

SENATE BILL No. 814

February 13, 2018, Introduced by Senator ROBERTSON and referred to the Committee on Elections and Government Reform.

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending sections 491, 492, 492a, 495, 497, 498, 500a, 500d, 500i, 501, 502, 503, 505, 506, 507a, 509o, 509p, 509r, 514, 516, 519, 520, and 521 (MCL 168.491, 168.492, 168.492a, 168.495, 168.497, 168.498, 168.500a, 168.500d, 168.500i, 168.501, 168.502, 168.503, 168.505, 168.506, 168.507a, 168.509o, 168.509p, 168.509r, 168.514, 168.516, 168.519, 168.520, and 168.521), sections 491, 497, and 507a as amended by 1989 PA 142, section 492 as amended by 2010 PA 253, sections 495 and 500a as amended by 1995 PA 87, section 498 as amended by 2005 PA 71, section 501 as amended by 2014 PA 79, section 505 as amended by 2003 PA 302, sections 509o and 509p as added by 1994 PA 441, section 509r as amended by 2012

PA 270, and section 514 as amended by 2012 PA 271; and to repeal acts and parts of acts.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 491. The inspectors of election at an election, ~~or~~
 2 primary election, **OR SPECIAL ELECTION** in this state, ~~or in a~~
 3 ~~district, county, township, city, or village in this state,~~ shall
 4 not receive the vote of a ~~person~~ **AN INDIVIDUAL** whose name is not
 5 ~~registered in the registration book or listed on the computer voter~~
 6 ~~registration precinct list of the township, ward, or~~ **ON THE VOTER**
 7 **REGISTRATION LIST GENERATED FROM THE QUALIFIED VOTER FILE FOR THE**
 8 precinct in which he or she offers to vote unless the ~~person has~~
 9 ~~met~~ **INDIVIDUAL MEETS** the requirements of section ~~507b-~~**523A**.

10 Sec. 492. Each ~~person~~ **INDIVIDUAL** who has the following
 11 qualifications of an elector, ~~or who will have those~~
 12 ~~qualifications at the next election or primary election,~~ is
 13 entitled to register as an elector in the township, ~~or~~ **OR** city, ~~or~~
 14 ~~village~~ in which he or she resides. The ~~person shall~~ **INDIVIDUAL**
 15 **MUST** be a citizen of the United States; not less than ~~18-~~**17-1/2**
 16 years of age; a resident of ~~the~~ **THIS** state; ~~for not less than 30~~
 17 ~~days,~~ and a resident of the township, ~~or~~ **OR** city, ~~or village on or~~
 18 ~~before the thirtieth day before the next regular or special~~
 19 ~~election or primary election. For purposes of registering to vote~~
 20 ~~and voting at an election or special election for the office of~~
 21 ~~judge of a municipal court that exercises jurisdiction over another~~
 22 ~~city pursuant to section 9928(3) of the revised judicature act of~~
 23 ~~1961, 1961 PA 236, MCL 600.9928, a person who resides in the other~~
 24 ~~city over which municipal court jurisdiction is exercised is~~
 25 ~~considered a resident of the city in which the municipal court is~~

1 located.

2 Sec. 492a. ~~A person~~ **AN INDIVIDUAL WHO IS** confined in a jail ~~**AND**~~ who is otherwise a qualified elector **MAY**, ~~prior to~~ **BEFORE** trial
3 or sentence, ~~may, upon request,~~ register under ~~section 504.~~ **TO**
4 **VOTE**. The ~~person shall be deemed~~ **INDIVIDUAL IS CONSIDERED** a
5 resident of the city ~~,~~ **OR** township, and address, at which he **OR SHE**
6 resided ~~next prior to~~ **BEFORE** confinement. ~~A person while~~ **AN**
7 **INDIVIDUAL WHO IS** confined in a jail after being convicted and
8 sentenced ~~shall~~ **IS** not ~~be~~ eligible to register **TO VOTE**.
9

10 Sec. 495. The registration ~~affidavit required under section~~
11 ~~493 shall~~ **APPLICATION MUST** contain all of the following:

12 (a) The name of the elector.

13 (b) The residence address of the elector, including the street
14 and number or rural route and box number and the apartment number,
15 if any.

16 (c) **THE CITY OR TOWNSHIP AND COUNTY OF RESIDENCE OF THE**
17 **ELECTOR, AND THE SCHOOL DISTRICT OF THE ELECTOR, IF KNOWN.**

18 (d) ~~(e)~~ The birthplace and date of birth of the elector.

19 (e) ~~(d)~~ The ~~driver's~~ **DRIVER** license or state personal
20 identification card number of the elector, if available.

21 (f) ~~(e)~~ A statement that the elector is a citizen of the
22 United States.

23 (g) ~~(f)~~ A statement that the elector is at the time of
24 completing the affidavit, or will be on the date of the next
25 election, not less than 18 years of age.

