



222 West Washington Ave.
Suite 680
Madison, WI 53703

November 4, 2025

Re: 2025 Assembly Bill 374

Updating the law to bring Wisconsin into harmony with the provisions of the federal Electoral Count Reform Act is critical. Law Forward supports the efforts made to bring that change to fruition. But, the bill, with its proposed amendment, creates two points of concern. First, as compared to current law, the bill significantly reduces the amount of time available for judicial review of any recount disputes. Such review is sometimes necessary to ensure that the will of the voters is properly ascertained and given effect. Second, with respect to provisional ballots, the amended bill creates two distinct deadlines for voters based on whether the election is a presidential election. For a presidential election, voters must provide correcting information to the municipal clerk by noon on the immediate Friday after the election in order for their votes to be counted. For any other election, voters must submit correcting information by 4:00 p.m. on the immediate Friday after the election. Law Forward cautions against creating different rules for different elections so as to avoid confusing voters.

#

Law Forward is a non-profit law firm focused on protecting and advancing democracy in Wisconsin. We use impact litigation, the administrative process, and public education to protect Wisconsin's fundamental democratic principles, and revive Wisconsin's traditional commitment to clean and open government. Learn more about our work at LawForward.org.