

SENATE BILL No. 1279

May 17, 2000, Introduced by Senator HAMMERSTROM and referred to the Committee on Government Operations.

A bill to amend 1954 PA 116, entitled
"Michigan election law,"
by amending section 667 (MCL 168.667).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 667. (1) At any federal, state, district, or county
2 primary or election, the various boards of county election com-
3 missioners shall furnish, at the expense of their respective
4 counties, ALL OF the following:

5 (a) ~~The several boards of election commissioners shall fur-~~
6 ~~nish suitable~~ SUITABLE forms for use by the precinct inspectors
7 of election in making returns of ~~any such~~ A primary or election
8 to the boards of county canvassers. The names of all qualified
9 candidates shall be printed ~~thereon~~ ON THOSE FORMS in their
10 proper office divisions and after each name ~~there~~ shall be
11 provided spaces in which to write the number of votes received by

1 that particular candidate in ~~any~~ A given precinct in words and
2 figures. ~~Said~~ THE prescribed forms shall also have printed
3 ~~thereon~~ ON THEM the title or caption or other designation iden-
4 tifying any amendment or question to be voted on, ~~together~~
5 ALONG with spaces similar to those provided after the names of
6 candidates for recording the ~~affirmative~~ YES and ~~negative~~ NO
7 votes cast for each ~~such~~ amendment or question. ~~Said~~ THE
8 statement of returns form shall also contain a certificate to be
9 subscribed by each member of the precinct election board in the
10 following form:

11

12 STATE OF MICHIGAN)
13) ss
14 County of.....)

15 Ward (or township) Precinct

16

17 CERTIFICATE OF BOARD OF PRECINCT ELECTION INSPECTORS FOR
18 RETURNS AND FOR SEALING BALLOTS AND BOXES

19 WE ~~DO HEREBY~~ CERTIFY That the ~~foregoing~~ STATEMENT OF
20 RETURNS FORM is a correct statement of returns of the votes cast
21 in the precinct indicated above, at the (primary or election)
22 held on, the day of, ~~19~~
23 20...., for the ~~several~~ candidates and ~~for~~ the (amendments or
24 propositions) ~~herein~~ shown IN THE STATEMENT OF RETURNS FORM.

1 WE ~~DO HEREBY~~ FURTHER CERTIFY That all ballots cast at the
 2 (primary or election) held in the above designated precinct of
 3 the (city, ward, township, or village) of, State of
 4 Michigan, on the day of, in the year ~~19~~
 5 20...., have been securely tied in packages or rolls and sealed
 6 in ~~such~~ A manner ~~as~~ to render it impossible to open ~~such~~
 7 THE packages or rolls or remove any of the contents ~~thereof~~ OF
 8 THE PACKAGES OR ROLLS without breaking the ~~said~~ seals; that
 9 there was endorsed on each of ~~said~~ THE packages or rolls a
 10 statement showing the number and kind of ballots included in each
 11 ~~such~~ package or roll; that all of ~~said~~ THE packages or rolls,
 12 ~~so endorsed, together with one~~ WITH THE ENDORSEMENT AND 1 tally
 13 sheet, were placed in the proper ballot box or boxes; that the
 14 slots in the ballot boxes were closed, that the ballot boxes were
 15 securely sealed with the official metal seals furnished for that
 16 purpose; AND that ~~such~~ THE seals were affixed in ~~such~~ A
 17 manner as to render it impossible to open ~~such~~ THE ballot boxes
 18 without breaking ~~such~~ THE seals.

19 ~~IN WITNESS WHEREOF, We have hereunto set our hands this~~
 20 ~~..... day of, A.D., 19.... .~~ SUBSCRIBED

21 BY:

22
 23
 24

25 Members of the Board of Election Inspectors

26 _____

27 DATE

1 (b) ~~The several county boards of election commissioners~~
2 ~~shall, at the expense of their respective counties, furnish~~
3 ~~suitable~~ SUITABLE tally sheets or combined tally and return
4 sheets to be used by the inspectors of election in counting the
5 votes for all candidates and for amendments or propositions sub-
6 mitted on ballots prepared by ~~said~~ THE commissioners. ~~and~~ THE
7 COUNTY BOARDS OF ELECTION COMMISSIONERS shall deliver ~~the same~~
8 THEM to the inspectors of election ~~, as provided in this act in~~
9 ~~the case of ballots;~~ IN THE SAME WAY AS BALLOTS.