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

1 (I) ~~(h)~~ A statement that the elector has or will have
 2 established his or her residence in the township ~~,~~ OR city ~~,~~ or
 3 ~~village~~ in which the elector is applying for registration not less
 4 than 30 days before the next election.

5 (J) ~~(i)~~ A statement that the elector is or will be a qualified
 6 elector of the township, city, or village on the date of the next
 7 election.

8 (K) ~~(j)~~ A space in which the elector shall state the place of
 9 the elector's last registration, if any.

10 (L) A STATEMENT THAT THE REGISTRATION IS NOT EFFECTIVE UNTIL
 11 PROCESSED BY THE CLERK OF THE CITY OR TOWNSHIP IN WHICH THE
 12 APPLICANT RESIDES.

13 (M) A STATEMENT THAT THE APPLICANT, IF QUALIFIED, MAY VOTE AT
 14 AN ELECTION OCCURRING NOT LESS THAN 30 DAYS AFTER THE DATE OF
 15 COMPLETING THE APPLICATION.

16 (N) A STATEMENT AUTHORIZING THE CANCELLATION OF REGISTRATION
 17 AT THE ELECTOR'S LAST PLACE OF REGISTRATION.

18 (O) A SPACE FOR THE ELECTOR TO SIGN AND CERTIFY TO THE TRUTH
 19 OF THE STATEMENTS ON THE APPLICATION.

20 Sec. 497. (1) ~~A person~~ AN INDIVIDUAL who is not registered but
 21 possesses the qualifications of an elector as ~~set forth~~ PROVIDED in
 22 section 492 ~~,~~ may apply for registration to the clerk of the
 23 county, township, OR city ~~,~~ or ~~village~~ in which he or she resides
 24 on a day other than Saturday, Sunday, a legal holiday, or the day
 25 of a regular, primary, school, or special election. Registrations
 26 accepted between the thirtieth day ~~preceding~~ BEFORE an election and
 27 the day of the election, unless the thirtieth day falls on a

1 Saturday, Sunday, or legal holiday, in which event registration
2 ~~shall~~**MUST** be accepted during the following day, are not valid for
3 the election but are valid for subsequent regular, primary, school,
4 or special elections that are held so that not less than 30 days
5 intervene between the date the ~~person~~**INDIVIDUAL** registered and the
6 date of the election.

7 (2) Except as otherwise provided in sections ~~499a to 499e,~~
8 500a to ~~500j,~~ and ~~504,~~**500E**, an application for registration ~~shall~~
9 **MUST** not be executed at a place other than the office of the
10 county, township, city, or village clerk or a public place or
11 places designated by the clerk or deputy registrar for receiving
12 registrations, but the clerk or deputy registrar may receive an
13 application wherever he or she may be. If a county, township, city,
14 or village clerk does not regularly keep his or her office open
15 daily during certain hours, the clerk ~~shall~~**IS** not ~~be~~ required to
16 be at his or her office for the purpose of receiving applications
17 for registration on a particular day nor during specific hours of a
18 day, except as provided in section 498. Registrations taken after
19 the time of closing registrations before an election need not be
20 processed until the date immediately following that election. A
21 registration ~~shall~~**MUST** not be placed in a precinct registration
22 file until the date immediately following that election. If a
23 ~~person~~**AN INDIVIDUAL** registers at a time that registrations are
24 closed for an election, the ~~person~~**INDIVIDUAL MUST** be given a
25 notice, signed by the clerk, on a form developed by the secretary
26 of state, informing him or her that he or she is not eligible to
27 vote in the election and indicating the first date on which he or

1 she is eligible to vote. Except as provided in sections 500a to
2 ~~500j, 500E~~, the provisions of this section relating to registration
3 ~~shall apply~~.

4 Sec. 498. (1) The governing body of a township, city, or
5 village may provide by resolution that in that township, city, or
6 village the clerk shall be at the clerk's office, or in some other
7 convenient place designated by the clerk, during the hours
8 designated by the governing body on the thirtieth day ~~preceding~~
9 **BEFORE** an election or primary election in the township, city, or
10 village, unless the thirtieth day falls on a Saturday, Sunday, or
11 legal holiday, in which event registration ~~shall~~ **MUST** be accepted
12 during the same hours on the following day.

13 (2) In a township, city, or village in which the clerk does
14 not maintain regular daily office hours, the township board or the
15 legislative body of the city or village may require that the clerk
16 of the township, city, or village shall be at the clerk's office or
17 other designated place for the purpose of receiving applications
18 for registration on the days ~~which~~ **THAT** the board or legislative
19 body designates, but not more than 5 days before the last day for
20 registration.

