

**Notice of Referendum Election
APRIL 7, 2020**

NOTICE IS HEREBY GIVEN, that an election to be held in the several towns, villages, wards, and election districts of the State of Wisconsin, on Tuesday, April 7, 2020, the following question will be submitted to a vote of the people pursuant to law:

2019 ENROLLED JOINT RESOLUTION 3

To renumber and amend section 9m of article I; and to create section 9m (1) of article I, section 9m

a) of article I, section 9m (5) of article I and section 9m (6) of article I of the constitution; relating to: the rights of crime victims (second consideration).

Whereas, the 2017 legislature in regular session considered a proposed amendment to the constitution in 2017 Senate Joint Resolution 53, which became 2017 Enrolled Joint Resolution 13, and agreed to it by a majority of the members elected to each of the two houses, which proposed amendment reads as follows:

SECTION 1. Section 9m of article I of the constitution is renumbered section 9m. (2) (intro.) of article I and amended to read:

[Article I] Section 9m (2) (Intro.) This state shall treat crime victims, as defined by law, with fairness, dignity and respect for their privacy. This state shall ensure that crime victims have all of the following privileges and protections as provided by law: In order to preserve and protect victims' rights to justice and due process throughout the criminal and juvenile justice process, victims shall be entitled to all of the following rights, which shall vest at the time of victimization and be protected by law in a manner no less vigorous than the protections afforded to the accused:

- (a) To be treated with dignity, respect, courtesy, sensitivity, and fairness.
- (b) To privacy.
- (c) To proceedings free from unreasonable delay.
- (d) To timely disposition of the case; the opportunity to attend court, free from unreasonable delay.
- (e) Upon request, to attend all proceedings unless the trial court finds sequestration is necessary to a fair trial for the defendant; involving the case.
- (f) To reasonable protection from the accused throughout the criminal and juvenile justice process.
- (g) Upon request, to reasonable and timely notification of court proceedings; the opportunity to.
- (h) Upon request, to confer with the prosecution; the opportunity to make a statement to the court at disposition; attorney for the government.
- (i) Upon request, to be heard in any proceeding during which a right of the victim is implicated, including release, plea, sentencing, disposition, parole, revocation, expungement, or pardon.
- (j) To have information pertaining to the economic, physical, and psychological effect upon the victim of the offense submitted to the authority with jurisdiction over the case and to have that information considered by that authority.
- (k) Upon request, to timely notice of any release or escape of the accused or death of the accused if the accused is in custody or on supervision at the time of death.
- (L) To refuse an interview, deposition, or other discovery request made by the accused or any person acting on behalf of the accused.

- 1. To full restitution; from any person who has been ordered to pay restitution to the victim and to be provided with assistance collecting restitution.
- 2. To compensation; and as provided by law.
- 3. Upon request, to reasonable and timely information about the status of the investigation and the outcome of the case and the release of the accused.
- 4. To timely notice about all rights under this section and all other rights, privileges, or protections of the victim provided by law, including how such rights, privileges, or protections are enforced.

(3) Except as provided under sub. (2) (n), all provisions of this section are self-executing. The legislature shall provide may prescribe further remedies for the violation of this section. Nothing in this section, or in any statute enacted pursuant to this section, shall limit any right of the accused which may be provided by law, and further procedures for compliance with and enforcement of this section.

SECTION 2. Section 9m (1) of article I of the constitution is created to read:

[Article I] Section 9m (1) (a) In this section, notwithstanding any statutory right, privilege, or protection, "victim" means any of the following:

- 1. A person against whom an act is committed that would constitute a crime if committed by a competent adult.
- 2. If the person under subd. 1. is deceased or is physically or emotionally unable to exercise his or her rights under this section, the person's spouse, parent or legal guardian, sibling, child, person who resided with the deceased at the time of death, or other lawful representative.

3. If the person under subd. 1. is a minor, the person's parent, legal guardian or custodian, or other lawful representative.

4. If the person under subd. 1. is adjudicated incompetent, the person's legal guardian or other lawful representative.

(b) "Victim" does not include the accused or a person who the court finds would not act in the best interests of a victim who is deceased, incompetent, a minor, or physically or emotionally unable to exercise his or her rights under this section.

SECTION 3. Section 9m (4) of article I of the constitution is created to read:

[Article I] Section 9m (4) (a) In addition to any other available enforcement of rights or remedy for a violation of this section or of other rights, privileges, or protections provided by law, the victim, the victim's attorney or other lawful representative, or the attorney for the government upon request of the victim may assert and seek in any circuit court or before any other authority of competent jurisdiction, enforcement of the rights in this section and any other right, privilege, or protection afforded to the victim by law. The court or other authority with jurisdiction over the case shall act promptly on such a request and afford a remedy for the violation of any right of the victim. The court or other authority with jurisdiction over the case shall clearly state on the record the reasons for any decision regarding the disposition of a victim's right and shall provide those reasons to the victim or the victim's attorney or other lawful representative.

