

# Michigan Office of Administrative Hearings and Rules Administrative Rules Division

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## Supplemental JCAR Agency Report

Under the Administrative Procedures Act of 1969 (APA), 1969 PA 306, the agency that has the statutory authority to promulgate the rules must complete this form after JCAR has proposed a change to a pending rule. Submit an electronic copy of this form to the Michigan Office of Administrative Hearings and Rules (MOAHR) at [MOAHR-Rules@michigan.gov](mailto:MOAHR-Rules@michigan.gov).

**1. Department:**

State

**2. Division/Agency/Bureau:**

Bureau of Elections

**3. Rule set number (as assigned by MOAHR):**

2021-60 ST

**4. Title of proposed rule(s) or rule set:**

Disqualification from Ballot Based Upon Contents of Affidavit of Identity

**5. Rule number(s) impacted by the proposed change:**

Rule 168.3(1) was eliminated. Rules 168.3(2) and Rules 168.3(3) were renumbered due to Rule 168.3(1)'s elimination.

**6. Statement of Determination by MOAHR:**

Attached.

**7. Is a new Agency Report and Public Hearing required?**

No.

**8. Agency explanation for the proposed change:**

R 168.3(1) was proposed before the most recent amendments to MCL 168.558 were signed into law. Those amendments adequately clarify the information that must be included on the Affidavit of Identity, making R 168.3(1) redundant. Thus, the Secretary is removing R 168.3(1) from this ruleset.

**9. Name of person completing this report:**

Adam Fracassi

**10. Date report completed:**

March 8, 2022