21 (3) The clerk of each township, city, and village shall give
22 public notice of the days and hours that the clerk will be at the
23 clerk's office or other designated place for the purpose of
24 receiving registrations before an election or primary election by
25 publication of the notice ~~, except as provided in subsection (4)~~
26 ~~and section 497(2)~~, in a newspaper published or of general
27 circulation in the township, city, or village and, if considered

1 advisable by the township, city, or village clerk, by posting
 2 written or printed notices in at least 2 of the most conspicuous
 3 places in each election precinct. ~~Except as provided in subsection~~
 4 ~~(4), the~~ **THE** publication or posting ~~shall~~ **MUST** be made not less
 5 than 7 days before the last day for receiving registrations. The
 6 notice of registration ~~shall~~ **MUST** include the offices to be filled
 7 that will appear on the ballot. If the notice of registration is
 8 for an election that includes a ballot proposal, a caption or brief
 9 description of the ballot proposal along with the location where an
 10 elector can obtain the full text of the ballot proposal ~~shall~~ **MUST**
 11 be stated in the notice.

12 ~~—— (4) Notice of registration for a school millage election that~~
 13 ~~will be held pursuant to section 36 of the general property tax~~
 14 ~~act, 1893 PA 206, MCL 211.36, shall be required to be published~~
 15 ~~once and shall be made not less than 5 days before the last day for~~
 16 ~~receiving registrations as provided in section 497a.~~

17 (4) ~~(5)~~ A county clerk may enter into an agreement with the
 18 clerk of 1 or more townships or cities in the county or the clerks
 19 of 1 or more cities or townships in a county may enter into an
 20 agreement to jointly publish the notice required in subsection (3).
 21 The notice ~~shall~~ **MUST** be published in a newspaper of general
 22 circulation in the cities and townships listed in the notice.

23 Sec. 500a. (1) The secretary of state or the secretary of
 24 state's agent shall afford a ~~person~~ **AN INDIVIDUAL** who appears in a
 25 department of state branch office or a ~~person~~ **AN INDIVIDUAL** who
 26 applies for renewal of an operator's or chauffeur's license under
 27 section 307 of the Michigan vehicle code, ~~Act No. 300 of the Public~~

1 ~~Acts of 1949, being section 257.307 of the Michigan Compiled Laws,~~
2 ~~1949 PA 300, MCL 257.307,~~ an opportunity to complete an application
3 to register to vote or to change the ~~person's~~**INDIVIDUAL'S** voting
4 registration name or address, if the applicant possesses the
5 qualifications of an elector on the date of application or will
6 possess the qualifications at the next election. This subsection
7 does not require a registered elector to periodically reregister or
8 to renew his or her registration. The application for registration
9 made under this section shall ~~shall~~**MUST** contain all of the
10 following:**INFORMATION REQUIRED FOR A REGISTRATION APPLICATION AS**
11 **PROVIDED IN SECTION 495.**

12 ~~—— (a) The name of the applicant.~~

13 ~~—— (b) The residence address of the applicant, including the~~
14 ~~street and number or rural route and box number and apartment~~
15 ~~number, if any.~~

16 ~~—— (c) The city or township and county of residence of the~~
17 ~~applicant, and the school district of the applicant, if known.~~

18 ~~—— (d) The date of birth of the applicant.~~

19 ~~—— (e) The birthplace of the applicant.~~

20 ~~—— (f) The driver's license or state personal identification card~~
21 ~~number of the applicant, if available.~~

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

25 ~~—— (h) A statement that the registration is not effective until~~
26 ~~processed by the clerk of the city or township in which the~~
27 ~~applicant resides.~~

1 ~~—— (i) A statement that the applicant, if qualified, may vote at~~
 2 ~~an election occurring not less than 30 days after the date of~~
 3 ~~completing the application.~~

4 ~~—— (j) A space to indicate the applicant's last place of~~
 5 ~~registration, if any.~~

6 ~~—— (k) A statement authorizing the cancellation of registration~~
 7 ~~at the applicant's last place of registration.~~

8 ~~—— (l) A space for the applicant to sign and certify to the truth~~
 9 ~~of the statements on the application.~~

10 (2) The applicant shall sign the application. Upon receipt of
 11 the application, the agent shall sign the application, stamp the
 12 application with a validation stamp, and provide the applicant with
 13 a receipt verifying the registration application. The agent shall
 14 promptly forward the application to the county clerk of the
 15 applicant's residence or to a city or township clerk designated by
 16 the secretary of state.

17 Sec. 500d. ~~A person~~ **AN INDIVIDUAL** who has properly completed
 18 an application for registration at an office of the secretary of
 19 state or his **OR HER** agent ~~shall be~~ **IS** permitted to vote in all
 20 elections occurring not less than 30 days after making **THE**
 21 application if the clerk determines the ~~person~~ **INDIVIDUAL** is
 22 qualified. ~~and the identification card is not returned by the post~~
 23 ~~office as provided by section 500e.~~ If the clerk determines the
 24 ~~person~~ **INDIVIDUAL** is not qualified, the clerk immediately shall
 25 send a notice to the applicant at the address stated in the
 26 application stating the determination and the reasons ~~therefor.~~ ~~A~~
 27 ~~person shall be~~ **THE INDIVIDUAL IS NOT QUALIFIED. AN INDIVIDUAL IS**

1 permitted to vote if he **OR SHE** presents at the polls a validated
 2 voter registration application receipt and the clerk determines the
 3 ~~person~~-**INDIVIDUAL** is qualified.

