



HOUSE BILL No. 4697

May 4, 1993, Introduced by Reps. Harrison, Varga, DeMars, Rivers, Shepich, Points, Jondahl and Jacobetti and referred to the Committee on House Oversight and Ethics.

A bill to amend sections 492, 495, 499c, and 500a of Act No. 116 of the Public Acts of 1954, entitled "Michigan election law," section 492 as amended and section 499c as added by Act No. 142 of the Public Acts of 1989 and sections 495 and 500a as amended by Act No. 275 of the Public Acts of 1988, being sections 168.492, 168.495, 168.499c, and 168.500a of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Sections 492, 495, 499c, and 500a of Act No. 116
2 of the Public Acts of 1954, section 492 as amended and
3 section 499c as added by Act No. 142 of the Public Acts of 1989
4 and sections 495 and 500a as amended by Act No. 275 of the Public
5 Acts of 1988, being sections 168.492, 168.495, 168.499c, and

1 168.500a of the Michigan Compiled Laws, are amended to read as
2 follows:

3 Sec. 492. (1) ~~Every~~ A person who has the ~~following~~
4 qualifications of an elector AS PROVIDED IN THIS SUBSECTION, or
5 who will have those qualifications at the next election, ~~or pri-~~
6 ~~mary election,~~ shall be entitled to be registered as an elector
7 in the township, city, or village in which he or she resides.

8 The person shall ~~be~~ MEET ALL OF THE FOLLOWING REQUIREMENTS:

9 (A) BE a citizen of the United States. ~~, not less than~~

10 (B) BE 18 years of age ~~or~~ OR OLDER.

11 (C) BE a resident of ~~the~~ THIS state for ~~not less than~~ 30
12 days ~~and~~ OR MORE.

13 (D) BE a resident of the township, city, or village on or
14 before the thirtieth day before the next ~~regular or special~~
15 ~~election or primary~~ election.

16 (2) A PERSON WHO IS HOMELESS SHALL BE CONSIDERED TO BE A
17 RESIDENT OF A TOWNSHIP, CITY, OR VILLAGE AS REQUIRED UNDER
18 SUBSECTION (1) IF THE PERSON DECLARES ON A REGISTRATION AFFIDAVIT
19 UNDER SECTION 495 OR AN APPLICATION FOR REGISTRATION UNDER SEC-
20 TION 499C OR 500A THE PLACE WHERE HE OR SHE RESIDES IN THAT TOWN-
21 SHIP, CITY, OR VILLAGE AND THE STREET ADDRESS OF THE TOWNSHIP,
22 CITY, OR VILLAGE. AS USED IN THIS SUBSECTION, "STREET ADDRESS OF
23 THE TOWNSHIP, CITY, OR VILLAGE" MEANS THE STREET ADDRESS OF THE
24 TOWNSHIP, CITY, OR VILLAGE HALL OR, IF NONE, THE STREET ADDRESS
25 DESIGNATED BY THE LEGISLATIVE BODY OF THE TOWNSHIP, CITY, OR VIL-
26 LAGE AS THE STREET ADDRESS TO BE USED BY A HOMELESS PERSON IN
27 ORDER TO REGISTER TO VOTE.

1 Sec. 495. ~~-(+)~~ The registration affidavit required under
2 section 493 shall contain all of the following:

3 (a) The name of the elector.

4 (b) The residence address OF THE ELECTOR, INCLUDING THE
5 street and number or rural route and box number AND THE APARTMENT
6 NUMBER, if any, of the elector OR, IF THE ELECTOR IS HOMELESS,
7 THE PLACE WHERE THE ELECTOR RESIDES AND THE STREET ADDRESS OF THE
8 TOWNSHIP, CITY, OR VILLAGE AS DEFINED IN SECTION 492.

9 (c) The birthplace and ~~birth~~ date OF BIRTH of the
10 elector.

11 (d) The driver's license or state personal identification
12 card number of the elector, if available.

13 (e) A statement that the elector is a citizen of the United
14 States.

15 (f) A statement that the elector is at the time of complet-
16 ing the affidavit, or will be on the date of the next election,
17 not less than 18 years of age.

18 (g) A statement that the elector has or will have lived in
19 this state not less than 30 days before the next election.

20 (h) A statement that the elector has or will have estab-
21 lished his or her residence in the township, city, or village in
22 which the elector is applying for registration FOR not less than
23 30 days before the next election.

24 (i) A statement that the elector is or will be a qualified
25 elector of the township, city, or village on the date of the next
26 election.

1 (j) A space in which the elector shall state the place of
2 the elector's last registration, IF ANY.

3 (k) For the purpose of voting in a presidential primary
4 election, a space for the elector to declare a party preference
5 or that the elector has no party preference.

