

SENATE BILL No. 624

June 27, 2007, Introduced by Senators McMANUS, BROWN, HARDIMAN and BISHOP and referred to the Committee on Campaign and Election Oversight.

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending sections 613a, 614a, 615a, 624g, 641, and 759a (MCL 168.613a, 168.614a, 168.615a, 168.624g, 168.641, and 168.759a), section 613a as amended by 2003 PA 13, sections 614a and 615a as amended by 1999 PA 72, section 624g as amended by 1990 PA 7, section 641 as amended by 2005 PA 71, and section 759a as amended by 2006 PA 605, and by adding sections 615c and 759c; and to repeal acts and parts of acts.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 613a. (1) Except ~~in 2004 when no statewide presidential~~
2 ~~primary shall be conducted~~ **AS OTHERWISE PROVIDED IN SUBSECTION (2)**

1 OR (3), a statewide presidential primary election shall be
2 conducted under this act ON JANUARY 29, 2008. AFTER 2008, EXCEPT AS
3 OTHERWISE PROVIDED IN SUBSECTION (2) OR (3), A STATEWIDE
4 PRESIDENTIAL PRIMARY ELECTION SHALL BE CONDUCTED UNDER THIS ACT on
5 the ~~fourth~~FIRST Tuesday in February in each presidential election
6 year.

7 (2) THE CHAIRPERSONS OF THE PARTICIPATING POLITICAL PARTIES
8 MAY CHANGE THE DATE OF THE STATEWIDE PRESIDENTIAL PRIMARY ELECTION
9 AS PROVIDED IN THIS SUBSECTION. IN ORDER TO CHANGE THE DATE OF THE
10 STATEWIDE PRESIDENTIAL PRIMARY ELECTION, EACH PARTICIPATING
11 POLITICAL PARTY CHAIRPERSON SHALL FILE AN AFFIDAVIT WITH THE
12 SECRETARY OF STATE NO LATER THAN 4 P.M. ON SEPTEMBER 15 OF THE YEAR
13 BEFORE THE PRESIDENTIAL ELECTION YEAR RECOMMENDING THE SAME DATE ON
14 WHICH THE STATEWIDE PRESIDENTIAL PRIMARY ELECTION SHALL BE
15 CONDUCTED. THE RECOMMENDED DATE SHALL FALL ON A TUESDAY AND SHALL
16 BE NO EARLIER THAN THE SECOND TUESDAY IN JANUARY AND NO LATER THAN
17 THE FOURTH TUESDAY IN FEBRUARY OF THE PRESIDENTIAL ELECTION YEAR.
18 THE STATEWIDE PRESIDENTIAL PRIMARY ELECTION DATE SHALL NOT BE
19 CHANGED UNLESS EACH PARTICIPATING POLITICAL PARTY CHAIRPERSON
20 RECOMMENDS THE SAME DATE.

21 (3) THE CHAIRPERSONS OF THE PARTICIPATING POLITICAL PARTIES
22 MAY AGREE TO CANCEL THE STATEWIDE PRESIDENTIAL PRIMARY ELECTION AS
23 PROVIDED IN THIS SUBSECTION. IN ORDER TO CANCEL THE STATEWIDE
24 PRESIDENTIAL PRIMARY ELECTION, EACH PARTICIPATING POLITICAL PARTY
25 CHAIRPERSON SHALL FILE AN AFFIDAVIT WITH THE SECRETARY OF STATE NO
26 LATER THAN 4 P.M. ON SEPTEMBER 15 OF THE YEAR BEFORE THE
27 PRESIDENTIAL ELECTION YEAR RECOMMENDING THE CANCELLATION OF THE

1 STATEWIDE PRESIDENTIAL PRIMARY ELECTION. THE STATEWIDE PRESIDENTIAL
2 PRIMARY ELECTION SHALL NOT BE CANCELED UNLESS EACH PARTICIPATING
3 POLITICAL PARTY CHAIRPERSON AGREES TO CANCEL THE ELECTION.