4 Sec. 500i. As used in sections 500a to 500j, ~~500E~~, "agent"
 5 means a person appointed by the secretary of state to act as an
 6 examining officer for the purpose of examining applicants for
 7 operator's and chauffeur's licenses under section 309 of ~~Act No.~~
 8 ~~300 of the Public Acts of 1949, as amended, being section 257.309~~
 9 ~~of the Michigan Compiled Laws.~~**THE MICHIGAN VEHICLE CODE, 1949 PA**
 10 **300, MCL 257.309.**

11 Sec. 501. The ~~original~~-**MASTER** registration cards ~~shall~~-**MUST** be
 12 filed alphabetically and ~~shall~~-**MUST** be termed the "master file".
 13 The master file ~~shall~~-**MUST** contain the signature of each elector
 14 registered in the city ~~,~~**OR** township, ~~or village,~~ unless the clerk
 15 of the jurisdiction has access to the qualified voter file and the
 16 elector has a digitized signature in the qualified voter file. If
 17 an elector is unable to write, or sign his or her name because of a
 18 physical disability, the master file ~~shall~~-**MUST** contain the mark or
 19 signature stamp used by that elector when a signature is required.

20 Sec. 502. The master file ~~and the precinct files shall~~-**MUST** at
 21 all times remain in the custody of the township ~~,~~**OR** city ~~or~~
 22 ~~village~~ clerk. ~~,~~ as the case may be, ~~except that the precinct files~~
 23 ~~shall be delivered on election day to the inspectors of election in~~
 24 ~~the several precincts who shall have custody of the same during any~~
 25 ~~election or primary election and who shall return such files to the~~
 26 ~~clerk immediately thereafter.~~

27 Sec. 503. ~~If either the original or duplicate registration~~

1 ~~card, or both, of any elector shall be lost, destroyed or~~
2 ~~mutilated, the clerk of the township, city or village shall require~~
3 ~~the execution of a new registration affidavit by such elector. If~~
4 ~~any such elector shall refuse or neglect to execute such affidavit~~
5 ~~within 60 days after the mailing of a letter to such elector at the~~
6 ~~last address from which he has registered, then the registration of~~
7 ~~such elector may be cancelled. If either the original or duplicate~~
8 ~~registration cards, or both, of any township, city, village, or any~~
9 ~~ward or precinct thereof, shall be lost or destroyed, the township~~
10 ~~board or the legislative body of the city or village shall require~~
11 ~~a re-registration of the electors in such township, city, village,~~
12 ~~ward or precinct. If upon an examination of the registration~~
13 ~~records of any city, township or village, the secretary of state~~
14 ~~determines that the registration records fail to comply with the~~
15 ~~requirements of this act, the secretary of state may order the~~
16 ~~clerk of the city, township or village to make the corrections in~~
17 ~~the records necessary to comply with the provisions of this act or,~~
18 ~~if he finds that it is impractical to correct the registration~~
19 ~~records, he may apply to the circuit court of the circuit in which~~
20 ~~the city, township or village is located for an order for re-~~
21 ~~registration of the qualified electors in the city, township or~~
22 ~~village. Upon a proper showing of need, the court shall issue the~~
23 ~~order. In case the secretary of state directs the corrections to be~~
24 ~~made or the circuit court orders a re-registration to be taken, the~~
25 ~~secretary of state shall prescribe in all particulars the time and~~
26 ~~manner in which the corrections shall be made or the re-~~
27 ~~registration shall be taken and the disposition of the old~~

1 ~~registration records. The cost of the corrections or re-~~
2 ~~registration shall be borne by the city, township or village~~
3 ~~involved.~~ **IF THE VOTER REGISTRATION RECORDS ARE DESTROYED OR**
4 **MUTILATED MAKING THEM UNUSABLE, THE CLERK OF THE CITY OR TOWNSHIP**
5 **SHALL REQUEST A BACK-UP FILE FROM THE SECRETARY OF STATE. THE**
6 **SECRETARY OF STATE SHALL PROVIDE A LIST OF REGISTERED ELECTORS AND**
7 **THEIR SIGNATURES, IF AVAILABLE, FROM THE QUALIFIED VOTER FILE TO**
8 **THE CITY OR TOWNSHIP CLERK. IF THE SECRETARY OF STATE IS UNABLE TO**
9 **PROVIDE A BACK-UP FILE TO THE CITY OR TOWNSHIP CLERK, THE CLERK**
10 **SHALL REQUIRE THE ELECTORS TO REREGISTER AS PRESCRIBED BY THE**
11 **SECRETARY OF STATE.**

