



# Wisconsin Elections Commission

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## **MEMORANDUM**

**TO:** Wisconsin County Clerks  
Milwaukee County Election Commission

**FROM:** Wisconsin Elections Commission  
Election Administration Team

**DATE:** November 10, 2022

**SUBJECT:** Type A Notice of April 4, 2023 Spring Election and Other Important Information.

This correspondence includes information useful to you in preparing for the upcoming spring election.

### **Notice of Election**

The Type A Notice of the Spring Election to be held on **April 4, 2023**, contains all state level and judicial offices to be elected throughout the state. Please select the other judicial offices that are up for election in your county, and add any county offices, multi-jurisdictional municipal judges and/or referenda. Please contact us immediately if you have any questions or concerns about the offices listed as up for election in your county.

The Type A Notice of the 2023 Spring Election must be published by all county clerks on **November 22, 2022**. Whenever a weekly newspaper is used for publication, the notices appear in the newspaper's closest preceding issue.

Please send a copy of the Type A Notice to each municipal clerk. **Municipal clerks are required to publish a Type A notice of municipal offices on the same date, November 22, 2022.**

**Note:** If a Circuit Court Judge or Court of Appeals Judge resigns on or before December 1, 2022, that office will be up for election at the 2023 Spring Election. If a vacancy occurs during this period, we will contact the affected county clerks with an amended Type A Notice.

### **Explanation of County Executive/County Supervisor Term Expirations**

The Type A Notice displays the expiration date of the terms of office for County Executive and County Supervisor as April 17, 2023. This is the day before winning candidates take office on the third Tuesday in April (April 18, 2023).

The statutes do not definitively provide when the terms for County Executive and County Supervisor officially end. They simply state when the terms begin. If, due to your county's procedures, you are more comfortable with the expiration date of the term being the same as the date the new term begins, you may use that date.

*Wisconsin Elections Commissioners*

Don M. Millis, chair | Marge Bostelmann | Julie M. Glancey | Ann S. Jacobs | Robert Spindell | Mark L. Thomsen

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Administrator  
Meagan Wolfe

## **Offices to Be Elected at Spring 2023 Election**

**Justice of the Supreme Court** – This office appears on the judicial ballot in all counties.

**Court of Appeals, District I-** This office appears on the judicial ballot in Milwaukee County.

**Court of Appeals, District IV** - This office appears on the judicial ballot in the counties of Adams, Clark, Columbia, Crawford, Dane, Dodge, Grant, Green, Iowa, Jackson, Jefferson, Juneau, La Crosse, Lafayette, Marquette, Monroe, Portage, Richland, Rock, Sauk, Vernon, Waupaca, Waushara, and Wood

**Circuit Court Judge** - This office appears on the judicial ballot in the counties of Burnett, Clark, Columbia, Dodge, Door, Grant, Green, Jefferson, Kenosha, Manitowoc, Marathon, Milwaukee, Oconto, Oneida, Outagamie, Polk, Portage, Richland, Rock, Sawyer, Sheboygan, Trempealeau, Vernon, Washington, Waukesha, Waupaca, Waushara, Winnebago, Wood.

## **Judicial Office Candidate Checklist**

The **Judicial Candidates ballot access checklist** (ELIS-1) is available on the WEC website <https://elections.wi.gov/wec-form/ballot-access-checklist-state-non-partisan-candidates-elis-1> as is the **Multi-Jurisdictional Municipal Judge Candidate checklist** (ELIS-18): <https://elections.wi.gov/wec-form/ballot-access-checklist-2022-multi-jurisdictional-municipal-judge-candidates-elis-018>. The checklists assist candidates in qualifying for ballot placement. The checklists may be reproduced and given to your candidates along with the proper ballot access forms:

- **Campaign Finance Registration Statement** (CF-1 Rev. 11/2018) [https://ethics.wi.gov/Resources/CF-1\\_Registration\\_Statement.pdf](https://ethics.wi.gov/Resources/CF-1_Registration_Statement.pdf)
- **Declaration of Candidacy** (EL-162 Rev. 10/2019) <https://elections.wi.gov/wec-form/declaration-candidacy-el-162-162sd>

We also recommend that, in your initial discussions with candidates, you direct their attention to the WEC's **Getting on the Ballot** page which can be found here:

<https://elections.wi.gov/candidates/getting-ballot>. It is a good resource for both candidates and filing officers to prevent errors on nomination papers and avoid challenges.

## **Additional Information**

**State Referendum Questions** – At this time, there are no state referendum questions or constitutional amendments for the April 4, 2023 Spring Election. However, the legislature has until January 24, 2023 to direct that a referendum question be placed on the ballot, so the possibility still looms. Wis. Stat. § 8.37. We will monitor the activity of the legislature and keep you informed.

**Non-Candidacy Notification** - For the Spring 2023 Election, any incumbent officeholder for state office who does not intend to seek re-election should file a **Notification of Noncandidacy Form** (EL-163) no later than 5:00 p.m. on Monday, December 23, 2022.

The EL-163 is available from the Wisconsin Elections Commission website:

<https://elections.wi.gov/wec-form/notification-noncandidacy-el-163>. If an incumbent not seeking re-election does not file the notification by the deadline and does not file ballot access documents by the required statutory deadline to seek re-election (January 3, 2023), the filing deadline will be extended an additional 72 hours for any other person wishing to run for that office. The deadline is not extended for the incumbent. If an incumbent not seeking re-election files the notification timely, the nomination

paper deadline of January 3, 2023 is unchanged. If the incumbent decides to run for office after filing the notification, he or she can run for re-election by filing the appropriate ballot access papers by the January 3<sup>rd</sup> deadline.

WEC staff recommends that in early December you send the non-candidacy form, along with a short explanation, to all your incumbents. If you have any questions concerning this memorandum, please contact the Help Desk at 608- 261-2028 or [elections@wi.gov](mailto:elections@wi.gov).