

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN

ONE WISCONSIN INSTITUTE, *et al.*,

Plaintiffs,

v.

Case No. 15-CV-324

MARK L. THOMSEN, *et al.*,

Defendants.

**DECLARATION OF MICHAEL HAAS
REGARDING WEC'S REPORT ON IDPP QUALITY ASSURANCE AND
OUTREACH EFFORTS FOR THE WEEK OF OCTOBER 31, 2016**

I, Michael Haas, pursuant to 28 U.S.C. § 1746, hereby declare as follows:

1. I am currently the Administrator of the Wisconsin Elections Commission (WEC). I make this declaration in support of the Defendants' weekly report about IDPP quality assurance and outreach efforts, in accordance with this Court's October 13, 2016, order.

IDPP OUTREACH EFFORTS

2. On October 31, WEC held a news conference in the City of Milwaukee, at which I appeared on behalf of the WEC. I discussed the voter ID law generally, and explained how free voter IDs can be obtained at the DMV.

3. A true and correct copy of the media advisory announcing the Milwaukee press conference is attached as Exhibit 1.

4. The conference was attended by representatives of One Wisconsin, Citizen Action, and the League of Women Voters-Milwaukee County, who also had opportunities to provide statements as part of the news conference regarding their efforts to publicize the ID Petition Process and assist voters.

5. The Executive Director of the City of Milwaukee Election Commission and the Milwaukee County Clerk also participated in the press conference to summarize their voter outreach and public information efforts in the City and County.

6. The news conference received media attention from at least two Milwaukee television stations, TMJ 4 and WISN, as well as other media outlets.

7. Videos of those stations' news coverage is available at <http://www.tmj4.com/news/local-news/election-officials-encourage-voters-to-get-state-ids>; and <http://www.wisn.com/article/voter-id-what-you-need-to-know/8063137>.

8. On October 31, WEC completed distribution of the IDPP palm cards to the remaining branch offices of the League of Women Voters (referred to in Defendants' report for the week of October 24).

9. Also on October 31, WEC distributed a news release entitled “Voters still have time to get an ID to vote.”

10. A true and correct copy of that news release is attached as Exhibit 2, and is also available at <http://elections.wi.gov/node/4354>.

11. On November 1, I conducted a radio interview with TV Channel 3 in Madison, addressing the voter ID requirement and the availability of the IDPP for those who need an ID to vote.

12. On November 1, I also conducted a radio interview with WTMJ in Milwaukee, addressing the voter ID requirement and the availability of the IDPP for those who need an ID to vote.

13. On November 2, I conducted another radio interview with WTMJ in Milwaukee, addressing the voter ID requirement and the availability of the IDPP for those who need an ID to vote.

14. On November 3, WEC issued a media advisory to TV news stations on WEC’s media distribution list, offering to conduct interviews about the IDPP and the voter ID requirement.

15. A true and correct copy of that media advisory is attached as Exhibit 3.

16. WEC also posted additional tweets related to the IDPP, including images of the IDPP Palm Card, the link to the Bring It website, a link to the press release (Exhibit 2 hereto), and the message that “Wisconsin voters still

have time to get an ID to vote.” WEC’s Twitter feed is available at https://twitter.com/wi_elections, and includes these posts as well as other election-related posts.

CLERK COMMUNICATIONS

17. On November 2, WEC distributed a communication to clerks about final reminders for the election, which emphasized two points regarding the IDPP:

- “An unexpired temporary state ID card receipt issued by the DMV through the ID Petition (IDPP) process is a valid form of photo ID for voting purposes, regardless of the issuance date.”
 - This was noted to make clear that an individual voting on Election Day may use either an unexpired 60-day credential (many of which were issued in early September), or a renewal receipt that the individual recently received in the mail, which will replace the previous credential after it expires. As long as the expiration date on a receipt has not passed, it can be used for voting.
- “Municipal clerks should advise their election inspectors to offer IDPP palm cards to all individuals who cast a provisional ballot, are otherwise unable to cast a regular ballot because they do not present a qualifying ID, or request information regarding obtaining a free

ID. Please review the October 16, 2016 clerk communication:
[http://elections.wi.gov/node/4334.](http://elections.wi.gov/node/4334)”

18. A true and correct copy of that clerk communication is attached as Exhibit 4, and is available at <http://elections.wi.gov/node/4366>.

