

**ROLL CALL
OUTAGAMIE COUNTY BOARD OF SUPERVISORS**

DATE April 20, 2021 RESOLUTION # 3--2021-22

Finance Committee. Oppose pending legislation that would move the presidential preference primary to be held on the first Tuesday in March, and instead consider changing the Spring Election to the first Tuesday in March or move the Presidential Preference Primary Election to the third Tuesday in February in conjunction with the February Primary Election.

MOTION: Oppose pending legislation that would move the presidential preference primary to be held on the first Tuesday in March, and instead consider changing the Spring Election to the first Tuesday in March or move the Presidential Preference Primary Election to the third Tuesday in February in conjunction with the February Primary Election.

MADE BY: Miller SECONDED BY: Iverson

DST	NAME	AYE	NAY	ABSTAIN	PRES	ABSENT
1	Thompson	x				
2	Miller	x				
3	Renteria	x				
4	Patience	x				
5	Gabrielson	x				
6	Konetzke	x				
7	Hammen	x				
8	Nicholas Thyssen	x				
9	Krueger					x
10	Lamers	x				
11	Fallona	x				
12	McCabe	x				
13	Wegand	x				
14	Jeremy Thyssen	x				
15	Peterson					x
16	Schroeder					x
17	Croatt	x				
18	Spears	x				

DST	NAME	AYE	NAY	ABSTAIN	PRES	ABSENT
19	Marcks	x				
20	Thomas	x				
21	Travis Thyssen	x				
22	Hagen	x				
23	Klemp	x				
24	Iverson	x				
25	Nooyen	x				
26	Davidson	x				
27	Culbertson	x				
28	Monfils	x				
29	Buchman	x				
30	Wuebben	x				
31	Clegg	x				
32	VanderHeiden	x				
33	O'Connor-Schevers	x				
34	Rettler					x
35	Melchert	x				
36	Suprise	x				

AYE 32
 NAY 0
 ABSTAIN 0
 PRESENT 0
 ABSENT 4
 TOTAL 36

APPROVED x
 DEFEATED

RESOLUTION NO.: 3—2021-22

TO THE HONORABLE, THE OUTAGAMIE COUNTY BOARD OF SUPERVISORS

LADIES AND GENTLEMEN:

MAJORITY

1 Currently in Wisconsin, the Presidential Preference Primary is held on the first Tuesday
2 in April preceding the November election, commonly referred to as Presidential
3 Preference Primary and Spring Election.
4

5 There is pending legislation that would move the presidential preference primary to be
6 held on the first Tuesday in March, known as "Super Tuesday," as well as changing
7 deadlines for certain procedures that must be completed before the primary.
8

9 The proposal would mean Wisconsin would need to hold two statewide elections within
10 roughly a month of each other (three elections in six weeks if a February primary is
11 necessary). Previous estimates by the Wisconsin Elections Commission showed
12 uncoupling the presidential preference primary from the April election could cost an
13 additional \$7 million. Additionally, holding three elections within six weeks between
14 the months of February, March, and April would create a challenge finding poll
15 workers, and has potential to cause voter confusion. There are also logistical concerns
16 that voters may return absentee ballots in the wrong envelopes, as they could be in
17 possession of ballots for multiple elections at the same time.
18

19 NOW THEREFORE, the following resolution is presented by the Finance Committee to
20 the County Board.

21 BE IT RESOLVED, that the Outagamie County Board of Supervisors does oppose pending
22 legislation that would move the presidential preference primary to be held on the first Tuesday in
23 March, and instead consider changing the Spring Election to the first Tuesday in March or move
24 the Presidential Preference Primary Election to the third Tuesday in February in conjunction with
25 the February Primary Election, and

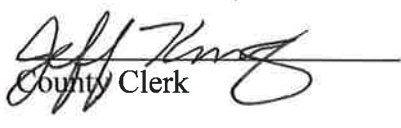
26 BE IT FINALLY RESOLVED, that the Outagamie County Clerk be directed to forward a
27 copy of this resolution to the Wisconsin Counties Association and the Outagamie County Lobbyist
28 for distribution to the State Senators and State Representatives representing Outagamie County
29 and the Governor.

30 Dated this 20th day of April 2021

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Duly and officially adopted by the County Board on: April 20, 2021

Signed: 
Board Chairperson


County Clerk

Approved: 9.23.21

Vetoed: _____

Signed: 
County Executive



State of Wisconsin
2021 - 2022 LEGISLATURE

LRB-1703/1
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2021 BILL

1 **AN ACT** *to amend* 5.02 (19), 5.02 (21), 5.60 (8) (am), 5.60 (8) (c), 5.68 (5), 7.08 (2)
2 (d), 8.12 (title), 8.12 (1), 8.12 (3), 10.02 (3) (b) 3., 10.06 (2) (d), 10.06 (2) (g),
3 11.0101 (29) and 11.0101 (32); and *to create* 5.02 (15m) of the statutes;
4 **relating to:** holding the presidential preference primary on the first Tuesday
5 in March.