4 (4) ~~(2)~~ A political party that received ~~5% or less~~ **THAN 25%** of
5 the total vote cast ~~nationwide~~ **IN THIS STATE** for the office of
6 president in the last presidential election shall not participate
7 in the **STATEWIDE** presidential primary election.

8 (5) ~~(3)~~ Except as otherwise provided in **SUBSECTION (6) AND**
9 sections 614a, 615a, **615C**, 616a, 624g, and 879a, the statewide
10 presidential primary election shall be conducted under the
11 provisions of this act that govern the conduct of general primary
12 elections.

13 (6) **THE DELEGATE SELECTION PROCESS AFTER THE STATEWIDE**
14 **PRESIDENTIAL PRIMARY ELECTION SHALL BE HELD IN COMPLIANCE WITH THE**
15 **STATE AND NATIONAL POLITICAL PARTY RULES, REGULATIONS, POLICIES,**
16 **AND PROCEDURES OF EACH PARTICIPATING POLITICAL PARTY. EACH**
17 **PARTICIPATING POLITICAL PARTY SHALL BE THE SOLE AND EXCLUSIVE**
18 **ARBITER OF THE APPLICABILITY AND INTERPRETATION OF ITS STATE AND**
19 **NATIONAL RULES, REGULATIONS, POLICIES, AND PROCEDURES. NOTHING IN**
20 **THIS SECTION SHALL BE APPLIED IN A MANNER THAT DIMINISHES OR**
21 **IMPAIRS THE STATE AND FEDERAL CONSTITUTIONAL RIGHTS OF A**
22 **PARTICIPATING POLITICAL PARTY OR GIVES THIS STATE, ITS POLITICAL**
23 **SUBDIVISIONS AND AGENCIES, OR ITS COURTS JURISDICTION OR AUTHORITY**
24 **OVER THE APPLICABILITY OR INTERPRETATION OF A PARTICIPATING**
25 **POLITICAL PARTY'S STATE OR NATIONAL RULES, REGULATIONS, POLICIES,**
26 **AND PROCEDURES.**

27 Sec. 614a. ~~(1) Not later than 4 p.m. of the second Friday in~~

1 ~~November of the year before the presidential election, the~~
2 ~~secretary of state shall issue a list of the individuals generally~~
3 ~~advocated by the national news media to be potential presidential~~
4 ~~candidates for each party's nomination by the political parties for~~
5 ~~which a presidential primary election will be held under section~~
6 ~~613a.~~

7 (1) ~~(2)~~ Not later than 4 p.m. of the Tuesday following the
8 ~~second Friday in November of the year before the presidential~~
9 ~~election~~ **ON THE FOURTH TUESDAY IN SEPTEMBER OF THE YEAR BEFORE THE**
10 **PRESIDENTIAL PRIMARY**, the state chairperson of each political party
11 for which a presidential primary election will be held under
12 section 613a shall file with the secretary of state a list of
13 individuals whom they consider to be potential presidential
14 candidates for that political party.

15 (2) ~~(3)~~ After the issuance of the list under subsection ~~(1)~~
16 ~~and after receipt of~~ **THE** names from the state chairperson of each
17 political party under subsection ~~(2)~~ **(1)**, the secretary of state
18 shall notify each potential presidential candidate on the lists of
19 the provisions of this act relating to the **STATEWIDE** presidential
20 primary election.

21 Sec. 615a. (1) Except as otherwise provided in this section,
22 the secretary of state shall cause the name of a presidential
23 candidate notified by the secretary of state under section 614a to
24 be printed on the presidential primary ballot under the appropriate
25 political party heading. A presidential candidate notified by the
26 secretary of state under section 614a may file an affidavit with
27 the secretary of state indicating his or her party preference if

1 different than the party preference contained in the secretary of
2 state notification and the secretary of state shall cause that
3 presidential candidate's name to be printed under the appropriate
4 party heading on the presidential primary ballot. A presidential
5 candidate notified by the secretary of state under section 614a may
6 file an affidavit with the secretary of state indicating that he or
7 she does not wish to have his or her name printed on the
8 presidential primary ballot and the secretary of state shall not
9 have that presidential candidate's name printed on the presidential
10 primary ballot. A presidential candidate shall file an affidavit
11 described in this subsection with the secretary of state no later
12 than 4 p.m. on the ~~second Friday in December of the year before the~~
13 ~~presidential election year~~ **FOURTH TUESDAY IN OCTOBER OF THE YEAR**
14 **BEFORE THE PRESIDENTIAL PRIMARY** or the affidavit is considered
15 void.

