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## 2021 ASSEMBLY BILL 848

January 18, 2022 - Introduced by Representatives Ramthun, Wichgers, Behnke, Brandtjen, Gundrum and Thiesfeldt, cosponsored by Senators Jacque and Nass. Referred to Committee on Campaigns and Elections.

AN ACT *to amend* 7.23 (1) (g) of the statutes; **relating to:** maintaining electronic voting system or automatic tabulating equipment data for 22 months after an election.

## Analysis by the Legislative Reference Bureau

Under current law, a municipal clerk may clear or erase detachable recording units and compartments for automatic tabulating equipment used in an electronic voting system in a primary or election 14 days after the primary or 21 days after the election. Before clearing or erasing the units or compartments, the municipal clerk is required to transfer the data contained in the units or compartments to a disk or other recording medium, which must be retained for at least 22 months after the primary or election to which the data relate. Under this bill, all other data stored on an electronic voting system or automatic tabulating equipment, including log file data, downloads, and uploads, must be retained for at least 22 months after the primary or election to which the data relate.

For further information see the 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:

**SECTION 1.** 7.23 (1) (g) of the statutes is amended to read:

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7.23 (1) (g) Detachable recording units and compartments for use with automatic tabulating equipment for an electronic voting system may be cleared or erased 14 days after any primary and 21 days after any other election. Before clearing or erasing the units or compartments, a municipal clerk shall transfer the data contained in the units or compartments to a disk or other recording medium, which may be erased or destroyed 22 months after the election to which the data relates. relate. All other data stored on an electronic voting system or automatic tabulating equipment, including log file data, downloads, and uploads, may be erased or destroyed 22 months after the election to which the data relate. The requirement to transfer data does not apply to units or compartments for use with tabulating equipment for an electronic voting system that was approved for use prior to January 1, 2009, and that is not used in a federal election.

13 (END)