12 Sec. 505. (1) At the time an elector is applying for
13 registration, the registration officer shall ascertain if the
14 elector is already registered as a ~~voter.~~ **AN ELECTOR.** If the
15 elector is previously registered, the elector shall at the time of
16 applying for registration sign an authorization to cancel a
17 previous registration. The secretary of state shall prescribe forms
18 for this purpose. The form may be a part of the application or a
19 separate form. ~~The clerk of the city or township in which the~~
20 ~~elector is newly registered shall notify the registration officer~~
21 ~~of the place of previous registration of the authorization to~~
22 ~~cancel.~~

23 (2) An authorization to cancel that indicates a previous
24 address in a state other than this state shall ~~shall~~ **MUST** be forwarded to
25 the ~~secretary of state~~ **CHIEF ELECTION OFFICER** of that state. Notice
26 may be made by forwarding the separate cancellation form, by
27 forwarding the portion of an application listing a previous place

1 of registration, or by forwarding a list certified by the clerk
2 containing the names of people authorizing cancellation.

3 ~~—— (3) Notices of cancellation shall contain the name, birth~~
4 ~~date, and address at which the elector was previously registered,~~
5 ~~and the name of the city or township of previous registration of~~
6 ~~all persons authorizing cancellations. Notices shall be sent within~~
7 ~~30 days after receipt, but not later than 5 days after the close of~~
8 ~~registration.~~

9 (3) ~~(4) Upon receipt of the notice, the clerk shall cancel the~~
10 ~~registration of the persons listed on the notice. The clerk~~
11 ~~receiving the notice shall also notify the clerk of each village in~~
12 ~~which a person listed on the notice resides of receipt of an~~
13 ~~authorization to cancel. An authorization to cancel a voter~~
14 ~~registration signed by the voter **ELECTOR** and received from another~~
15 ~~state or a notice from an election official of another state that~~
16 ~~an elector has registered in that state has the same force and~~
17 ~~effect as the notice of authorization to cancel of this state.~~

18 Sec. 506. A registered elector may, upon change of residence
19 within the township ~~, OR city, or village,~~ cause **UPDATE** his **OR HER**
20 registration ~~to be transferred to his new address by sending to the~~
21 clerk a signed request stating his **OR HER** present address, the date
22 he **OR SHE** moved ~~thereto~~ **TO THAT ADDRESS**, and the address from which
23 he **OR SHE** was last registered, or by ~~applying~~ **UPDATING HIS OR HER**
24 **ADDRESS** in person. ~~for a transfer.~~ The clerk shall strike through
25 the last address, ward, and precinct number and record the new
26 address, ward, and precinct number on the ~~original and duplicate~~
27 **MASTER** registration cards, ~~and shall place the original~~

1 ~~registration card in the proper precinct file. **CARD.** Transfers~~
2 ~~shall **MUST** not be made after the thirtieth day next preceding a~~
3 ~~regular or special election or primary election, unless the~~
4 ~~thirtieth day shall fall **FALLS** on a Saturday, Sunday, or legal~~
5 ~~holiday, in which event registration transfers shall **MUST** be~~
6 ~~accepted during the following day.~~

7 Sec. 507a. ~~(1) A registered and qualified elector of this~~
8 ~~state who has moved from the township or city of a county in which~~
9 ~~he or she is registered to another township or city of a different~~
10 ~~county within the state after the sixtieth day before an election~~
11 ~~or primary election shall be permitted to vote in the election or~~
12 ~~primary election at the place of last registration upon the signing~~
13 ~~of a form containing an affidavit stating that the move has taken~~
14 ~~place. This subsection shall apply if the county in which the~~
15 ~~elector is registered has implemented the county file as the~~
16 ~~official file pursuant to section 509e.~~

17 (1) ~~(2)~~ A registered and qualified elector of this state who
18 has moved from the city or township in which he or she is
19 registered to another city or township within ~~the~~ **THIS** state after
20 the sixtieth day before an election or primary election ~~shall be~~ **IS**
21 permitted to vote in the election or primary election at the place
22 of last registration upon the signing of a form containing an
23 affidavit stating that the move has taken place. ~~This subsection~~
24 ~~shall apply if the county in which the elector is registered has~~
25 ~~not implemented the county file as the official file pursuant to~~
26 ~~section 509e.~~

27 (2) ~~(3)~~ The form or forms required by this section shall ~~shall~~ **MUST**

1 be approved by the secretary of state, and ~~shall~~ **MUST** state that
2 the move has taken place, and ~~shall~~ **MUST** authorize the clerk of the
3 city or township to cancel the ~~voter's~~ **ELECTOR'S** registration. A
4 ~~voter~~ **AN ELECTOR** coming under this section ~~shall be~~ **IS** permitted to
5 vote either in person or by absentee ballot.