(b) Victims may obtain review of all adverse decisions concerning their rights as victims by courts or other authorities with jurisdiction under par. (a) by filing petitions for supervisory writ in the court of appeals and supreme court.

SECTION 4. Section 9m (5) of article I of the constitution is created to read:

[Article I] Section 9m (5) This section does not create any cause of action for damages against the state; any political subdivision of the state; any officer, employee, or agent of the state or a political subdivision of the state acting in his or her official capacity; or any officer, employee, or agent of the courts acting in his or her official capacity.

SECTION 5. Section 9m (6) of article I of the constitution is created to read:

[Article I] Section 9m (6) This section is not intended and may not be interpreted to supersede a defendant's federal constitutional rights or to afford party status in a proceeding to any victim.

SECTION 6. Numbering of new provisions. If another constitutional amendment ratified by the people creates the number of any provision created in this joint resolution, the chief of the legislative reference bureau shall determine the sequencing and the numbering of the provisions whose numbers conflict.

Now, therefore, be it resolved by the senate, the assembly concurring, That the foregoing proposed amendment to the constitution is agreed to by the 2019 legislature; and, be it further

Resolved, That the foregoing proposed amendment to the constitution be submitted to a vote of the people at the election to be held on the first Tuesday in April 2020; and, be it further

Resolved, That the question concerning ratification of the foregoing proposed amendment to the constitution be stated on the ballot as follows:

QUESTION 1: "Additional rights of crime victims. Shall section 9m of article I of the constitution, which gives certain rights to crime victims, be amended to give crime victims additional rights, to require that the rights of crime victims be protected with equal force to the protections afforded the accused while leaving the federal constitutional rights of the accused intact, and to allow crime victims to enforce their rights in court?"

EXPLANATION

The Wisconsin Constitution, article I, section 9m, currently provides that the state shall treat crime victims "with fairness, dignity and respect for their privacy." That provision also mandates that the state ensure that crime victims have certain "privileges and protections" relative to the accused and the criminal case. Separate from these constitutional provisions, chapter 950 of the Wisconsin Statutes provides a "bill of rights" for victims and witnesses of crimes. The proposed amendment would make five general changes to article I, section 9m, of the Wisconsin Constitution.

First, in 16 subsections, the proposed amendment would expand the rights of victims by creating additional rights and incorporating other statutory rights into the constitution. Second, the proposed amendment would incorporate into the constitution a definition of "victim" similar to the definition currently in statute.

Third, the proposed amendment would create an additional mechanism by which victims could enforce their rights as victims.

Fourth, the proposed amendment would incorporate into the constitution a limit on governmental liability for any violation of victims' rights, similar to the limit currently provided by statute.

Fifth, the proposed amendment would provide that it may not be interpreted to supersede a defendant's federal constitutional rights or afford party status in a proceeding to any victim.

A "yes" vote on this question would amend the Wisconsin Constitution as summarized above.

A "no" vote on this question would decline to amend the Wisconsin Constitution as summarized above. A "no" vote would not alter existing protections for crime victims.

DONE in the County of Kenosha, this 6th day of April, 2020.

Regi Bachochin
Regi Bachochin - Kenosha County Clerk

*****POLLING PLACES FOR THE APRIL 7, 2020 SPRING ELECTION MAY HAVE CHANGED*****

COUNTY OF KENOSHA POLLING PLACES

Polls Open 7:00 a.m. - Close 8:00 p.m.

