



JANEL BRANDTJEN

STATE REPRESENTATIVE • 22ND ASSEMBLY DISTRICT

June 23, 2022

Administrator Meagan Wolfe
Wisconsin Elections Commission
201 West Washington Avenue, Second Floor
Madison, Wisconsin 53703

Secretary Kathy Blumenfeld
Dept. of Administration
101 E. Wilson Street
Tenth Floor
Madison, WI 53703

Dear Ms. Wolfe and Ms. Blumenfeld:

In my enclosed letter to Ms. Wolfe dated December 22, 2021, Question 7 requested data for “*all* changes to the status of every voter, active and inactive, contained in the 7 million record Voter Identification Database or the Statewide System.” The request also included “log files” so that the Committee on Campaigns and Elections would be able to review identities of recipients/holders of Fast Identity Online (FIDO) user authentication keys making the changes.

In her enclosed response dated December 30, 2021, Ms. Wolfe stated that that “kind of data can be accessed and is provided routinely to parties who request it through Badger Voters” and that “State law and the Commission’s administrative code requires the agency to charge for such custom data” because “There are no exceptions to this requirement for legislative committees under state law or administrative code.”

On the data request, it is my understanding that chronologies of status changes to voter records and the FIDO keys used to make those changes are *not* “provided routinely” to requesters and, in fact, are not even available to the public.

On the fee requirement, enclosed is the Wisconsin Legislative Council Memorandum dated June 16, 2022 confirming that the data I requested must be provided “without delay” on an “immediate” basis and without a “fee.”

I am therefore again requesting that you provide information responsive to Question 7 of my 12/22/21 letter as specified in the attached Requests Nos. 1 and 2. At this time, data is requested only for the time period between July 1, 2020 and the date of your response.

As the Requests explain, responses to Request No. 1 should be provided in the same searchable spreadsheet file format as the Official Registration List available to the public under § 6.36(1)(b)1. Responses to Request No. 2 should be provided in additional columns included in the List.

The requested data will greatly assist the Committee's consideration of measures providing greater transparency, both to deter and detect possible abuse and to restore and strengthen public confidence in the accuracy and reliability of the Registration List and Wisconsin elections.

Because I am requesting only data already required to be kept by statute, please deliver the responsive data file(s) on or before July 11, 2022. *If for some reason you believe delivery by that date is not possible, please advise me immediately.*

Please also provide an extra copy of your responsive file(s) for the minority members of the Committee as well. Thank you very much.

Sincerely,

A handwritten signature in black ink that reads "Janel Brandtjen". The signature is written in a cursive style with a large, looping initial "J".

Janel Brandtjen
State Representative
Chair, Committee on Campaigns and Elections

Enc.

REQUEST NO. 1: “FIDO” KEYS

This request for data relates to the “Fast Identity Online” (FIDO) user authentication keys or other secure access codes or devices (“Key(s)”) by which changes are made to records in the Official Registration List.¹

Format: Please provide the data requested in the table below in the same searchable spreadsheet file format as the Official Registration List available to the public under § 6.36(1)(b)1., with the requested information arranged in columns as indicated.

Dates: At this time, data is requested only for the time period between July 1, 2020 and the date of your response.

COLUMN	DESCRIPTION
a) Recipient/holder.	Please provide identities and contact information for all recipients and current holders of FIDO Keys, ² including the “3400 users to manage 1922 jurisdictions” referenced in the PowerPoint presentation of Wisconsin Elections Commission Technology Director Robert Kehoe provided to the Elections Committee on Wednesday, February 16, 2022, references “3400 users to manage 1922 jurisdictions.” ³
b) Agency.	For each recipient/holder, the agency, municipality, or other entity or person employing or authorizing the recipient or holder of the Key.
c) Key Name.	For each recipient/holder, a non-confidential file name or other designation identifying the key issued to the recipient/holder.

¹ Secs. 6.36(1)(b)1.a. and (c).

² Sec. 6.33(5)(b).

³ <https://legis.wisconsin.gov/assembly/22/brandtjen/media/1549/wisconsin-elections-commission-21622.pdf>

REQUEST NO. 2: OFFICIAL REGISTRATION LIST

This request for data relates to Official Registration List compiled by the Commission.¹

Format: Please provide the data requested in the table below in the same searchable spreadsheet file format as the Official Registration List available to the public under § 6.36(1)(b)1., with the requested information included in additional columns created in the spreadsheet as described.²

Dates: At this time, data is requested only for the time period between July 1, 2020 and the date of your response.

COLUMN	DESCRIPTION
a) List.	Current copy of the complete Registration List itself.
b) Changes.	All changes in each registered elector's status, including all new registrations, de-activations (eligible to ineligible) and re-activations (ineligible to eligible). ³
c) Change Dates.	Date of each change. ⁴
d) Change Reasons.	The reason for each change. ⁵
e) Access Key.	The non-confidential FIDO key name provided in response to Request 1) by which each change was made.
f) Absentee In-Person Application Date.	Date on which the elector applied to vote by in-person absentee ballot. ⁶
g) Absentee By Mail Application Date.	Date on which the clerk mailed an absentee ballot. ⁷
h) Absentee By Mail Return Date.	Date on which the elector returned the absentee ballot. ⁸

¹ Sec. 6.36(1)(a).

² Secs. 6.36(1)(b)1.

³ *E.g.*, § 6.28(1)(b) and (4); § 6.33(5)(a)1.; § 6.36(1)(d)-(e); § 6.48(1)(d) and (2)(b); § 6.50(2)-(7), (10); § 6.56(3), (4); § 6.88(3)(c).

⁴ *See* Note 3.

⁵ Sec. 6.33(4); § 6.36(1)(e); § 6.50(7).

⁶ Sec 6.36(1)(a)13.

⁷ Sec 6.36(1)(a)14.

⁸ Sec 6.36(1)(a)14.