6 Sec. 509o. (1) The secretary of state shall direct and
7 supervise the establishment and maintenance of a statewide
8 qualified voter file. The secretary of state shall establish the
9 technology to implement the qualified voter file. ~~on or before~~
10 ~~January 1, 1997.~~ The qualified voter file ~~shall be~~ **IS** the official
11 file for the conduct of all elections held in this state. ~~on or~~
12 ~~after January 1, 1998.~~ The secretary of state may direct that all
13 or any part of the city, township, or village registration files
14 shall be used in conjunction with the qualified voter file at the
15 first state primary and election held after the creation of the
16 qualified voter file.

17 (2) Notwithstanding any other provision of law to the
18 contrary, ~~beginning January 1, 1998, a person~~ **AN INDIVIDUAL** who
19 appears to vote in an election and whose name appears in the
20 qualified voter file for that city, township, village, or school
21 district is considered a registered ~~voter~~ **ELECTOR** of that city,
22 township, village, or school district under this act.

23 (3) The secretary of state, a designated voter registration
24 agency, or a county, city, township, or village clerk shall not
25 place a name of an individual into the qualified voter file unless
26 that ~~person~~ **INDIVIDUAL** signs an application as prescribed in
27 section 509r(3). The secretary of state or a designated voter

1 registration agency shall not allow ~~a person~~ **AN INDIVIDUAL** to
2 indicate a different address than the address in either the
3 secretary of state's or designated voter registration agency's
4 files to be placed in the qualified voter file.

5 Sec. 509p. The qualified voter file ~~shall~~ **MUST** consist of all
6 of the following components:

7 (a) A computer file that has the capacity to maintain a number
8 of records equal to or greater than the voting age population of
9 this state.

10 (b) An electronic network that allows participating designated
11 executive departments, state agencies, and county, city, township,
12 and village clerks to electronically add, change, or delete records
13 contained in the qualified voter file.

14 (c) An interactive electronic communication system that allows
15 access to records in the file of qualified ~~voters~~ **ELECTORS** residing
16 in a county, city, or township for the purpose of receiving copies
17 of the county, city, or township file, transmitting data to the
18 county, city, or township file, or reviewing and printing the
19 county, city, or township file. The interactive electronic
20 communication system ~~shall~~ **MUST** be designed to permit counties,
21 cities, or townships that are capable of accessing the interactive
22 electronic communication system to add, change, or delete records
23 regarding qualified ~~voters~~ **ELECTORS** in the qualified voter file.

24 (d) A statewide street address index in an electronic medium
25 that will accurately identify the city or township of each record
26 and ~~by January 1, 1998,~~ accurately identify the precinct of each
27 record in the qualified voter file.

1 Sec. 509r. (1) The secretary of state shall establish and
2 maintain the computer system and programs necessary to the
3 operation of the qualified voter file. The secretary of state shall
4 allow each county, city, **OR** township ~~, or village~~ access to the
5 qualified voter file. The county, city, **AND** township ~~, and village~~
6 clerks shall verify the accuracy of the names and addresses of
7 registered ~~voters~~ **ELECTORS** in the qualified voter file.

8 (2) Subject to subsection (3), the secretary of state and
9 county, city, **AND** township ~~, and village~~ clerks shall compile the
10 qualified voter file that consists of all qualified electors from
11 the following sources and in the following priority:

12 (a) A ~~driver's~~ **DRIVER** license or, if there is no ~~driver's~~
13 **DRIVER** license, a state personal identification card, including
14 renewals and changes of address with the department of state.

15 (b) An application for benefits or services, including
16 renewals and changes of address, taken by a designated voter
17 registration agency.

18 (c) An application to register to vote taken by a county,
19 city, **OR** township ~~, or village~~ clerk.

20 (3) ~~A person~~ **AN INDIVIDUAL** whose name does not otherwise
21 appear in the qualified voter file ~~shall~~ **MUST** be placed in the
22 qualified voter file only if the ~~person~~ **INDIVIDUAL** signs under
23 penalty of perjury an application that contains an attestation that
24 the applicant meets all of the following requirements:

25 (a) Is 17-1/2 years of age or older.

26 (b) Is a citizen of the United States and this state.

27 (c) Is a resident of the city or township where the ~~person's~~

1 **INDIVIDUAL'S** street address is located.

2 ~~—— (4) A designated voter registration agency or a county, city,~~
3 ~~township, or village clerk shall not add to, delete from, or change~~
4 ~~any information contained in the qualified voter file during the~~
5 ~~period beginning on the seventh day before an election and ending~~
6 ~~on the day of the election.~~

7 (4) ~~(5)~~ The secretary of state shall create an inactive voter
8 file.