16 (2) The name of an individual who is not listed as a potential
17 presidential candidate under section 614a shall be printed on the
18 ballot for the presidential primary under the appropriate political
19 party heading if he or she files a nominating petition with the
20 secretary of state no later than 4 p.m. on the ~~second Friday in~~
21 ~~December of the year before the presidential election year~~ **TWELFTH**
22 **TUESDAY BEFORE THE STATEWIDE PRESIDENTIAL PRIMARY ELECTION.** The
23 nominating petition shall contain valid signatures of registered
24 and qualified electors equal to not less than 1/2 of 1% of the
25 total votes cast in the state at the previous presidential election
26 for the presidential candidate of the political party for which the
27 individual is seeking this nomination. However, the total number of

1 signatures required on a nominating petition under this subsection
2 shall not exceed 1,000 times the total number of congressional
3 districts in this state. A signature on a nominating petition is
4 not valid if obtained before ~~October 1~~ **AUGUST 15** of the year before
5 the presidential election year in which the individual seeks
6 nomination. To be valid, a nominating petition must conform to the
7 requirements of this act regarding nominating petitions, but only
8 to the extent that those requirements do not conflict with the
9 requirements of this subsection.

10 (3) The names of the presidential candidates under each
11 political party heading shall be rotated on the ballot **BY PRECINCT**.
12 The ballot shall contain a space for an elector to vote
13 uncommitted.

14 **SEC. 615C. (1) IN ORDER TO VOTE AT A STATEWIDE PRESIDENTIAL**
15 **PRIMARY ELECTION, AN ELECTOR SHALL INDICATE, IN A MANNER PRESCRIBED**
16 **BY THE SECRETARY OF STATE, IN WHICH POLITICAL PARTY PRIMARY HE OR**
17 **SHE WISHES TO VOTE.**

18 (2) **AN ELECTOR SHALL NOT BE CHALLENGED AT A STATEWIDE**
19 **PRESIDENTIAL PRIMARY ELECTION BASED SOLELY UPON WHICH POLITICAL**
20 **PARTY'S PRIMARY THE ELECTOR CHOOSES TO VOTE IN.**

21 (3) **THE SECRETARY OF STATE SHALL DEVELOP A PROCEDURE FOR CITY**
22 **AND TOWNSHIP CLERKS TO USE WHEN KEEPING A SEPARATE RECORD AT A**
23 **STATEWIDE PRESIDENTIAL PRIMARY ELECTION THAT CONTAINS THE PRINTED**
24 **NAME, ADDRESS, AND QUALIFIED VOTER FILE NUMBER OF EACH ELECTOR AND**
25 **THE POLITICAL PARTY PRIMARY IN WHICH THAT ELECTOR CHOOSES TO VOTE.**

26 (4) **EXCEPT AS OTHERWISE PROVIDED IN THIS SECTION, THE**
27 **INFORMATION ACQUIRED OR IN THE POSSESSION OF A PUBLIC BODY**

1 INDICATING IN WHICH POLITICAL PARTY PRIMARY AN ELECTOR CHOSE TO
2 VOTE DURING A STATEWIDE PRESIDENTIAL PRIMARY ELECTION IS
3 CONFIDENTIAL, EXEMPT FROM DISCLOSURE UNDER THE FREEDOM OF
4 INFORMATION ACT, 1976 PA 442, MCL 15.231 TO 15.246, AND SHALL NOT
5 BE DISCLOSED TO ANY PERSON FOR ANY REASON.

