

# HOUSE BILL No. 5809

May 6, 1992, Introduced by Rep. Bryant and referred to the Committee on Elections.

A bill to amend section 523 of Act No. 116 of the Public Acts of 1954, entitled  
"Michigan election law,"  
as amended by Act No. 275 of the Public Acts of 1988, being section 168.523 of the Michigan Compiled Laws.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Section 1. Section 523 of Act No. 116 of the Public Acts of  
2 1954, as amended by Act No. 275 of the Public Acts of 1988, being  
3 section 168.523 of the Michigan Compiled Laws, is amended to read  
4 as follows:

5       Sec. 523. (1) At each election, before being given a  
6 ballot, each registered elector offering to vote shall identify  
7 himself or herself by executing an application showing his or her  
8 signature or mark and address of residence in the presence of an  
9 election official. If the voter registration cards are used in

1 the precinct, the election official in charge of the precinct  
2 registration file shall compare the signature upon the applica-  
3 tion with the signature upon the registration card. If voter  
4 registration lists are used in the precinct, the election inspec-  
5 tor shall determine if the name on the application to vote  
6 appears on the voter registration list. If the name appears on  
7 the voter registration list, the elector shall provide further  
8 identification by giving his or her date of birth or other infor-  
9 mation stated upon the voter registration list. In precincts  
10 using voter registration lists, the date of birth may be required  
11 to be placed on the application to vote. If the signature or an  
12 item of information does not correspond, the vote of the person  
13 shall be challenged, and the same procedure shall be followed as  
14 provided in this act for the challenging of an elector. If the  
15 person offering to vote has signed the registration card or  
16 application by making a mark, the person shall identify himself  
17 or herself by giving his or her date of birth, which shall be  
18 compared with the date of birth stated upon the registration card  
19 or voter registration list, or shall give other identification as  
20 may be referred to upon the registration card or voter registra-  
21 tion list.

22 (2) If, upon a comparison of the signature or other identi-  
23 fication, it is found that the applicant is entitled to vote, the  
24 election officer having charge of the registration list shall  
25 approve the application and write his or her initials on the  
26 application, after which the number on the ballot issued shall be  
27 noted on the application. The application shall serve as 1 of

1 the 2 poll lists required to be kept as a record of a person who  
2 has voted. The application shall be filed with the township,  
3 city, or village clerk. If voter registration cards are used in  
4 the precinct, the date of the election shall be noted by 1 of the  
5 election officials upon the precinct registration card of each  
6 elector voting at an election. If voter registration lists are  
7 used in the precinct, the election official shall clearly indi-  
8 cate upon the list each elector voting at that election. The  
9 clerk of a city, village, or township shall maintain a record of  
10 voting participation for each registered elector.

11 (3) In addition to the requirements of subsection (1), the  
12 election official in a presidential primary election shall only  
13 allow an elector to vote the presidential primary ballot of the  
14 party preference shown on the precinct registration file of that  
15 elector under section 495a. If an elector is registered with no  
16 party preference shown on the precinct registration file of that  
17 elector, the elector shall not be allowed to vote a presidential  
18 primary ballot.

19 (4) The CLERK OF A CITY OR TOWNSHIP SHALL REMOVE FROM THE  
20 record maintained by the clerk ~~of a city or township~~ under sub-  
21 section (2) ~~shall contain~~ the name of the party ballot voted  
22 under subsection (3) by the elector at the 1992 STATEWIDE presi-  
23 dential primary election, IF ANY, WITHIN 90 DAYS AFTER THE EFFEC-  
24 TIVE DATE OF THE AMENDATORY ACT THAT AMENDED THIS SUBSECTION TO  
25 PROVIDE FOR THE REMOVAL. THE CLERK OF A CITY OR TOWNSHIP SHALL  
26 NOT ENTER THE NAME OF THE PARTY BALLOT VOTED BY THE ELECTOR AT

1 ANY PRIMARY ELECTION IN THE RECORD MAINTAINED BY THE CLERK UNDER  
2 SUBSECTION (2).