10 (c) ~~The various boards of county election commissioners~~
11 ~~shall furnish self-addressed~~ SELF-ADDRESSED substantial paper
12 envelopes with gummed flaps to be used by the various boards of
13 precinct election inspectors for sealing the statements of
14 returns, the tally books or combined tally and return sheets,
15 poll lists, and a certificate of election inspectors. ~~+~~

16 (d) ~~The several boards of county election commissioners~~
17 ~~shall furnish a~~ A sufficient number of substantial paper wrap-
18 pers for use in wrapping the packages or rolls of each kind of
19 ballots cast at any state or county primary or election. ~~Such~~
20 THE wrappers shall have printed ~~thereon~~ ON THEM a form for
21 recording the date of the election, the city, ward or township,
22 and precinct, the number and kind of ballots contained in ~~such~~
23 THE package or roll, and a statement to be signed by the
24 ~~chairman~~ CHAIRPERSON certifying that ~~such~~ THE ballots have
25 been wrapped, tied, and sealed in the required manner. The board
26 of election commissioners of any city or township may supply a
27 bag type container to be used ~~in lieu~~ INSTEAD of the paper

1 wrappers. The minimum specifications of ~~such~~ THE bag type
2 containers shall be established by the secretary of state. If
3 ~~such~~ THE bag type containers are to be used in any city or
4 township, the clerk ~~thereof~~ OF THE CITY OR TOWNSHIP shall
5 notify the county clerk and, ~~thereafter~~ AFTER NOTIFICATION,
6 paper wrappers shall not be furnished to ~~such~~ THAT city or
7 township. Each specific type of bag type container shall be
8 approved by the secretary of state before being used. ~~Such~~ THE
9 bag shall have securely attached ~~thereto~~ TO IT a tag ~~on which~~
10 ~~can be written~~ CONTAINING the same information as is required to
11 be placed on the paper wrappers. ~~and such~~ THE bag shall contain
12 a device ~~whereby~~ ENABLING it ~~can~~ TO be sealed with a metal
13 seal. ~~Hereafter any~~ ANY references in law to the wrapping and
14 sealing of paper ballots by precinct inspectors ~~shall be deemed~~
15 ARE CONSIDERED to include placing of ballots in bag type contain-
16 ers and sealing of ~~such~~ THE bags in precincts using bag type
17 containers ~~in lieu~~ INSTEAD of paper wrappers. ~~and~~
18 (e) ~~The board of election commissioners of each county~~
19 ~~shall provide, at the expense of the county, for each state, dis-~~
20 ~~trict or county election in said county, as~~ AS many black or
21 blue lead pencils as may be necessary to supply each election
22 precinct with at least 3 of ~~such~~ THOSE pencils for each booth
23 ~~erected~~ PLACED in ~~such~~ THAT precinct. The pencils provided
24 for each precinct shall be enclosed with the official ballots
25 when delivered to the city or township clerk. ~~as by law~~
26 ~~provided.~~ The inspectors of election shall attach ~~such~~ THE
27 pencils with strings, or in other suitable manner, to the shelf

1 of the booth. The board of election commissioners of each county
2 shall issue a warrant in payment for ~~said~~ THOSE pencils ~~—, and~~
3 ~~said warrant shall be paid~~ FOR PAYMENT by the county treasurer
4 out of the general fund of the county.