6 (5) TO ENSURE COMPLIANCE WITH THE STATE AND NATIONAL POLITICAL
7 PARTY RULES OF EACH PARTICIPATING POLITICAL PARTY, THE RECORDS
8 DESCRIBED IN SUBSECTION (3) SHALL BE PROVIDED TO THE CHAIRPERSON OF
9 EACH PARTICIPATING POLITICAL PARTY AS SET FORTH IN SUBSECTION (6).

10 (6) WITHIN 70 DAYS AFTER THE PRESIDENTIAL PRIMARY ELECTION,
11 THE SECRETARY OF STATE SHALL PROVIDE TO THE CHAIRPERSON OF EACH
12 PARTICIPATING POLITICAL PARTY A FILE OF THE RECORDS OF EACH
13 PARTICIPATING POLITICAL PARTY DEVELOPED UNDER SUBSECTION (3). THE
14 SECRETARY OF STATE MAY SET A SCHEDULE FOR COUNTY, CITY, AND
15 TOWNSHIP CLERKS TO SUBMIT DATA OR DOCUMENTS REQUIRED UNDER
16 SUBSECTION (3). THE SECRETARY OF STATE AND COUNTY, CITY, AND
17 TOWNSHIP CLERKS SHALL DESTROY THE INFORMATION INDICATING WHICH
18 PRESIDENTIAL PRIMARY BALLOT EACH ELECTOR REQUESTED AS RECORDED IN
19 SUBSECTION (3) IMMEDIATELY AFTER THE EXPIRATION OF THE 22-MONTH
20 FEDERAL ELECTION RECORDS RETENTION PERIOD.

21 (7) EXCEPT AS PROVIDED IN SUBSECTION (8), A PARTICIPATING
22 POLITICAL PARTY SHALL NOT USE THE INFORMATION CREATED UNDER
23 SUBSECTION (3) INDICATING WHICH PRESIDENTIAL PRIMARY BALLOT EACH
24 ELECTOR REQUESTED FOR ANY PURPOSE, INCLUDING A COMMERCIAL PURPOSE,
25 AND SHALL NOT RELEASE THE INFORMATION TO ANY OTHER PERSON,
26 ORGANIZATION, OR VENDOR.

27 (8) A PARTICIPATING POLITICAL PARTY MAY ONLY USE THE

1 INFORMATION CREATED UNDER SUBSECTION (3) TO SUPPORT CANDIDATES AND
2 BALLOT PROPOSALS ENDORSED BY THE POLITICAL PARTY. A PARTICIPATING
3 POLITICAL PARTY MAY RELEASE THE INFORMATION CREATED UNDER
4 SUBSECTION (3) TO ANOTHER PERSON, ORGANIZATION, OR VENDOR FOR THE
5 PURPOSE OF SUPPORTING THAT POLITICAL PARTY'S ENDORSED CANDIDATES
6 AND BALLOT PROPOSALS. THIS SUBSECTION DOES NOT PERMIT A
7 PARTICIPATING POLITICAL PARTY TO USE THE INFORMATION RELATED TO
8 VOTERS IN ANOTHER POLITICAL PARTY TO SUPPORT OR OPPOSE CANDIDATES
9 OR BALLOT QUESTIONS.

10 (9) A PARTICIPATING POLITICAL PARTY THAT RELEASES THE
11 INFORMATION CREATED UNDER SUBSECTION (3) TO ANOTHER PERSON,
12 ORGANIZATION, OR VENDOR SHALL ENTER INTO A CONTRACT WITH THE
13 PERSON, ORGANIZATION, OR VENDOR AND THE CONTRACT SHALL DO ALL OF
14 THE FOLLOWING:

15 (A) STATE THE INFORMATION USE RESTRICTIONS.

16 (B) SPECIFY HOW AND WHEN THE INFORMATION WILL BE USED.

17 (C) PROHIBIT THE USE FOR ANY OTHER PURPOSE.

18 (D) PROHIBIT THE RETENTION OF THE INFORMATION.

19 (10) A PARTICIPATING POLITICAL PARTY SHALL RETAIN A CONTRACT
20 ENTERED INTO UNDER SUBSECTION (9) FOR 6 YEARS.