WARDS (Previous Location)	APRIL 7, 2020 - POLLING LOCATION
26,29,30 (Boys & Girls Club)	Civil War Museum - 5400 1st Ave
2,3,4,80,98 (St. Catherine Commons)	Civil War Museum - 5400 1st Ave
5,6,7,8 (Kenosha Public Museum)	Kenosha Public Museum - 5500 1st Ave
11,12 (Kemper Center Faulkner Bldg)	Kenosha Public Museum - 5500 1st Ave
23,24,25,81 (Moose)	Moose Lodge - 3003 30th Ave
45,46,68,69,70,82,95,107,108 (Kenosha Transit Facility)	Moose Lodge - 3003 30th Ave
20,21,22,92,94,101,105 (Messiah Lutheran)	Moose Lodge - 3003 30th Ave
13,14,15,96,112 (Northside Library)	Northside Library - 1500 27th Ave
1,16,17,18,19,99 (Prayerhouse Church)	Northside Library - 1500 27th Ave
9,10,36,37,38 (Lincoln Park Oribiletti)	Lincoln Park Oribiletti - 6900 18th Ave
31,32,33,35 (Senior Citizen Center)	Lincoln Park Oribiletti - 6900 18th Ave
54,63,65,71,72,88,90,91,102,103,104,110,113 (KBC Gym)	Kenosha Bible Church Gym - 5405 67th St
57,58,86,87 (KBC Conference Rm)	Kenosha Bible Church Gym - 5405 67th St
55,56 (VFW Post #1865)	Kenosha Bible Church Gym - 5405 67th St
27,28,47,48,49,83,106 (KUSD)	KUSD Office Building - 3600 52nd St
50,51,52,53,84,85 (Immanuel Church)	KUSD Office Building - 3600 52nd St
39,40,41,42 (Kenosha Co Job Center - N3)	Ken Co Job Ctr (Commons) - 8600 Sheridan Rd
60,61,62 (Kenosha Co Job Center - N2)	Ken Co Job Ctr (Commons) - 8600 Sheridan Rd
34,59,66 (Southwest Library)	Southwest Library - 7979 38th Ave
43,44,64,67 (St. Paul's Lutheran Church)	Southwest Library - 7979 38th Ave
73,76,77,78,79,93,100,109 (Journey Church)	Journey Church - 10700 75th St
74,75,89,97,111 (Springs at Kenosha Clubhouse)	Journey Church - 10700 75th St

Municipality	Wards	Municipality	Wards
Town of Brighton Brighton Town Hall 25000 Burlington Rd., Brighton	Brighton 1,2,3,4	Village of Pleasant Prairie Village Hall - Auditorium (S Entrance) 9915 39th Ave, PI Prairie	PI Prairie 1,2,3
Town of Paris Paris Town Hall 16607 Burlington Rd., Paris	Paris 1,2	Village of Pleasant Prairie Village Hall - Auditorium (S Entrance) 9915 39th Ave, PI Prairie	PI Prairie 4,5
Town of Randall Randall Town Hall 34530 Bassett Rd., Bassett	Randall 1,2,3,4, 5,6,7	Village of Pleasant Prairie Village Hall - Auditorium (S Entrance) 9915 39th Ave, PI Prairie	PI Prairie 6,7,12
Town of Somers Somers Village/Town Hall 7511 12th St., Somers	T Somers 1,2	Village of Pleasant Prairie Village Hall - Auditorium (S Entrance) 9915 39th Ave, PI Prairie	PI Prairie 8,9,10,11
Town of Wheatland Wheatland Town Hall 34315 Geneva Rd., New Munster	Wheatland 1,2,3,4, 5,6	Village of Pleasant Prairie Village Hall - Auditorium (S Entrance) 9915 39th Ave, PI Prairie	PI Prairie 13,14
Village of Bristol Bristol Village Hall 19801 83rd St., Bristol	Bristol 1,2,3,8	Village of Salem Lakes Salem Lakes Village Hall 9814 Antioch Rd., Salem	Salem Lks 1,2,3, 4,5,10
Village of Bristol Bristol Village Hall 19801 83rd St., Bristol	Bristol 4,5,6,7	Village of Salem Lakes Wilmot Fire Station 30400 Wilmot Rd., Wilmot	Salem Lks 6,7,8,9
Village of Genoa City Genoa City Village Hall 755 Fellows Rd., Genoa City	Genoa City 5	Village of Salem Lakes Silver Lake Hall 113 S. First St., Silver Lake	Salem Lks 11,12,13
Village of Paddock Lake Paddock Lake Village Hall 6969 236th Ave., Paddock Lake	Paddock Lk 1,2,3,4, 5,6	Village of Somers Somers Village/Town Hall 7511 12th St., Somers	V Somers 1,2,3,4, 11,12
Village of Twin Lakes Twin Lakes Village Hall 108 E. Main St., Twin Lakes	Twin Lakes 1,2,3,4,5,6, 7,8,9	Village of Somers UW Parkside Sports Center University Dr., Somers	V Somers 5,6,7,8, 9,10

All polling places are accessible to elderly and disabled voters.

If you have any questions concerning your polling place, contact the municipal clerk listed below:

- City of Kenosha**
Debra Salas 262-653-4020
- Town of Brighton**
Linda Perona 262-878-2218
- Town of Paris**
Diana Coughlin 262-859-3006
- Town of Randall**
Callie Rucker 262-877-2165
- Town/Village of Somers**
Tim Kitzman 262-859-2822
- Town of Wheatland**
Sheila M. Siegler 262-537-4340

- Village of Genoa City**
Claudia Jurewicz 262-279-6472
- Village of Bristol**
Amy Klemko 262-857-2368
- Village of Paddock Lake**
Michelle Shramek 262-843-2713
- Village of Pleasant Prairie**
Jane Snell 262-694-1400
- Village of Salem Lakes**
Shannon Hahn 262-843-2313
- Village of Twin Lakes**
Laura Roesslein 262-877-2858

