

# SENATE BILL No. 881

September 30, 2009, Introduced by Senator SWITALSKI and referred to the Committee on Campaign and Election Oversight.

A bill to amend 1954 PA 116, entitled  
"Michigan election law,"  
(MCL 168.1 to 168.992) by adding section 317.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1        SEC. 317. (1) BEGINNING JANUARY 1, 2010 AND THROUGH DECEMBER  
2        31, 2011, THE SECRETARY OF STATE SHALL ESTABLISH A PILOT PROJECT TO  
3        TEST THE FOLLOWING IN SCHOOL DISTRICT ELECTIONS:

4            (A) INTERNET VOTING.

5            (B) VOTING BY MAIL.

6            (C) A COMBINATION OF INTERNET VOTING AND VOTING BY MAIL.

7            (2) THE SECRETARY OF STATE SHALL SELECT NOT FEWER THAN 6 OR  
8        MORE THAN 12 SCHOOL DISTRICTS TO TEST INTERNET VOTING, VOTING BY  
9        MAIL, OR A COMBINATION OF INTERNET VOTING AND VOTING BY MAIL IN  
10       COMPLIANCE WITH THIS SECTION. THE SECRETARY OF STATE SHALL APPROVE

1 A PLAN FOR INTERNET VOTING, VOTING BY MAIL, OR A COMBINATION OF  
2 INTERNET VOTING AND VOTING BY MAIL SUBMITTED BY A SCHOOL DISTRICT  
3 IF IT MEETS THE GUIDELINES ESTABLISHED BY THE SECRETARY OF STATE.  
4 THE GUIDELINES SHALL INCLUDE, BUT ARE NOT LIMITED TO, THE  
5 FOLLOWING:

6 (A) PILOT PROJECT SCHOOL DISTRICTS SHALL VARY IN SIZE OF  
7 SCHOOL POPULATION AND SHALL INCLUDE SMALL SCHOOL DISTRICTS AND  
8 LARGE SCHOOL DISTRICTS.

9 (B) PILOT PROJECT SCHOOL DISTRICTS SHALL REPRESENT DIVERSE  
10 GEOGRAPHICAL REGIONS OF THIS STATE AND SHALL INCLUDE URBAN SCHOOL  
11 DISTRICTS AND RURAL SCHOOL DISTRICTS.

12 (3) THE LOCAL ELECTION OFFICIALS FOR EACH SCHOOL DISTRICT  
13 SELECTED AS A PILOT PROJECT SCHOOL DISTRICT UNDER SUBSECTION (2)  
14 SHALL COOPERATE WITH THE SECRETARY OF STATE IN CONDUCTING A PILOT  
15 PROJECT SCHOOL DISTRICT ELECTION INVOLVING INTERNET VOTING, VOTING  
16 BY MAIL, OR A COMBINATION OF INTERNET VOTING AND VOTING BY MAIL.

17 (4) THE SECRETARY OF STATE SHALL IMPLEMENT INTERNET VOTING,  
18 VOTING BY MAIL, OR A COMBINATION OF INTERNET VOTING AND VOTING BY  
19 MAIL IN A PILOT PROJECT SCHOOL DISTRICT AT A SCHOOL DISTRICT  
20 ELECTION IN WHICH A SINGLE QUESTION IS ON THE BALLOT.

21 (5) THE SECRETARY OF STATE SHALL PRESCRIBE THE PROCEDURES FOR  
22 A SECURE MEANS FOR INTERNET VOTING AND VOTING BY MAIL.

23 (6) BEFORE MARCH 31, 2012, THE SECRETARY OF STATE SHALL SUBMIT  
24 A REPORT TO THE HOUSE AND SENATE COMMITTEES THAT CONSIDER ELECTION  
25 ISSUES. THE SECRETARY OF STATE SHALL INCLUDE ALL OF THE FOLLOWING  
26 IN THE REPORT FOR EACH PILOT PROJECT SCHOOL DISTRICT:

27 (A) THE COST OF EACH SCHOOL DISTRICT ELECTION THAT UTILIZES

1 INTERNET VOTING, VOTING BY MAIL, OR A COMBINATION OF INTERNET  
2 VOTING AND VOTING BY MAIL.

3 (B) THE LEVEL OF VOTER PARTICIPATION IN EACH SCHOOL DISTRICT  
4 ELECTION THAT UTILIZES INTERNET VOTING, VOTING BY MAIL, OR A  
5 COMBINATION OF INTERNET VOTING AND VOTING BY MAIL.

6 (C) INFORMATION CONCERNING THE ACCURACY, SECURITY, AND  
7 INTEGRITY OF INTERNET VOTING AND VOTING BY MAIL.

8 (D) THE RECOMMENDATION OF THE SECRETARY OF STATE CONCERNING  
9 STATEWIDE INTERNET VOTING AND STATEWIDE VOTING BY MAIL.

10 (E) THE RECOMMENDATION OF EACH PILOT PROJECT SCHOOL DISTRICT  
11 CONCERNING STATEWIDE INTERNET VOTING AND STATEWIDE VOTING BY MAIL.

12 (F) ANY OTHER INFORMATION THE SECRETARY OF STATE CONSIDERS  
13 RELEVANT.

14 (7) AS USED IN THIS SECTION:

15 (A) "INTERNET VOTING" MEANS THE ACT OF VOTING IN A SCHOOL  
16 DISTRICT ELECTION BY A QUALIFIED AND REGISTERED ELECTOR UTILIZING  
17 THE INTERNET AT HOME OR UTILIZING AN INTERNET VOTING SYSTEM.

18 (B) "INTERNET VOTING SYSTEM" MEANS A VOTING SYSTEM AT A  
19 POLLING PLACE APPROVED FOR USE BY THE BOARD OF STATE CANVASSERS  
20 THAT ALLOWS AN ELECTOR TO SECRETLY AND SECURELY TRANSMIT HIS OR HER  
21 VOTED BALLOT TO ELECTIONS OFFICIALS BY UTILIZING THE INTERNET.

22 (C) "LARGE SCHOOL DISTRICT" MEANS A SCHOOL DISTRICT WITH 5,000  
23 OR MORE PUPILS.

24 (D) "RURAL SCHOOL DISTRICT" MEANS A SCHOOL DISTRICT THAT HAS A  
25 POPULATION DENSITY OF 100 OR FEWER PERSONS PER SQUARE MILE AS  
26 DETERMINED BY THE MOST RECENT FEDERAL DECENNIAL CENSUS.

27 (E) "SMALL SCHOOL DISTRICT" MEANS A SCHOOL DISTRICT WITH LESS

1 THAN 5,000 PUPILS.

2 (F) "URBAN SCHOOL DISTRICT" MEANS A SCHOOL DISTRICT THAT HAS A  
3 POPULATION DENSITY OF 500 OR MORE PERSONS PER SQUARE MILE AS  
4 DETERMINED BY THE MOST RECENT FEDERAL DECENNIAL CENSUS.