

**SUBSTITUTE FOR
HOUSE BILL NO. 5549**

A bill to amend 1954 PA 116, entitled
"Michigan election law,"
by amending sections 509m, 509t, 509v, and 509x (MCL 168.509m,
168.509t, 168.509v, and 168.509x), section 509m as amended by 2005
PA 71, section 509t as amended by 2004 PA 92, and sections 509v and
509x as added by 1994 PA 441.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 509m. (1) The purposes of this section and sections 509n
2 to ~~509hh~~**509II** are all of the following:

3 (a) To establish a statewide qualified voter file that
4 consists of all qualified electors who wish to be registered to
5 vote in local, state, and federal elections.

6 (b) To enhance the uniformity of the administration of
7 elections by creating and maintaining a statewide qualified voter

1 file.

2 (c) To increase the efficiency and decrease the public cost of
3 maintaining voter registration files and implementing the national
4 voter registration act of 1993.

5 (d) To increase the integrity of the voting process by
6 creating a single qualified voter file that will permit the name of
7 each citizen of this state to appear only once and that is compiled
8 from other state files that require citizens to verify their
9 identity and residence.

10 (e) To apply technology and information gathered by principal
11 executive departments, state agencies, and county, city, township,
12 and village clerks in a manner that ensures that accurate and
13 current records of qualified voters are maintained.

14 (2) As used in sections 509n to ~~509hh~~ **509II**:

15 (a) "Designated voter registration agency" means an office
16 designated under section 509u to perform voter registration
17 activities in this state.

18 (b) "Qualified voter file" means the statewide qualified voter
19 file established according to section 509o.

20 Sec. 509t. (1) Notwithstanding another provision of law to the
21 contrary, a person who is a qualified elector in this state and who
22 registers to vote in a manner consistent with the national voter
23 registration act of 1993 is considered a registered voter under
24 this act.

25 (2) A person who registers to vote in a jurisdiction in this
26 state by mail **OR BY SUBMITTING AN ELECTRONIC VOTER REGISTRATION**
27 **APPLICATION** shall vote in person and shall provide identification

1 as required under section 303(b) of the help America vote act of
2 2002, ~~42 USC 15483~~, **52 USC 21083**, if that person has not previously
3 voted in person in this state. This subsection does not apply to
4 any of the following registered voters:

5 **(A) A PERSON WHO HAS REGISTERED TO VOTE IN A JURISDICTION IN**
6 **THIS STATE IN PERSON.**

7 **(B)** ~~(a)~~—A person entitled to vote by absentee ballot under the
8 uniformed and overseas citizens absentee voting act.

9 **(C)** ~~(b)~~—A person who has a disability as **THAT TERM IS** defined
10 in section 103 of the persons with disabilities civil rights act,
11 1976 PA 220, MCL 37.1103, or, for purposes of voting in person
12 only, a person who is 60 years of age or older.

13 **(D)** ~~(c)~~—A person who is entitled to vote other than in person
14 under any other federal law.

15 (3) This section does not preclude this state from prosecuting
16 a violation of this act that is also a violation of a federal
17 election or voting rights law.

18 Sec. 509v. (1) A person who is not registered to vote at the
19 address where he or she resides may apply to register to vote by
20 submitting an application at any of the following locations:

21 (a) The office of the clerk of a county or the office of the
22 clerk of the city or township in which the applicant resides,
23 during regular office hours of that clerk.

24 (b) A department of state office.

25 (c) A designated voter registration agency when submitting an
26 application, recertification, renewal, or change of address at the
27 voter registration agency.

1 (2) A person who is not registered to vote at the address
2 where he or she resides may apply for registration by submitting a
3 completed mail registration application. A person may request a
4 mail registration application from and submit the application to
5 any of the following:

6 (a) The secretary of state.

7 (b) The clerk of the county, city, or township in which the
8 applicant resides.

9 (c) A designated voter registration agency.

10 **(3) A PERSON WHO IS NOT REGISTERED TO VOTE AT THE ADDRESS**
11 **WHERE HE OR SHE RESIDES MAY APPLY TO REGISTER TO VOTE BY SUBMITTING**
12 **AN ELECTRONIC VOTER REGISTRATION APPLICATION AS PROVIDED IN SECTION**
13 **509II.**

14 Sec. 509x. An application for registration is considered ~~to be~~
15 received on or before the close of registration ~~if~~ if 1 of the
16 following requirements is met:

17 (a) An application is received at a department of state
18 office, a designated voter registration agency, or the office of a
19 county, city, or township clerk on or before the close of
20 registration.

21 (b) An application is received through the mail that is
22 postmarked on or before the close of registration.

23 (c) An application is received through the mail on or before
24 the seventh day immediately following the close of registration, if
25 the postmark is missing or is unclear and the application, on its
26 face, is dated by the applicant on or before the close of
27 registration. The clerk shall consider an application received

1 ~~pursuant to~~ **UNDER** this subdivision as received before the close of
2 registration.

3 **(D) AN APPLICATION IS SUBMITTED ELECTRONICALLY THROUGH THE**
4 **ELECTRONIC VOTER REGISTRATION INTERFACE ON OR BEFORE THE CLOSE OF**
5 **REGISTRATION.**

6 Enacting section 1. This amendatory act takes effect 90 days
7 after the date it is enacted into law.

8 Enacting section 2. This amendatory act does not take effect
9 unless House Bill No. 5548 of the 99th Legislature is enacted into
10 law.