21 (11) ANY PERSON WHO USES THE INFORMATION INDICATING WHICH
22 PRESIDENTIAL PRIMARY BALLOT AN ELECTOR REQUESTED FOR A PURPOSE NOT
23 SPECIFIED IN THIS SECTION IS GUILTY OF A MISDEMEANOR PUNISHABLE BY
24 A FINE OF \$1,000.00 FOR EACH VOTER RECORD THAT IS IMPROPERLY USED
25 OR IMPRISONMENT FOR NOT MORE THAN 93 DAYS, OR BOTH.

26 Sec. 624g. (1) The state shall reimburse each county, city,
27 and township for the cost of conducting a presidential primary

1 election. The reimbursement shall not exceed the verified account
2 of actual costs of the election.

3 (2) Payment shall be made upon presentation and approval of a
4 verified account of actual costs to the department of treasury,
5 local government audit division, after the department of treasury
6 and the secretary of state agree as to what constitutes valid costs
7 of conducting an election. Reimbursable costs do not include
8 salaries of permanent local officials; the cost of reusable
9 supplies and equipment; or costs attributable to local special
10 elections held in conjunction with the presidential primary
11 **ELECTION**. The state shall disapprove costs not in compliance with
12 this section.

13 ~~—— (3) The state shall also compensate each city and township for~~
14 ~~the processing of voter identification cards required for the sole~~
15 ~~purpose of changing or adding an elector's designation of a~~
16 ~~political party preference or no political party preference.~~
17 ~~Compensation shall not be paid to a city or township for the~~
18 ~~processing of voter identification cards required for original~~
19 ~~voter registration applications or voter registration applications~~
20 ~~changing an elector's address. The secretary of state shall~~
21 ~~equitably distribute funds appropriated to implement this~~
22 ~~subsection upon receipt of an annual verified account of actual~~
23 ~~costs from each city and township stating the number of voter~~
24 ~~identification cards processed as specified by this subsection.~~

25 (3) ~~(4)~~ The legislature shall appropriate from the general
26 fund of ~~the~~ **THIS** state an amount necessary to implement this
27 section.

1 (4) ~~(5)~~—To qualify for reimbursement, a county, city, or
2 township shall submit its verified account of actual costs no later
3 than 90 days after the date of the presidential primary **ELECTION**.

4 (5) ~~(6)~~—Not later than 90 days after the state receives a
5 verified account of actual costs, the state shall pay or disapprove
6 the verified account.

7 Sec. 641. (1) Except as otherwise provided in this section and
8 sections 642 and 642a, beginning January 1, 2005, an election held
9 under this act shall be held on 1 of the following regular election
10 dates:

11 (a) The February regular election date, which is the fourth
12 Tuesday in February.

13 (b) The May regular election date, which is the first Tuesday
14 after the first Monday in May.

15 (c) The August regular election date, which is the first
16 Tuesday after the first Monday in August.

17 (d) The November regular election date, which is the first
18 Tuesday after the first Monday in November.

19 (2) If an elective office is listed by name in section 643,
20 requiring the election for that office to be held at the general
21 election, and if candidates for the office are nominated at a
22 primary election, the primary election shall be held on the August
23 regular election date.

24 (3) Except as otherwise provided in this subsection and
25 subsection (4), a special election shall be held on a regular
26 election date. A special election called by the governor under
27 section 145, 178, 632, 633, or 634 to fill a vacancy or called by

1 the legislature to submit a proposed constitutional amendment as
2 authorized in section 1 of article XII of the state constitution of
3 1963 may, but is not required to be, held on a regular election
4 date.