MUNICIPAL (continued)

TOWN OF RANDALL (Wards 1-7) Town Board Supervisor #2 Vote for 1 Paula A. Soderman Ron Peterson Town Board Supervisor #4 Vote for 1 Nancy A. Kemp Mark Halvey	VILLAGE OF PLEASANT PRAIRIE (Wards 1-14) Village Trustee #2 Vote for 1 Mike Pollockoff Village Trustee #4 Vote for 1 Brock Williamson
TOWN OF SOMERS (Wards 1-2) Town Board Supervisor #2 Vote for 1 James Armes	VILLAGE OF SALEM LAKES (Wards 1-13) Municipal Judge Vote for 1 Mike Langel
VILLAGE OF BRISTOL (Wards 1-8) Village Trustee Vote for not more than 2 Chris Leker Carolyn Owens Ruth Atwood	VILLAGE OF SOMERS (Wards 1-12) Village Trustee Vote for not more than 3 Ron Gandt Dennis Faber Bill Hopkins
VILLAGE OF GENOA CITY (Ward 5) Village Trustee Vote for not more than 3 Pamela Larson	VILLAGE OF SALEM LAKES (Wards 1-12) Village Trustee Vote for not more than 3 Joe Smith Steven F. Raith Ron Grimes Benjamin R. Harbach Karl Ostby
PADDOCK LAKE (Wards 1-6) Village Trustee Vote for not more than 3 Robert I. Spencer Barbara J. Brenner Gloria Walter	VILLAGE OF TWIN LAKES (Wards 1-9) Village Trustee Vote for not more than 3 Jeremy Robert Knoll Thomas E. Connolly Bill Kaskin Barbara Andres

Kenosha Unified Town of Somers wards 1,2 Village of Somers wards 1-12 Pleasant Prairie wards 1-10,12,13,14 City of Kenosha wards 1-73, 76-88,90, 92-96,98-110,112,113 School Board Member Vote for not more than 2 Kyle Flood Daniel C. Wade Todd Alan Price Yolanda Santos Adams	Brighton #1 School District Brighton wards 1,2,3; Paddock Lake ward 4 School Board Member (Clerk) Vote for 1 Judy Uhlenhake
Bristol #1 School District Bristol wards 1-6,8; Pleasant Prairie ward 11; City of Kenosha wards 75, 111 School Board Member Vote for not more than 2 Sue Kratowicz David Blair Steve Guion Adam Scheele	Burlington Area School Brighton ward 2 School Board Member Vote for not more than 4 Susan Kessler Peter Turke Rosanne Hahn Diane Wood

SCHOOL DISTRICTS

Paris J1 School District Bristol ward 1; Paris wards 1,2 City of Kenosha wards 74,89,91,97 School Board Member Vote for 1 Curt Nikula	Trevor-Wilmot Consolidated Randall ward 4; Salem Lakes wards 6,7 Twin Lakes ward 8 School Board Member Vote for not more than 2 Antonio Villalobos Matthew Connor Cole Marshall Bill Barhyte	Central/Westosha School Brighton wards 2,3,4; Paris wards 1,2 Salem Lakes wards 1-5; Wheatland wards 1,3-6; Bristol wards 1-8; Paddock Lake wards 1-5; Pleasant Prairie ward 11 City of Kenosha wards 74,75,89,91,97,111 School Board Member AREA C - Town of Paris Vote for 1 Dustin Beth School Board Member AREA D - Village of Salem Lakes Vote for 1 Karen Shoopman Bill Watson
Randall J1 School District Randall wards 1,2,3,5,7; Twin Lakes wards 1,2,4-9; Genoa City ward 5 School Board Member Vote for not more than 2 Patrick Awe Richard Petska Steven Calderwood	Twin Lakes #4 School Dist. Twin Lakes wards 2-7 School Board Member Vote for not more than 2 Steve Turner Rhett Suhre	Union Grove Union High Brighton ward 1; Paris ward 2 School Board Member Vote for not more than 2 Diane Skewes Randall Henderson Patrick Brinkman
Silver Lake J1 School Dist. Salem Lakes wards 8,9,11-13 School Board Member Vote for not more than 2 Bert Allen Christensen Cheryl Masnova	Union Grove J1 School Dist. Paris ward 2 School Board Member Vote for not more than 2 Julie Ostrowski Linton Skewes	Wilmot Union High Sch Randall wards 1-7; Salem Lakes wards 3, 5-13; Wheatland ward 2; Genoa City ward 5; Paddock Lake ward 6; Twin Lakes wards 1-9 School Board Member Vote for not more than 3 Jim Walker Steve Turner Erin Tassone Kelly Hansen Janine Morgan