6 ~~(2) Until February 15, 1992, the secretary of state or the~~
7 ~~secretary of state's agent shall print a notice that shall be~~
8 ~~provided to each person applying for registration. The notice~~
9 ~~shall contain all of the following information:~~

10 ~~(a) That, for the purpose of voting in a presidential pri-~~
11 ~~mary election, the elector must declare a party preference.~~

12 ~~(b) That, if the elector prefers to register with no party~~
13 ~~preference, the elector is not eligible to vote in a presidential~~
14 ~~primary election unless the elector declares a party preference~~
15 ~~at least 30 days before the presidential primary election.~~

16 ~~(c) That, even if currently registered to vote, the elector~~
17 ~~is not eligible to vote in a presidential primary election unless~~
18 ~~the elector declares in writing to the city or township clerk a~~
19 ~~party preference at least 30 days before the presidential primary~~
20 ~~election.~~

21 ~~(d) That, if the elector declares a party preference or~~
22 ~~declares that the elector has no party preference, that declara-~~
23 ~~tion of preference remains as that elector's preference until the~~
24 ~~elector changes his or her party preference or declares that he~~
25 ~~or she has no party preference on a form prescribed by the secre-~~
26 ~~tary of state or in writing to the city or township clerk.~~

1 ~~(3) Until February 15, 1992, the city or township clerk~~
2 ~~shall provide each elector who votes in an election in that city~~
3 ~~or township the notice required under subsection (2) on a form~~
4 ~~prescribed by the secretary of state on which an elector may~~
5 ~~declare his or her party preference or that the elector has no~~
6 ~~party preference for the purpose of voting in a presidential pri-~~
7 ~~mary election.~~

8 ~~(4) The secretary of state shall provide to each county~~
9 ~~clerk for distribution to the city and township clerks in the~~
10 ~~county a sufficient number of the notices required for distribu-~~
11 ~~tion to electors under subsections (2) and (3).~~

12 Sec. 499c. (1) A county, township, or city clerk may accept
13 a registration application under this section from any person who
14 possesses the qualifications of an elector and shall forward the
15 application to the appropriate township or city clerk. Except as
16 provided in subsection (6), a deputy registrar shall not accept a
17 registration application from an elector who resides outside of
18 the county, township, or city for which he or she was appointed
19 deputy registrar.

20 (2) A person may complete an application to register to vote
21 or to change the person's voter registration name or address, if
22 the applicant possesses the qualifications of an elector on the
23 date of application or will possess the qualifications at the
24 next election. This subsection ~~shall~~ DOES not require a regis-
25 tered elector to periodically reregister or to renew his or her
26 registration. The application for registration made under this
27 section shall contain all of the following:

- 1 (a) The name of the applicant.
- 2 (b) The residence address of the applicant, including the
3 street and number or rural route and box number and the apartment
4 number, if any, OR, IF THE APPLICANT IS HOMELESS, THE PLACE WHERE
5 THE APPLICANT RESIDES AND THE STREET ADDRESS OF THE TOWNSHIP,
6 CITY, OR VILLAGE AS DEFINED IN SECTION 492.
- 7 (c) The city or township and county of residence of the
8 applicant, and the school district of the applicant, if known.
- 9 (d) The birthplace and ~~birth~~ date OF BIRTH of the
10 applicant.
- 11 (e) The driver's license or state personal identification
12 card number of the applicant, if available.
- 13 (f) A statement that the applicant has the qualifications of
14 an elector as of the date of applying for registration or will
15 have the qualifications of an elector at the next election.
- 16 (g) A statement that the applicant, if qualified, may vote
17 at an election occurring not less than 30 days after the date of
18 completing the application.
- 19 (h) A space to indicate the applicant's last place of regis-
20 tration, if known, or the last place of residence.
- 21 (i) A statement authorizing the cancellation of registration
22 at the applicant's last place of registration.
- 23 (j) A space for the applicant to sign and certify to the
24 truth of the statements on the application.
- 25 (k) A space to record a serial number assigned to the
26 applicant.

1 (1) For the purpose of voting in a presidential primary
2 election, a space for the elector to declare a party preference
3 or that the elector has no party preference. ~~and the notice~~
4 ~~required by section 495(2).~~

5 (3) A county, township, or city clerk or deputy registrar
6 receiving a completed application shall require the applicant to
7 certify to the truth of the statements contained in the
8 application. The clerk or deputy shall validate the application
9 with his or her signature and printed name and provide the appli-
10 cant with a receipt verifying the registration application.

11 (4) A deputy registrar shall return a completed voter regis-
12 tration application to his or her appointing clerk within the
13 time prescribed by the appointing clerk, but not later than 4
14 p.m. on the first business day after the last day to register for
15 an election.

16 (5) A county clerk shall forward a completed application to
17 the appropriate local clerk as soon as possible, but not later
18 than 4 p.m. on the second business day after the last day to reg-
19 ister for an election.

20 (6) A township or city clerk may enter into a written agree-
21 ment with another township or city clerk to permit a deputy reg-
22 istrar appointed in the township or city of 1 clerk to take voter
23 registration applications in the other clerk's jurisdiction. An
24 application received by a township or city clerk under an agree-
25 ment described in this subsection shall be promptly forwarded to
26 the appropriate township or city clerk.