5 (4) A school district may call a special election to submit a
6 ballot question to borrow money, increase a millage, or establish a
7 bond if an initiative petition is filed with the county clerk. The
8 petition shall be signed by a number of qualified and registered
9 electors of the district equal to not less than 10% of the electors
10 voting in the last gubernatorial election in that district or 3,000
11 signatures, whichever number is lesser. Section 488 applies to a
12 petition to call a special election for a school district under
13 this section. In addition to the requirements set forth in section
14 488, the proposed date of the special election shall appear beneath
15 the petition heading, and the petition shall clearly state the
16 amount of the millage increase or the amount of the loan or bond
17 sought and the purpose for the millage increase or the purpose for
18 the loan or bond. The petition shall be filed with the county clerk
19 by 4 p.m. of the twelfth Tuesday before the proposed date of the
20 special election. The petition signatures shall be obtained within
21 60 days before the filing of the petition. Any signatures obtained
22 more than 60 days before the filing of the petition are not valid.
23 If the special election called by the school district is not
24 scheduled to be held on a regular election date as provided in
25 subsection (1), the special election shall be held on a Tuesday. A
26 special election called by a school district under this subsection
27 shall not be held within 30 days before or 35 days after a regular

1 election date as provided in subsection (1). A school district may
2 only call 1 special election pursuant to this subsection in each
3 calendar year.

4 (5) The secretary of state shall make a report to the house
5 and senate committees that consider election issues by December 1,
6 2006. The secretary of state shall report about the special
7 elections held under this subsection, including, but not limited
8 to, all of the following:

9 (a) The number of times a special election has been held.

10 (b) Which school districts have held special elections.

11 (c) Information about the success rate of the ballot question
12 submitted at the special elections.

13 (d) Information about voter turnout, including the percentage
14 and number of registered voters who voted in each special election.

15 **(6) THE FEBRUARY REGULAR ELECTION DATE AS PROVIDED IN**
16 **SUBSECTION (1) SHALL BE REPLACED IN EACH PRESIDENTIAL ELECTION YEAR**
17 **BY THE STATEWIDE PRESIDENTIAL PRIMARY ELECTION DATE ESTABLISHED**
18 **UNDER SECTION 613A IF THE STATEWIDE PRESIDENTIAL PRIMARY ELECTION**
19 **OCCURS BETWEEN THE SECOND TUESDAY IN JANUARY AND THE THIRD TUESDAY**
20 **IN FEBRUARY OF THE PRESIDENTIAL ELECTION YEAR.**

21 (7) ~~(6)~~—The secretary of state shall direct and supervise the
22 consolidation of all elections held under this act.

23 (8) ~~(7)~~—This section shall be known and may be cited as the
24 "Hammerstrom election consolidation law".

25 Sec. 759a. (1) A member of the armed services or an overseas
26 voter who is not registered, but possessed the qualifications of an
27 elector under section 492, may apply for registration by using the

1 federal postcard application. The department of state, bureau of
2 elections, is responsible for disseminating information on the
3 procedures for registering and voting to absent armed services and
4 overseas voters.

5 (2) Each of the following persons who is a qualified elector
6 of a city, village, or township in this state and who is not a
7 registered voter may apply for an absent voter ballot:

8 (a) A civilian employee of the armed services outside of the
9 United States.

10 (b) A member of the armed services outside of the United
11 States.

12 (c) A citizen of the United States temporarily residing
13 outside the territorial limits of the United States.

14 (d) A citizen of the United States residing in the District of
15 Columbia.

16 (e) A spouse or dependent of a person described in
17 subdivisions (a) through (d) who is a citizen of the United States
18 and who is accompanying that person, even though the spouse or
19 dependent is not a qualified elector of a city, village, or
20 township of this state, if that spouse or dependent is not a
21 qualified and registered elector anywhere else in the United
22 States.

23 (3) Upon receipt of an application under this section that
24 complies with this act, a city, village, or township clerk shall
25 forward to the applicant the absent voter ballots requested, the
26 forms necessary for registration, and instructions for completing
27 the forms. If the ballots are not yet available at the time of

1 receipt of the application, the clerk shall immediately forward to
2 the applicant the registration forms and instructions, and forward
3 the ballots as soon as they are available. If the ballots and
4 registration forms are received before the close of the polls on
5 election day and if the registration complies with the requirements
6 of this act, the absent voter ballots shall be delivered to the
7 proper election board to be voted. If the registration does not
8 comply with the requirements of this act, the clerk shall retain
9 the absent voter ballots until the expiration of the time that the
10 voted ballots must be kept and shall then destroy the ballots
11 without opening the envelope. The clerk may retain registration
12 forms completed under this section in a separate file. The address
13 in this state shown on a registration form is the residence of the
14 registrant.