19. On November 5, I will conduct a taped interview with the HBO series “Vice News Tonight” to discuss voter ID requirements and the ID Petition Process in Wisconsin.

I declare under penalty of perjury that the foregoing is true and correct.

Dated this 4th day of November, 2016.

/s/Michael Haas
MICHAEL HAAS

Wisconsin Elections Commission

State of Wisconsin

212 E. Washington Ave., Third Floor ▪ Madison, WI 53703 ▪ elections@wi.gov ▪ (608) 266-8005 ▪ <http://elections.wi.gov>

FOR IMMEDIATE RELEASE:
October 28, 2016

FOR MORE INFORMATION, CONTACT:
Reid Magney, 608-267-7887

Media Advisory: Elections Officials and Voter Advocates News Conference about Voter ID and IDPP Outreach

MILWAUKEE, WI – State and local elections officials will hold a joint news conference with voter advocates on Monday at Milwaukee City Hall to discuss education and outreach efforts about Wisconsin’s voter ID law and the ID Petition Process.

Attending are:

- Wisconsin Election Commission Administrator Michael Haas
- Milwaukee City Elections Commission Executive Director Neil Albrecht
- Milwaukee County Clerk Joseph Czarnecki

Also invited to attend are representatives of voter advocacy groups, who will have an opportunity to discuss their voter outreach efforts.

The news conference will be held at 1:30 p.m. in the rotunda at City Hall, 200 East Wells Street.

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The Wisconsin Elections Commission is responsible for administration and enforcement of election laws in Wisconsin. The Commission is made up of six Commissioners – four appointed directly by the State Senate Majority Leader, Speaker of the Assembly and the Minority Leaders in the State Senate and Assembly. The remaining two Commissioners are by the Governor with confirmation by the State Senate from lists of former municipal and county clerks submitted by the legislative leadership in each party.

Wisconsin Elections Commission

State of Wisconsin

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FOR IMMEDIATE RELEASE:
October 31, 2016

FOR MORE INFORMATION, CONTACT:
Reid Magney, 608-267-7887

Voters Still Have Time to Get ID for Election Day

MILWAUKEE, WI – The Wisconsin Elections Commission reminds voters that if they don't have an acceptable photo ID, they still have time to get a document to vote.

“If you don't have an acceptable photo ID, you can get one for free after just one visit to a Wisconsin DMV office through the ID Petition Process (IDPP),” said Michael Haas, administrator of the Wisconsin Elections Commission.

“Just bring whatever identifying documents you have like a birth certificate and proof of your current address, but if you don't have one, the DMV will still give you a document with your photo that you can use for voting,” said Haas, Wisconsin's chief elections official. Starting the week of Oct. 31, the DMV will send you the photo ID document by overnight delivery. Voters who find they do not have an acceptable ID on Election Day should go to the DMV as soon as possible.

Most people already have the photo ID they need to vote like a Wisconsin driver license, ID card or other DMV-issued document. Voters can also use military and veteran's IDs, some student IDs, tribal IDs, or a certificate of naturalization. The full list is available at www.bringit.wi.gov.

Your photo ID does not need to have your current address, and your name on your ID does not have to exactly match the name on the poll list.

If you do not have a photo ID on Election Day, or if poll workers say your ID is not acceptable, you can still cast a provisional ballot that will be counted if you bring an acceptable ID to the clerk's office by 4 p.m. the Friday after the election.

One thing voters do not have time to do is wait to mail back their absentee ballots, Haas said.

The law has changed and absentee ballots must be delivered to the municipal clerk's office by Election Day or they will not be counted. When your ballot is postmarked does not matter. To give USPS enough time to do its job, the Elections Commission urges absentee voters to put their ballots in the mail one week before Election Day.

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FOR IMMEDIATE RELEASE:
November 3, 2016

FOR MORE INFORMATION, CONTACT:
Reid Magney, 608-267-7887

Media Advisory: Elections Commission Officials Available for TV Interviews about Voter ID and IDPP

MADISON, WI – Wisconsin Elections Commission officials are available for TV interviews up until Election Day about Wisconsin’s voter ID law.

