Elections Board Meeting

MOTION: APPROVE MINUTES OF THE SEPTEMBER 1, 2004 ELECTIONS BOARD MEETING. Motion by John Savage, seconded by Kirby Brant. Motion carried.

B. September 21, 2004 Elections Board Meeting

MOTION: APPROVE MINUTES OF THE SEPTEMBER 21, 2004 ELECTIONS BOARD MEETING. Motion by John Savage, seconded by Kirby Brant. Motion carried.

VII. Election Administration

A. Report on Statewide Voter Registration System

This report was presented for information. No action was taken by the Board.

B. Report of Elections, Training and Information Technology Director

This report was presented for information. No action was taken by the Board.

II. Personal Appearances

Ray Carey appeared on behalf of the Republican Party of Wisconsin to discuss the opinion request they made regarding commercial transactions with candidate campaign committees. The Republican Party of Wisconsin submitted a request on October 19, 2004 withdrawing their opinion request. Information relating to this matter is set out in the Board materials on pages 64-74.

III. Administrative Rules

A. Request to Promulgate Emergency Rules Regulating Third Party Voter Registration

Elections Board Members and staff discussed the requests submitted by members of the Legislature and the republican Party of Wisconsin to promulgate emergency rules regulating third party voter registration activities and the response prepared by the Executive Director. Elections Board members raised several questions about the voter registration process.

MOTION: ASK THE LEGISLATURE TO REQUIRE A PICTURE ID TO VOTE. Motion by John Savage, seconded by Kirby Brant. Motion passed on a roll-call vote, with 2 Board members absent.

Roll Call Vote:

Yes – John Savage, Patrick Hodan, Kirby Brant, John Schober
No – Martha Love, Carl Holborn, Donald Goldberg

B. Proposed Changes Relating to Enforcement of Requirement to Provide Identification of Individual Contributions ElBd 1.46, Wis. Adm. Code

MOTION: ADOPT THE FIRST ALTERNATIVE, WHICH PERMITS THE CAMPAIGN TO RETURN THE CONTRIBUTION TO THE CONTRIBUTOR OR THE COMMON SCHOOL FUND OR A BONAFIDE CHARITY. Motion by Carl Holborn, seconded by John Savage. Motion carried.

MOTION: GIVE THE COMMITTEE 60 DAYS FROM THE DUE DATE OF THE REPORT TO DIVEST THE MONEY. Motion by John Savage, seconded by Carl Holborn. Motion carried.

IV. Investigations

A. Appeal of Settlement Offers for Violations Identified by Staff Audit

MOTION: DENY THE APPEAL OF FRIENDS OF BRUCE SCHUKNECHT (104338) FOR THE LATE FILING OF THE PRE-PRIMARY FALL CAMPAIGN FINANCE REPORT. Motion by Kirby Brant, second by John Savage. Motion carried.

B. Wiley Complaint Against Kuester for Assembly Committee Relating to Undisclosed Contributions ElBd Cpt. 04-05

The Board directed that this matter be postponed until the December meeting.

C. Thompson Complaint Against Albers Relating to Failure to Disclose Contribution ElBd Cpt. 04-15

The Board directed that this matter be postponed until the December meeting.

V. Opinion Request

A. Republican Party of Wisconsin Request for Opinion on Commercial Transactions with Candidate Campaign Committees

The opinion request was withdrawn. No action was taken by the Board.

VI. Litigation

A. Report of Legal Counsel

This report was presented for information. No action was taken by the Board.

VIII. Campaign Finance Administration

A. Report of Campaign Finance and Agency Operations Director

This report was presented for information. No action was taken by the Board.

B. Outstanding Settlement Offer Status

This report was presented for information. No action was taken by the Board.

C. Report on Wisconsin Election Campaign Fund

This report was presented for information. No action was taken by the Board.

X. Agency Administration

A. Report of Executive Director

This report was presented for information. No action was taken by the Board.

MOTION: HOLD THE NEXT BOARD MEETING IN BROOKFIELD. Motion by John Savage, second by Donald Goldberg. Motion carried.

12:00 noon Board member Patrick Hodan left the meeting. The Board meeting adjourned for a break.

12:10 p.m. The Board meeting resumed.

IX. Legislation

A. Proposed Legislation Increasing Registration and Reporting Thresholds

MOTION: ADOPT LEGAL COUNSEL'S RECOMMENDED INCREASES FOR REGISTRATION AND REPORTING THRESHOLDS. INCREASE THE \$25 REGISTRATION LIMIT TO \$100; INCREASE THE \$20 LIMIT THAT TRIGGERS VARIOUS REPORTING REQUIREMENTS TO \$100; INCREASE THE CURRENT \$100 CONTRIBUTION THRESHOLD THAT TRIGGERS ADDITIONAL REPORTING REQUIREMENTS TO \$250; INCREASE THE \$10 ANONYMOUS CONTRIBUTION LIMIT TO \$50; AND, RAISE THE \$1,000 REPORTING EXEMPTION LIMIT TO \$2,500. SUBMIT THESE INCREASES TO THE LEGISLATURE. Motion by John Savage, seconded by Carl Holborn. Motion carried.

B. Report on Legislative Council Special Committee on Election Law Review

This report was presented for information. No action was taken by the Board.

MOTION: ADJOURN THE ELECTIONS BOARD MEETING. Motion by John Savage, seconded by Donald Goldberg. Motion carried.

The Elections Board meeting adjourned at 12:55 p.m.

The next meeting of the State Elections Board is scheduled for Wednesday, December 1, 2004, beginning at 9:30 a.m. The meeting will be held in the Common Council Chambers at the Brookfield City Hall, 2000 North Calhoun Road, Brookfield, Wisconsin.