15 (4) The size of a precinct shall not be determined by
16 registration forms completed under this section.

17 (5) A member of the armed services or an overseas voter, as
18 described in subsection (2), who registers to vote by federal
19 postcard application under subsection (1), and who applies to vote
20 as an absent voter by federal postcard application is eligible to
21 vote as an absent voter in any local or state election, including
22 any school election, occurring in the calendar year in which the
23 federal postcard application is received by the city, village, or
24 township clerk, but not in an election for which the application is
25 received by the clerk after 2 p.m. of the Saturday before the
26 election. A city or township clerk receiving a federal postcard
27 application shall transmit to a village clerk and school district

1 election coordinator, where applicable, the necessary information
2 to enable the village clerk and school district election
3 coordinator to forward an absent voter ballot for each applicable
4 election in that calendar year to the qualified elector submitting
5 the federal postcard application. A village clerk receiving a
6 federal postcard application shall transmit to a city or township
7 clerk, where applicable, the necessary information to enable the
8 city or township clerk to forward an absent voter ballot for each
9 applicable election in that calendar year to the qualified elector
10 submitting the federal postcard application. If the local elections
11 official rejects a registration or absent voter ballot application
12 submitted on a federal postcard application by an absent armed
13 services or overseas voter, the election official shall notify the
14 armed services or overseas voter of the rejection.

15 **(6) FOR A PRESIDENTIAL PRIMARY ELECTION TO BE HELD UNDER**
16 **SECTION 613A, THE SECRETARY OF STATE SHALL DO ALL OF THE FOLLOWING:**

17 **(A) PRESCRIBE PROCEDURES FOR CONTACTING AN ELECTOR WHO IS**
18 **REGISTERED OR WHO REGISTERS UNDER THIS SECTION TO ASCERTAIN HIS OR**
19 **HER PARTY BALLOT SELECTION FOR THE PRESIDENTIAL PRIMARY ELECTION.**

20 **(B) PRESCRIBE PROCEDURES TO ENSURE CONFIDENTIALITY OF AN**
21 **ELECTOR'S PARTY BALLOT SELECTION ASCERTAINED UNDER THIS SECTION.**

22 (7) ~~(6)~~ Under the uniformed and overseas citizens absentee
23 voting act, 42 USC 1973ff to 1973ff-6, the state director of
24 elections shall approve a ballot form and registration procedures
25 for electors in the armed services and electors outside the United
26 States, including the spouses and dependents accompanying those
27 electors.

1 (8) ~~(7)~~—As used in this section, "armed services" means any of
2 the following:

3 (a) The United States army, navy, air force, marine corps, or
4 coast guard.

5 (b) The United States merchant marine.

6 (c) A reserve component of an armed service listed in
7 subdivision (a) or (b).

8 (d) The Michigan national guard as defined in section 105 of
9 the Michigan military act, 1967 PA 150, MCL 32.505.

10 **SEC. 759C. FOR A PRESIDENTIAL PRIMARY ELECTION TO BE HELD**
11 **UNDER SECTION 613A, THE SECRETARY OF STATE SHALL DO ALL OF THE**
12 **FOLLOWING:**

13 **(A) REVISE THE ABSENT VOTER BALLOT APPLICATION FORM DESCRIBED**
14 **IN SECTION 759 OR PROVIDE A SEPARATE FORM TO REQUIRE THAT A**
15 **PRESIDENTIAL PRIMARY ELECTOR INDICATE A PARTY BALLOT SELECTION.**

16 **(B) PRESCRIBE PROCEDURES TO ENSURE CONFIDENTIALITY OF AN**
17 **ELECTOR'S PARTY BALLOT SELECTION.**

18 Enacting section 1. Sections 562b, 618, 619, and 620a of the
19 Michigan election law, 1954 PA 116, MCL 168.562b, 168.618, 168.619,
20 and 168.620a, are repealed.