Administrator Michael Haas and Spokesman Reid Magney are available for interviews in an effort to make sure listeners are aware of the photo ID requirement and how to get an ID.

Possible photo ID discussion topics include:

- How do you get a free ID to vote if you don’t have a birth certificate?
- Do student IDs work for voting?
- What do you do if your driver license is from another state?
- Are there some voters who don’t need a photo ID?

Other election-related topics include:

- How to find your polling place.
- How soon do absentee ballots need to be mailed in?
- What to do if there’s a problem.
- How to avoid lines on Election Day.
- Can I trust that my vote will be counted fairly and accurately?

If your station cannot send a crew to Madison, we can also be available for interviews via Skype next week.

To schedule an interview, please call Reid Magney at 608-267-7887 or email him at reid.magney@wi.gov.

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WISCONSIN ELECTIONS COMMISSION

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MEMORANDUM

DATE: November 2, 2016

TO: Wisconsin County Clerks
Wisconsin Municipal Clerks
Milwaukee County Election Commission
City of Milwaukee Election Commission

FROM: Michael Haas
Administrator

Allison Coakley
Training Coordinator

SUBJECT: 2016 General Election Reminders and Tips

As the Wisconsin Elections Commission and local election officials conduct absentee voting and make final preparations for Election Day, we are offering some final reminders about timely topics and resources that are available to you and your election inspectors. Some of this information may seem basic for experienced clerks, but this may be the first General Election for many clerks or first presidential election for others. While this is not an exhaustive checklist, please note the following reminders and resources:

1. The WEC will again have extended hours to serve local election officials leading up to and on Election Day. We will be answering calls and emails during the following extended hours:
 - a. Until 6:00 p.m. on Thursday November 3rd and Friday November 4th.
 - b. From 10:00 a.m. through 2:00 p.m. on Saturday November 5th and Sunday, November 6th.
 - c. Until 8:00 p.m. on Monday, November 7th;
 - d. From 6:00 a.m. until 11:00 p.m. on Election Day, Tuesday November 8th.

If we are aware of unresolved issues on Election Night, staff will be available after 11:00 p.m.

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2. An unexpired temporary state ID card receipt issued by the DMV through the ID Petition (IDPP) process is a valid form of photo ID for voting purposes, regardless of the issuance date.
3. Municipal clerks should advise their election inspectors to offer IDPP palm cards to all individuals who cast a provisional ballot, are otherwise unable to cast a regular ballot because they do not present a qualifying ID, or request information regarding obtaining a free ID. Please review the October 16, 2016 clerk communication: <http://elections.wi.gov/node/4334>.
4. Clerks must be available through 5:00 p.m. on Friday, November 4 for several deadlines, including in-person voter registration and absentee ballot requests from indefinitely confined voters and military voters who are not away on active duty.
5. The Election Day and Election Administration Manuals have not been updated to reflect those sections of the manuals affected by the One Wisconsin Institute Decision on August 23, 2016, as the case is still pending. Pages affected by the decision are outlined in memos posted with the manuals on our website. The memos should be printed off and placed in the front cover of each respective manual: Election Day Manual July 2016: <http://elections.wi.gov/clerks/education-training/election-day-manual> and Election Administration Manual October 2016: <http://elections.wi.gov/clerks/education-training/election-administration-manual>.
6. We have been advised that clerks are seeing numerous email inquiries requesting information about the photo ID requirement. Here is a draft response you may use to direct voters to our online resources:

If you are not registered to vote, you will need to complete a voter registration application and provide proof of residence. You will also need a photo ID to receive a ballot. Most people have the ID they need to vote. If you need more information about the law, including whether you have an acceptable form of ID, please visit <http://bringit.wi.gov>. The link contains information about how to get a free state ID card for voting purposes.

7. For New Wisconsin Residents, the deadline to vote an in-person absentee *Presidential Only Ballot* is 5:00 p.m. Monday November 7. The voter may also vote a Presidential Only ballot at the polling place on Election Day. Proof of residence and proof of identification is required. The voter must complete the EL-141 and EL-139. The voter is not eligible to register.

Former Wisconsin Residents may apply for a Presidential Only ballot within 24 months of leaving Wisconsin. Voters must complete the EL-140 and provide proof of identification. Proof of residence is not required.