Analysis by the Legislative Reference Bureau

This bill requires the presidential preference primary to be held on the first Tuesday in March rather than the first Tuesday in April. The bill also changes the deadlines for certain procedures that must be completed before that primary. For example, under current law, the state chairperson of each recognized political party wishing to participate in the presidential preference primary must file a certification with the elections commission no later than 5 p.m. on the second Tuesday in December of the year before each year in which electors for president and vice president are to be elected. The bill moves that deadline to 5 p.m. on November 15.

For further information see the state and local fiscal estimate, which will be printed as an appendix to this bill.

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

2021 - 2022 Legislature

- 2 -

LRB-1703/1

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SECTION 1

BILL

1 **SECTION 1.** 5.02 (15m) of the statutes is created to read:

2 5.02 **(15m)** "Presidential preference primary" means the primary held on the
3 first Tuesday in March to express preferences for the person to be the presidential
4 candidate for each party in a year in which electors for president and vice president
5 are to be elected.

6 **SECTION 2.** 5.02 (19) of the statutes is amended to read:

7 5.02 **(19)** "Special election" means any election, other than those described in
8 subs. (5), (12s), ~~(15m)~~, (21), and (22), to fill vacancies or to conduct a referendum.

9 **SECTION 3.** 5.02 (21) of the statutes is amended to read:

10 5.02 **(21)** "Spring election" means the election held on the first Tuesday in April
11 to elect judicial, educational and municipal officers, and nonpartisan county officers
12 and sewerage commissioners ~~and to express preferences for the person to be the~~
13 ~~presidential candidate for each party in a year in which electors for president and~~
14 ~~vice president are to be elected.~~

15 **SECTION 4.** 5.60 (8) (am) of the statutes is amended to read:

16 5.60 **(8)** (am) Except as authorized in s. 5.655, there shall be a separate ballot
17 for each recognized political party filing a certification under s. 8.12 (1), listing the
18 names of all potential candidates of that party determined under s. 8.12 and
19 affording, in addition, an opportunity to the voter to nominate another potential
20 candidate by write-in vote or to vote for an uninstructed delegation to the party
21 convention. The order of presidential candidates on the ballot shall be determined
22 by lot by or under the supervision of the commission. Each voter shall be given the
23 ballots of all the parties participating in the presidential preference ~~vote~~ primary, but
24 may vote on one ballot only.

25 **SECTION 5.** 5.60 (8) (c) of the statutes is amended to read:

2021 - 2022 Legislature

- 3 -

LRB-1703/1
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SECTION 5

BILL

1 5.60 (8) (c) The official ballots for the presidential preference ~~vote~~ primary shall
2 be securely fastened together at the bottom. The party receiving the greatest number
3 of votes for governor at the preceding election shall have its ticket placed on top and
4 the remaining party ballots shall follow in the same manner. A facsimile ballot notice
5 shall be published as provided in s. 10.02.

6 **SECTION 6.** 5.68 (5) of the statutes is amended to read:

7 5.68 (5) If a charge is made for the use of a polling place, the charge shall be
8 paid by the municipality establishing the polling place under s. 5.25 (2) unless the
9 polling place is used to conduct a special election that is called by a unit of
10 government other than the state or the municipality establishing the polling place
11 and the special election is not held concurrently with an election specified in s. 5.02
12 (5), (12s), (15m), (21), or (22). In such case the charge shall be paid by the unit of
13 government that calls the special election.

14 **SECTION 7.** 7.08 (2) (d) of the statutes is amended to read:

15 7.08 (2) (d) As soon as possible after ~~the last Tuesday in January~~ December 15
16 of each year preceding the year in which there is a presidential election, the
17 commission shall transmit to each county clerk a certified list of candidates for
18 president who have qualified to have their names appear on the presidential
19 preference primary ballot.

20 **SECTION 8.** 8.12 (title) of the statutes is amended to read:

21 **8.12 (title) Presidential preference ~~vote~~ primary.**

22 **SECTION 9.** 8.12 (1) of the statutes is amended to read:

23 8.12 (1) SELECTION OF NAMES FOR BALLOT. (a) No later than 5 p.m. on ~~the 2nd~~
24 Tuesday in December November 15 of the year before each year in which electors for
25 president and vice president are to be elected, the state chairperson of each

2021 - 2022 Legislature

- 4 -

LRB-1703/1

JK:ekg&cjs

SECTION 9

BILL

1 recognized political party listed on the official ballot at the last gubernatorial election
2 whose candidate for governor received at least 10 percent of the total votes cast for
3 that office may certify to the commission that the party will participate in the
4 presidential preference primary. For each party filing such a certification, the voters
5 of this state shall ~~at the spring election~~ be given an opportunity to express their
6 preference for the person to be the presidential candidate of that party.