9 (5) ~~(6)~~ If a ~~voter~~ **AN ELECTOR** is sent a notice under section
10 509aa to confirm the ~~voter's~~ **ELECTOR'S** residence information or if
11 a ~~voter~~ **AN ELECTOR** does not vote for 6 consecutive years, the
12 secretary of state shall place the registration record of that
13 ~~voter~~ **ELECTOR** in the inactive voter file. The registration record
14 of that ~~voter~~ **ELECTOR MUST** remain in the inactive voter file
15 until 1 of the following occurs:

16 (a) The ~~voter~~ **ELECTOR** votes at an election.

17 (b) The ~~voter~~ **ELECTOR** responds to a notice sent under section
18 509aa.

19 (c) Another voter registration transaction involving that
20 ~~voter~~ **ELECTOR** occurs.

21 (6) ~~(7)~~ While the registration record of a ~~voter~~ **AN ELECTOR** is
22 in the inactive voter file, the ~~voter~~ **ELECTOR** remains eligible to
23 vote and his or her name ~~shall~~ **MUST** appear on the precinct voter
24 registration list.

25 (7) ~~(8)~~ If the registration record of a ~~voter~~ **AN ELECTOR** is in
26 the inactive voter file because the ~~voter~~ **ELECTOR** was sent a notice
27 under section 509aa to confirm the ~~voter's~~ **ELECTOR'S** residence

1 information and that ~~voter~~**ELECTOR** votes at an election by absent
 2 voter ballot, that absent voter ballot ~~shall~~**MUST** be marked in the
 3 same manner as a challenged ballot as provided in section 727.

4 Sec. 514. If the registration of an elector is canceled, the
 5 clerk shall make a proper entry on the ~~original and duplicate~~
 6 **MASTER** registration ~~eards,~~**CARD**, indicating the date and the cause
 7 for cancellation, and shall affix his or her signature to the
 8 entries. All copies of the canceled registration cards ~~shall~~**MUST**
 9 be filed in the office of the clerk. All duplicates of the ~~original~~
 10 **MASTER** registration ~~eards~~**CARD** canceled may be destroyed 2 years
 11 after the ~~registrations are~~**REGISTRATION IS** canceled. The clerk may
 12 also destroy the ~~original~~**MASTER** registration ~~eards~~**CARD** of an
 13 elector 5 years after the date of cancellation of the elector's
 14 registration. ~~, if the registration is not reinstated within that~~
 15 ~~period.~~The clerk may also destroy any canceled ~~original~~**MASTER**
 16 registration cards 2 years after the date of cancellation if the
 17 canceled registration cards are reproduced under the records
 18 reproduction act, 1992 PA 116, MCL 24.401 to 24.406, and the
 19 reproductions are on file in the office of the clerk. The
 20 reproductions may be destroyed after the expiration of the
 21 statutory retention date of the reproduced records. The
 22 ~~registration records, if combustible, shall be destroyed by~~
 23 ~~burning.~~**A VOTER REGISTRATION THAT HAS BEEN CANCELED DUE TO AN**
 24 **ELECTOR MOVING OUT OF THE JURISDICTION MUST NOT BE REINSTATED IF**
 25 **THE ELECTOR MOVES BACK TO THE JURISDICTION AND A NEW VOTER**
 26 **REGISTRATION IS REQUIRED FOR THAT ELECTOR.**

27 Sec. 516. The registration record ~~shall~~**MUST** be open for

1 public inspection. ~~under rules and regulations prescribed by the~~
 2 ~~clerk.~~

3 Sec. 519. ~~No~~~~A~~ township, city, or village clerk or assistant
 4 clerk shall **NOT** register any person whom ~~such~~ **AN INDIVIDUAL IF THE**
 5 clerk ~~shall know~~ **KNOWS** or ~~have~~ **HAS** good reason to believe **THAT THE**
 6 **INDIVIDUAL IS** not ~~to be~~ a resident and ~~so~~ qualified. ~~, nor shall~~
 7 any person knowingly **AN INDIVIDUAL SHALL NOT REGISTER AS AN ELECTOR**
 8 **IF HE OR SHE KNOWS** or ~~having~~ **HAS** good reason to believe himself
 9 **THAT HE OR SHE IS** not ~~to be~~ such a resident and ~~so~~ qualified. ~~,~~
 10 ~~cause himself to be registered as an elector. Every person so~~
 11 ~~offending, or who shall aid or abet another in so offending, shall~~
 12 ~~upon conviction be adjudged~~ **AN INDIVIDUAL WHO VIOLATES THIS SECTION**
 13 **IS** guilty of a misdemeanor.

