

HOUSE BILL No. 5549

February 13, 2018, Introduced by Reps. Webber, Calley, Crawford, Marino, Lucido, Chang, Brann, Leutheuser, Lilly, Sheppard and Zemke and referred to the Committee on Elections and Ethics.

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

1 elections by creating and maintaining a statewide qualified voter
2 file.

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

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

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

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

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

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

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

26 (2) A person who registers to vote in a jurisdiction in this
27 state by mail **OR, BEGINNING JANUARY 1, 2019, BY SUBMITTING AN**

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

7 **(A) A PERSON WHO HAS REGISTERED TO VOTE IN A JURISDICTION IN**
8 **THIS STATE IN PERSON.**

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

11 **(C)** ~~(b)~~—A person who has a disability as **THAT TERM IS** defined
12 in section 103 of the persons with disabilities civil rights act,
13 1976 PA 220, MCL 37.1103, or, for purposes of voting in person
14 only, a person who is 60 years of age or older.

15 **(D)** ~~(e)~~—A person who is entitled to vote other than in person
16 under any other federal law.

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

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

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

26 (b) A department of state office.

27 (c) A designated voter registration agency when submitting an

1 application, recertification, renewal, or change of address at the
2 voter registration agency.

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

8 (a) The secretary of state.

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

11 (c) A designated voter registration agency.

12 **(3) BEGINNING JANUARY 1, 2019, A PERSON WHO IS NOT REGISTERED**
13 **TO VOTE AT THE ADDRESS WHERE HE OR SHE RESIDES MAY APPLY TO**
14 **REGISTER TO VOTE BY SUBMITTING AN ELECTRONIC VOTER REGISTRATION**
15 **APPLICATION AS PROVIDED IN SECTION 509II.**

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

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

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

25 (c) An application is received through the mail on or before
26 the seventh day immediately following the close of registration, if
27 the postmark is missing or is unclear and the application, on its

1 face, is dated by the applicant on or before the close of
2 registration. The clerk shall consider an application received
3 ~~pursuant to~~ **UNDER** this subdivision as received before the close of
4 registration.

5 **(D) BEGINNING JANUARY 1, 2019, AN APPLICATION IS SUBMITTED**
6 **ELECTRONICALLY THROUGH THE ELECTRONIC VOTER REGISTRATION INTERFACE**
7 **ON OR BEFORE THE CLOSE OF REGISTRATION.**

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

10 Enacting section 2. This amendatory act does not take effect
11 unless Senate Bill No. ____ or House Bill No. 5548 (request no.
12 04874'17) of the 99th Legislature is enacted into law.