5 (2) THE SECRETARY OF STATE SHALL DIRECT THE COUNTY, CITY,
6 AND TOWNSHIP CLERKS WITHIN EACH COUNTY TO SELECT A SINGLE PRE-
7 FERRED VOTING SYSTEM FOR EACH COUNTY. THE COUNTY CLERKS SHALL
8 REPORT TO THE SECRETARY OF STATE THE NAME AND MODEL OF THE PRE-
9 FERRED VOTING SYSTEM FOR THE COUNTY NO LATER THAN MARCH 1, 2001.

10 (3) BEFORE MARCH 1, 2001, EACH COUNTY CLERK SHALL CONVENE
11 THE CITY AND TOWNSHIP CLERKS WITHIN THEIR COUNTY TO DETERMINE THE
12 PREFERRED VOTING SYSTEM FOR THAT COUNTY. THE SELECTION SHALL BE
13 MADE BY MAJORITY VOTE OF THE COUNTY, CITY, AND TOWNSHIP CLERKS.
14 THE CLERKS SHALL CONSULT WITH THE LEGISLATIVE BODY OF THEIR
15 RESPECTIVE COMMUNITIES BEFORE PARTICIPATING IN THE SELECTION
16 PROCESS. FOR THE PURPOSE OF THE SELECTION, A PREFERRED SYSTEM
17 MUST BE EITHER A MECHANICAL LEVER VOTING MACHINE, PAPER BALLOT,
18 OR AN ELECTRONIC VOTING SYSTEM APPROVED BY THE BOARD OF STATE
19 CANVASSERS.

20 (4) JURISDICTIONS ARE NOT REQUIRED TO PURCHASE A NEW VOTING
21 SYSTEM UNDER THIS SECTION. AFTER A PREFERRED VOTING SYSTEM IS
22 SELECTED AND REPORTED TO THE SECRETARY OF STATE, THE COUNTY BOARD
23 OF ELECTION COMMISSIONERS IS NOT RESPONSIBLE FOR INCURRING THE
24 EXPENSE FOR BALLOTS OR OTHER UNIQUE SUPPLIES FOR A VOTING SYSTEM
25 THAT IS PURCHASED AFTER THE REPORT TO THE SECRETARY OF STATE AND
26 THAT IS NOT THE PREFERRED VOTING SYSTEM. THE COUNTY BOARD OF
27 ELECTION COMMISSIONERS SHALL CONTINUE TO INCUR THE EXPENSE FOR

1 BALLOTS AND UNIQUE SUPPLIES FOR VOTING SYSTEMS THAT ARE NOT THE
2 PREFERRED VOTING SYSTEM BUT WERE PURCHASED BEFORE THE REPORT OF A
3 PREFERRED VOTING SYSTEM TO THE SECRETARY OF STATE.

4 (5) NOT LATER THAN MARCH 1, 2011, AND AT LEAST EVERY 10
5 YEARS THEREAFTER, EACH COUNTY CLERK SHALL CONVENE THE CITY AND
6 TOWNSHIP CLERKS WITHIN THEIR COUNTY TO REVIEW THE COUNTY PRE-
7 FERRED VOTING SYSTEM AND DETERMINE, BY MAJORITY VOTE OF THE
8 CLERKS, WHETHER TO CONTINUE WITH THE CURRENT PREFERRED VOTING
9 SYSTEM OR SELECT A NEW PREFERRED VOTING SYSTEM. THE CLERKS SHALL
10 CONSULT WITH THE LEGISLATIVE BODIES OF THEIR RESPECTIVE COMMUNI-
11 TIES BEFORE PARTICIPATING IN THE SELECTION PROCESS. A PREFERRED
12 VOTING SYSTEM MUST BE A VOTING SYSTEM APPROVED BY THE BOARD OF
13 STATE CANVASSERS. IF A NEW COUNTY PREFERRED VOTING SYSTEM IS
14 SELECTED AND APPROVED BY THE BOARD OF STATE CANVASSERS, THE
15 COUNTY CLERK SHALL REPORT THE SELECTION OF THE NEW COUNTY PRE-
16 FERRED VOTING SYSTEM TO THE SECRETARY OF STATE WITHIN 30 DAYS OF
17 THE SELECTION.