14 Sec. 520. ~~Whenever it shall come to the knowledge of any~~ **IF A**
 15 township ~~, OR city or village clerk~~ **HAS KNOWLEDGE** that there is **A**
 16 probable illegal or fraudulent registration in ~~his~~ **THE** township ~~,~~
 17 **OR** city, ~~or village,~~ or in any ward or precinct thereof, ~~he shall~~
 18 ~~have~~ **OF THE TOWNSHIP OR CITY, THE CLERK HAS THE** power and it shall
 19 ~~be his~~ duty to make **A** full investigation of the facts concerning
 20 ~~such~~ **THE** registration and to ascertain whether any ~~names have~~ **NAME**
 21 **HAS** been illegally or fraudulently registered. ~~To this end, such~~ **A**
 22 **TOWNSHIP OR CITY** clerk is ~~hereby~~ authorized and empowered to call
 23 upon the police department of the city or the sheriff of ~~his~~ **THE**
 24 county **IN WHICH THE CITY IS LOCATED**, or both, to assist in making
 25 ~~such~~ **THE** investigation, and ~~said~~ **THE** police department and ~~said~~ **THE**
 26 sheriff are ~~hereby~~ required to render ~~such~~ assistance ~~whenever such~~
 27 **IF THE** clerk shall ~~make~~ **MAKES A** request therefor, **FOR ASSISTANCE,**

1 and to furnish ~~such~~**THE** clerk at his OR HER request with all
 2 available ~~men to assist~~**ASSISTANCE** in making ~~such~~**THE**
 3 investigation. ~~Any such~~**A TOWNSHIP OR CITY** clerk is hereby further
 4 authorized and empowered ~~whenever he deems~~**IF HE OR SHE CONSIDERS**
 5 it necessary or advisable to appoint assistant examiners for the
 6 purpose of ~~such~~**THE** investigation. Bills for the services of ~~such~~
 7 **THE** examiner ~~shall~~**MUST** be approved by ~~such~~**THE** clerk and ~~shall~~
 8 **MUST** be audited and paid by the township board or legislative body
 9 of the city ~~or village, as the case may be,~~ in the same manner as
 10 the expenses of conducting elections are paid.

11 Sec. 521. ~~Whenever any~~**IF A** township ~~, OR city or village~~
 12 clerk ~~shall determine~~**DETERMINES** that any name has been illegally
 13 or fraudulently entered upon the registration records of any
 14 precinct in ~~his~~**THE** township ~~, OR city, or village,~~ ~~he~~**THE CLERK**
 15 shall remove ~~such~~**THAT** name from the registration records and shall
 16 notify the ~~person~~**INDIVIDUAL** whose name is removed of ~~such~~**THE**
 17 removal by registered or certified mail directed to ~~him~~**THE**
 18 **INDIVIDUAL** at the address given on the registration records. ~~, and~~
 19 ~~any person~~**AN INDIVIDUAL** representing himself **OR HERSELF** to be the
 20 ~~person~~**INDIVIDUAL** whose name is ~~so~~ removed ~~shall~~**IS** not be
 21 permitted to vote unless ~~he shall show~~**THE INDIVIDUAL SHOWS** to ~~such~~
 22 **THE** clerk that his **OR HER** name was wrongfully removed from the
 23 registration records, in which case his **OR HER** name ~~shall~~**MUST** be
 24 reinstated. ~~Provided, however, That~~**HOWEVER,** any ~~person~~
 25 **INDIVIDUAL** aggrieved by ~~such~~**THE** action of any ~~such~~ clerk may
 26 review ~~such~~**THE** action and seek the reinstatement of his **OR HER**
 27 name by mandamus and the proceedings and judgment of the court in

1 ~~such~~ **THE** case shall be ~~be~~ **ARE** subject to review in the supreme court.
2 ~~, or if such~~ **IF A** clerk has good reason to believe that any name
3 has been illegally or fraudulently entered upon ~~said~~ **THE**
4 registration records and ~~he shall~~ **THE CLERK DOES** not remove ~~such~~
5 **THE** name as ~~herein~~ provided **IN THIS SECTION**, ~~he~~ **THE CLERK** shall
6 write the word "challenged" upon the registration card of ~~such~~
7 ~~person~~ **THE INDIVIDUAL** and shall lay before the prosecuting attorney
8 of the county all the facts ~~touching such~~ **CONCERNING THE**
9 registration. If ~~any person~~ **AN INDIVIDUAL** whose registration card
10 has been ~~so~~ marked shall ~~offer~~ **OFFERS** to vote at any election, the
11 inspectors of election shall at ~~such~~ **THAT** time examine ~~him~~ **THE**
12 **INDIVIDUAL** under oath as to his **OR HER** qualifications as an elector
13 in ~~such~~ **THE** ward or precinct, the same in all respects and with
14 like effect as though he **OR SHE** had been challenged at the election
15 by a challenger. ~~thereof.~~

16 Enacting section 1. Sections 494, 497a, 500c, 500h, 500j,
17 507b, 509s, 517, and 522a of the Michigan election law, 1954 PA
18 116, MCL 168.494, 168.497a, 168.500c, 168.500h, 168.500j, 168.507b,
19 168.509s, 168.517, and 168.522a, are repealed.

20 Enacting section 2. This amendatory act takes effect 90 days
21 after the date it is enacted into law.