7 (b) ~~On the first Tuesday in January No later than December 1~~ of each year, ~~or~~
8 ~~the next day if Tuesday is a holiday, preceding the year~~ in which electors for president
9 and vice president are to be elected, there shall be convened in the capitol a
10 committee consisting of, for each party filing a certification under this subsection,
11 the state chairperson of that state party organization or the chairperson's designee,
12 one national committeeman and one national committeewoman designated by the
13 state chairperson; the speaker and the minority leader of the assembly or their
14 designees, and the president and the minority leader of the senate or their designees.
15 All designations shall be made in writing to the commission. This committee shall
16 organize by selecting an additional member who shall be the chairperson and shall
17 determine, and certify to the commission, no later than on the Friday following the
18 date on which the committee convenes under this paragraph, the names of all
19 candidates of the political parties represented on the committee for the office of
20 president of the United States. The committee shall place the names of all
21 candidates whose candidacy is generally advocated or recognized in the national
22 news media throughout the United States on the ballot, and may, in addition, place
23 the names of other candidates on the ballot. The committee shall have sole discretion
24 to determine that a candidacy is generally advocated or recognized in the national
25 news media throughout the United States.

2021 - 2022 Legislature

- 5 -

LRB-1703/1
JK:ekg&cjs
SECTION 9

BILL

1 (c) No later than 5 p.m. on ~~the last Tuesday in January~~ December 15 of each
2 year preceding a presidential election year, any person seeking the nomination by
3 the national convention of a political party filing a certification under this subsection
4 for the office of president of the United States, or any committee organized in this
5 state on behalf of and with the consent of such person, may submit to the commission
6 a petition to have the person's name appear on the presidential preference primary
7 ballot. The petition may be circulated no sooner than ~~the first Tuesday in January~~
8 ~~of such year, or the next day if Tuesday is a holiday,~~ December 1 of the year preceding
9 the presidential election year and shall be signed by a number of qualified electors
10 equal in each congressional district to not less than 1,000 signatures nor more than
11 1,500 signatures. The form of the petition shall conform to the requirements of s.
12 8.40. All signers on each separate petition paper shall reside in the same
13 congressional district.

14 (d) The commission shall forthwith contact each person whose name has been
15 placed in nomination under par. (b) and notify him or her that his or her name will
16 appear on the Wisconsin presidential preference primary ballot unless he or she files,
17 no later than 5 p.m. on ~~the last Tuesday in January of such year~~ December 15 of the
18 year preceding a presidential election year, with the commission, a disclaimer
19 stating without qualification that he or she is not and does not intend to become a
20 candidate for the office of president of the United States at the forthcoming
21 presidential election. The disclaimer may be filed with the commission by certified
22 mail, telegram, or in person.

23 **SECTION 10.** 8.12 (3) of the statutes is amended to read:

24 8.12 (3) REPORTING OF RESULTS. No later than ~~May 15~~ March 31 following the
25 presidential preference primary, the commission shall notify each state party

2021 - 2022 Legislature

- 6 -

LRB-1703/1
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SECTION 10

BILL

1 organization chairperson under sub. (1) (b) of the results of the presidential
2 preference primary within the state and within each congressional district.

3 **SECTION 11.** 10.02 (3) (b) 3. of the statutes is amended to read:

4 10.02 (3) (b) 3. When casting a presidential preference primary vote, the elector
5 shall select the party ballot of his or her choice and make a cross (X) next to or depress
6 the button or lever next to the candidate's name for whom he or she intends to vote
7 or shall, in the alternative, make a cross (X) next to or depress the button or lever next
8 to the words "Uninstructed delegation", or shall write in the name of his or her choice
9 for a candidate.

10 **SECTION 12.** 10.06 (2) (d) of the statutes is amended to read:

11 10.06 (2) (d) On the Monday preceding the spring primary, when held, the
12 county clerk shall publish a type B notice. In a year in which the presidential
13 preference primary is held, the county clerk shall publish a type B notice on the
14 Monday preceding presidential preference primary.

15 **SECTION 13.** 10.06 (2) (g) of the statutes is amended to read:

16 10.06 (2) (g) On the Monday preceding the spring election, the county clerk
17 shall publish a type B notice containing the same information prescribed in par. (a).
18 ~~In a year in which the presidential preference primary is held, the county clerk shall~~
19 ~~also publish notice of the presidential preference primary.~~ In addition, the county
20 clerk shall publish a type C notice on the Monday preceding the spring election for
21 all state and county referenda to be voted upon by electors of the county.

22 **SECTION 14.** 11.0101 (29) of the statutes is amended to read:

23 11.0101 (29) "Special election" means any election, other than those described
24 in subs. (15), (24), (30), (32), and (33) and other than the presidential preference
25 primary to fill vacancies or to conduct a referendum.

2021 - 2022 Legislature

- 7 -

LRB-1703/1
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SECTION 15

BILL

1 **SECTION 15.** 11.0101 (32) of the statutes is amended to read:
2 11.0101 **(32)** "Spring election" means the election held on the first Tuesday in
3 April to elect judicial, educational, and municipal officers, and nonpartisan county
4 officers and sewerage commissioners, ~~and to express preferences for the person to be~~
5 ~~the presidential candidate for each political party in a year in which electors for~~
6 ~~president and vice president are to be elected.~~

7

(END)