

Wisconsin Elections Commission

Meeting of the Commission
Monday, April 23, 2018
9:00 A.M.

Agenda
Open Session

Teleconference Meeting

Wisconsin Elections Commission Offices
212 E. Washington Avenue, Third Floor
Madison, Wisconsin

- A. Call to Order**
- B. Administrator’s Report of Appropriate Meeting Notice**
- C. Ballot Access Challenges and Issues (if necessary)
(Additional Materials to be Distributed Up to Meeting Time)**
 - 1. Staff Presentation on Challenge or Ballot Access Issue**
 - 2. Challenger Presentation**
 - 3. Candidate Response**
 - 4. Commission Action**
- D. Ballot Access Report and Certification of Candidates for the 2018 Spring Election** **2**
- E. Adjourn**

WISCONSIN ELECTIONS COMMISSION

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MEMORANDUM

DATE: For the April 23rd, 2018 Commission Meeting

TO: Members, Wisconsin Elections Commission

FROM: Meagan Wolfe
Interim Administrator, Wisconsin Elections Commission

Prepared and Presented by:
Diane Lowe
Lead Elections Specialist

SUBJECT: Ballot Access for the 2018 Special Partisan Elections in Senate District 1 and Assembly District 42.

Summary

The nomination paper filing deadline for the Special Elections for the offices of State Senator, District 1 and Representative to the Assembly, District 42 was 5:00 p.m., on Tuesday, April 17, 2018. The circulation period for nomination papers began on March 29, 2018, the date of the Executive Order.

Nine total candidates have filed the documents necessary for ballot access. There are three candidates for Senate District 1 (2 Republicans and one Democrat) and six candidates for Assembly 42 (four Republicans, two Democrats and one Independent).

A total of 9 sets of nomination papers was filed between April 5 and April 17, 2018. Every nomination paper submission was reviewed and a determination regarding sufficiency was made within 24 hours. By the deadline for filing nomination papers on Tuesday, April 17, 2018, four candidates had also filed additional nomination papers to supplement their original filings. All sets of papers submitted were found to be sufficient.

Four sets of supplemental nomination papers were filed by deadline day.

Nomination Paper Review Process

Staff use internal nomination paper review standards based on the requirements set forth in Wis. Stat. §§ 8.10 and 8.30 and Wis. Admin. Code Ch. EL 2 to determine if a candidate has filed a sufficient number of signatures to qualify for ballot access. Staff also relies on past decisions of the former State Elections Board and Government Accountability Board when making recommendations to the Commission as to whether an error on a nomination paper is grounds for striking a signature or page of signatures. This body of precedent comes from Findings of Fact and Orders issued as a result of a challenge to

nomination papers, or a compliance review complaint filed under Wis. Stat. § 5.06. A compilation of the most common nomination paper challenges and how the previous agencies ruled on issues raised in those challenges is made available to candidates and potential challengers and is also found here: <http://elections.wi.gov/publications/manuals/common-nomination-paper-challenges> No formal challenges to nomination papers were filed for this election cycle.

Number of Nomination Paper Signatures Required

- Candidates for State Senator must file a minimum of **400** valid signatures of qualified electors of Wisconsin to qualify for ballot access. Wis. Stat. § 8.10 (3)(a).
- Candidates for Representative to the Assembly must file a minimum of **200** valid signatures of qualified electors from the district to qualify for ballot access. Wis. Stat. § 8.10 (3)(am).

Staff found no nomination irregularities during the review.

Candidate Recommended for Denial of Ballot Status

Staff recommends that one candidate, **Nicholas John Schneider**, be denied ballot placement for failure to file a Declaration of Candidacy, Statement of Economic Interests and nomination papers.

Recommended Motion:

The Commission denies ballot access for Nicholas John Schneider.

Candidates Recommended for Approval of Ballot Status

Barring any successful challenges to the sufficiency of nomination papers, there will be a primary for all ballot-status parties for the offices of State Senator, District 1 in the counties of Brown, Calumet, Door, Kewaunee, Manitowoc and Outagamie; and Representative to the Assembly, District 42 in the counties of Columbia, Dane, Dodge, Fond du Lac, Green Lake, Marquette. Candidate Gene Rubinstein filed as an “independent,” which defers him to the general election. Independent candidates do not appear on a partisan primary ballot.

Recommended Motion:

Absent any successful ballot access challenges, the Commission certifies ballot status for the nine candidates listed as “approved” on the attached Candidate on Ballot Reports.

Attachments: Candidates on Ballot Report

Wisconsin Elections Commission

Candidates on Ballot by Election

5/15/2018 Special Partisan Primary Assembly District 42 - 5/15/2018

| Ballot Order# | GAB ID | Candidate | Party |
|---|---|---|--------------------------|
| Office : | REPRESENTATIVE TO THE ASSEMBLY DISTRICT 42 | | Incumbent: Vacant |
| 1 | 0105992 | Jon Plumer W11404 High Point Rd Lodi, WI 53555 | Republican |
| 2 | 0106025 | Darren W. Schroeder W1512 State Road 60 Columbus, WI 53925 | Republican |
| 3 | 0104765 | Spencer Zimmerman 462 S Randall Ave #3 Janesville, WI 53545 | Republican |
| 4 | 0103897 | Colleen J. Lock-Murphy N5227 US Highway 51 Poynette, WI 53955 | Republican |
| 1 | 0105985 | Ann Groves Lloyd 304 Lodi St Lodi, WI 53555 | Democratic |
| Total Number of REPRESENTATIVE TO THE ASSEMBLY DISTRICT 42 Candidates :5 | | | |
| Total Candidates : 5 | | | |