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8. The deadline to register as a write-in candidate is Friday, November 4 at 12:00 p.m. (noon). Remember to check the list of registered write-in candidates at this link: <http://elections.wi.gov/elections-voting/2016/fall>.
9. Daylight savings time ends on Sunday November 6 at 2:00 a.m. At that time clocks will "fall back" and change from 2:00 a.m. to 1:00 a.m. Please confirm that clocks on voting equipment are using the correct time. Voting Equipment security and documentation is an essential aspect of maintaining public confidence in the election process. Be sure to keep voting equipment stored in a secure location until Election Day and secure all memory devices in their compartments with tamper-evident seals. All serial numbers from these seals should be maintained on chain of custody documentation, such as the Inspector's Statement.
10. If a voter returns an absentee ballot to the municipal clerk (or has placed their ballot in the mail) they cannot spoil their ballot and request a new one at the polling place on Election Day. Please refer to page 107 of the [Election Administration Manual](#) for more information on spoiling and issuing replacement absentee ballots.
11. We are contacting the political parties and organizations sponsoring election observers to remind them of the rules governing observer conduct which can be found at this link: <http://elections.wi.gov/clerks/education-training/election-observers>. Please ensure that you and your election inspectors are familiar with the observer rules, including recent revisions.
12. All ballots must be at the polling place by 8:00 p.m. on Election Day to be counted. There are no exceptions for any type of voter, including military voters.
13. Challenges made by electors must be based on firsthand knowledge that an individual may not be qualified to vote because of age, citizenship, residency, felon status, competency to vote, or because the individual has already voted at the same election or has placed a bet or wager on the election. Challenges that are not valid include those based on an individual having received a parking ticket or outstanding warrant; the address on a driver's license not matching the voter's voting address; the individual having difficulty in stating their name or address or not speaking English; or the individual having arrived in a van or bus with other voters, or in a vehicle with out-of-state license plates. Only election inspectors may determine the validity of a photo ID. Observers or other electors may not make a challenge based upon the photo ID and are not entitled to view the elector's photo ID.
14. Confirm that you will have adequate staff to handle Election Night reporting duties. As much as we can repeat that Election Night results are not official, the public and media increasingly expect accurate results as quickly as possible. Municipal clerks must report the returns, by ward or reporting unit, to the county clerk no later than two hours after the votes are tabulated. The clock starts ticking after the municipal clerk considers the votes to be tabulated, not when the polls close. County clerks must post all returns on a county website within two hours of receiving the returns. It

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is better to be meticulous and correct than fast and careless, but be aware that there is a greater focus on Election Night procedures, and prepare to have sufficient staff to complete reporting duties as well as to enter outstanding provisional ballots into WisVote.

15. The WEC has partnered with the Disability Vote Coalition to produce a brief video focused on ways in which election inspectors can assist voters with disabilities. It effectively delivers the message that election inspectors can have as much impact on how easy or difficult it is to vote as does the physical layout of a polling place. You may wish to show the video to your election inspectors for this or future elections and it is posted on our website at:
<http://elections.wi.gov/clerks/guidance/accessibility/video/this-is-where-we-vote>.
16. The Wisconsin Elections Commission continues to audit polling places during each election to ensure accessibility. A team of auditors will be sent to various counties throughout the state and will be focused on locations that have not received a preliminary visit. Please take some time to conduct a walkthrough of all polling places in your municipality to ensure that all polling places are accessible on Election Day.
17. Remember to consider and update plans for emergency preparedness, including the possibility of needing to relocate polling locations or extend voting hours. Establish clear lines of communications and contact information with law enforcement and emergency officials in advance. In the event you need to consider moving a polling place on Election Day or extending voting hours, please contact the WEC as we can assist with talking through factors to consider and, if necessary, helping your legal counsel with the necessary court filings. More guidance regarding contingency planning can be found here:
<http://elections.wi.gov/node/4247>.

We hope these reminders and resources will assist in your Election Day planning. Thank you for your continued work in this final stretch, and please contact the WEC Help Desk at (608) 261-2028 or elections@wi.gov if you have any questions regarding the above information or other issues that arise.