1 (7) After ~~the effective date of the amendatory act that~~
2 ~~added this section~~ AUGUST 29, 1989, a person who registers to
3 vote in a township shall be considered registered to vote in a
4 village within that township in which the person resides. The
5 clerk of the township shall transmit to the village clerk all
6 information necessary to complete the village registration. A
7 person who registers to vote in a village shall be considered
8 registered to vote in the township in which the person resides.
9 The clerk of the village shall transmit to the township clerk all
10 information necessary to complete the township registration if
11 the person is not already registered in the township.

12 (8) The secretary of state shall develop, print, and dis-
13 tribute to county, township, and city clerks a uniform registra-
14 tion application form for use in registering voters under this
15 section. A county, township, or city clerk shall not impose
16 unreasonable limits on the number of registration application
17 forms provided to a deputy registrar but may maintain a record of
18 the forms provided to each deputy registrar.

19 Sec. 500a. (1) The secretary of state or ~~the secretary of~~
20 ~~state's~~ AN agent shall afford a person who appears in a depart-
21 ment of state branch office or ~~, beginning March 1, 1989, a~~
22 ~~person~~ who applies for renewal of an operator's or chauffeur's
23 license under section 307 of the Michigan vehicle code, Act
24 No. 300 of the Public Acts of 1949, being section 257.307 of the
25 Michigan Compiled Laws, an opportunity to complete an application
26 to register to vote or to change the person's voting registration
27 name, address, or, for the purpose of voting in a presidential

1 primary election, party preference, if the applicant possesses
2 the qualifications of an elector on the date of application or
3 will possess the qualifications at the next election. This sub-
4 section ~~shall~~ DOES not ~~be construed to~~ require a registered
5 elector to periodically reregister or to renew his or her
6 registration. The application for registration made under this
7 section shall contain all of the following:

8 (a) The name of the applicant.

9 (b) The residence address of the applicant, including THE
10 street and number or rural route and box number AND THE APARTMENT
11 NUMBER, if any, OR, IF THE APPLICANT IS HOMELESS, THE PLACE WHERE
12 THE APPLICANT RESIDES AND THE STREET ADDRESS OF THE TOWNSHIP,
13 CITY, OR VILLAGE AS DEFINED IN SECTION 492.

14 (c) The city or township and county of residence of the
15 applicant, and the school district of the applicant, if known.

16 (d) The date of birth of the applicant.

17 (e) The birthplace of the applicant.

18 (f) The driver's license or state personal identification
19 card number of the applicant, if available.

20 (g) A statement that the applicant has the qualifications of
21 an elector as of the date of applying for registration ~~—~~ or
22 will have the qualifications of an elector at the next election.

23 (h) A space for the applicant to declare, for the purpose of
24 voting in a presidential primary election, a party preference or
25 that the applicant has no party preference.

1 (i) A statement that the registration is not effective until
2 processed by the clerk of the city or township in which the
3 applicant resides.

4 (j) A statement that the applicant, if qualified, may vote
5 at an election occurring not less than 30 days after the date of
6 completing the application.

7 (k) A space to indicate the applicant's last place of
8 registration, IF ANY.

9 (l) A statement authorizing the cancellation of registration
10 at the applicant's last place of registration.

11 (m) A space for the applicant to sign and certify to the
12 truth of the statements on the application.

13 (2) The applicant shall COMPLETE AND sign the application.
14 Upon receipt of the application, the agent shall sign the appli-
15 cation, stamp the application with a validation stamp, and pro-
16 vide the applicant with a receipt verifying the registration
17 application. The agent shall promptly forward the application to
18 the county clerk of the applicant's residence or to a city or
19 township clerk designated by the secretary of state.

20 ~~(3) Until February 15, 1992, the secretary of state or the~~
21 ~~secretary of state's agent shall provide along with the applica-~~
22 ~~tion to register to vote or to change a registration under sub-~~
23 ~~section (1) a notice that contains all of the following~~
24 ~~information:~~

25 ~~(a) That, for the purpose of voting in a presidential pri-~~
26 ~~mary election, an elector must declare a party preference.~~

1 ~~(b) That, if the elector prefers to register with no party~~
2 ~~preference, the elector is not eligible to vote in a presidential~~
3 ~~primary election unless the elector declares a party preference~~
4 ~~at least 30 days before the presidential primary election.~~

5 ~~(c) That, even if the elector is currently registered to~~
6 ~~vote, the elector is not eligible to vote in a presidential pri-~~
7 ~~mary election unless the elector declares in writing to the city~~
8 ~~or township clerk a party preference at least 30 days before the~~
9 ~~presidential primary election.~~

10 ~~(d) That, if the elector declares a party preference or~~
11 ~~declares that the elector has no party preference, that declara-~~
12 ~~tion of preference remains as that elector's preference until the~~
13 ~~elector changes his or her party preference or declares that he~~
14 ~~or she has no party preference on a form prescribed by the secre-~~
15 ~~tary of state or in writing to the city or township clerk.~~