HOUSE BILL No. 4878

June 20, 2013, Introduced by Reps. Jacobsen, Lori, Lane, Victory, Forlini, Pagel, Price, Poleski, Callton, MacGregor, Crawford and McCready and referred to the Committee on Elections and Ethics.

A bill to amend 1954 PA 116, entitled

"Michigan election law,"

by amending section 509o (MCL 168.509o), as added by 1994 PA 441,

and by adding sections 645a, 659a, and 661a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1   Sec. 509o. (1) The secretary of state shall direct and

2 supervise the establishment and maintenance of a statewide

3 qualified voter file. The secretary of state shall establish the

4 technology to implement the qualified voter file on or before

5 January 1, 1997. The qualified voter file shall be the official

1 file for the conduct of all elections held in this state on or

2 after January 1, 1998. The secretary of state may direct that all

3 or any part of the city, township, or village registration files

4 shall be used in conjunction with the qualified voter file at the

5 first state primary and election held after the creation of the

6 qualified voter file.

7   (2) Notwithstanding any other provision of law to the

8 contrary, beginning January 1, 1998, a person who appears to vote

9 in an election and whose name appears in the qualified voter file

10 for that city, township, village, or school district is considered

11 a registered voter of that city, township, village, or school

12 district under this act.

13   (3) The secretary of state, a designated voter registration

14 agency, or a county, city, township, or village clerk shall not

15 place a name of an individual into the qualified voter file unless

16 that person signs an application as prescribed in section 509r(3).

17 The secretary of state or a designated voter registration agency

18 shall not allow a person to indicate a different address than the

19 address in either the secretary of state's or designated voter

20 registration agency's files to be placed in the qualified voter

21 file.

22   **(4) BEGINNING JANUARY 1, 2014, THE SECRETARY OF STATE SHALL**

23 **ESTABLISH A PILOT PROJECT TO ALLOW THE BUREAU OF ELECTIONS TO**

24 **HANDLE THE QUALIFIED VOTER FILE LIST MAINTENANCE.**

25   **SEC. 645A. (1) NOTWITHSTANDING ANY PROVISION OF LAW TO THE**

26 **CONTRARY, A CITY, TOWNSHIP, OR VILLAGE MAY ENTER INTO AN AGREEMENT**

27 **WITH THE COUNTY IN WHICH THAT CITY, TOWNSHIP, OR VILLAGE IS LOCATED**

1 FOR THE COUNTY CLERK TO CONDUCT CERTAIN ELECTION ADMINISTRATION

2 DUTIES FOR THE CITY, TOWNSHIP, OR VILLAGE, INCLUDING, BUT NOT

3 LIMITED TO, ANY OF THE FOLLOWING:

4   (A) DISTRIBUTING, RECEIVING, AND PROCESSING ABSENT VOTER

5 BALLOT APPLICATIONS AND ABSENT VOTER BALLOTS.

6   (B) ELECTRONICALLY TRANSMITTING OR MAILING ABSENT VOTER

7 BALLOTS TO ABSENT UNIFORMED SERVICES VOTERS OR OVERSEAS VOTERS WHO

8 APPLIED FOR AN ABSENT VOTER BALLOT.

9   (C) PROCESSING VOTER REGISTRATIONS IN THE QUALIFIED VOTER

10 FILE.

11   (D) MAINTAINING THE QUALIFIED VOTER FILE STREET INDEX.

12   (E) CONDUCTING REGULAR LIST MAINTENANCE OF THE QUALIFIED VOTER

13 FILE.

14   (F) PURCHASING, MAINTAINING, AND STORING VOTING EQUIPMENT.

15   (G) ESTABLISHING POLLING PLACE LOCATIONS.

16   (2) NOTWITHSTANDING ANY PROVISION OF LAW TO THE CONTRARY, A

17 CITY, TOWNSHIP, OR VILLAGE MAY ENTER INTO AN AGREEMENT WITH ANOTHER

18 CITY, TOWNSHIP, OR VILLAGE FOR THE CLERK OF THAT CITY, TOWNSHIP, OR

19 VILLAGE TO CONDUCT CERTAIN ELECTION ADMINISTRATION DUTIES FOR THE

20 CITY, TOWNSHIP, OR VILLAGE, INCLUDING, BUT NOT LIMITED TO, ANY OF

21 THE FOLLOWING:

22   (A) DISTRIBUTING, RECEIVING, AND PROCESSING ABSENT VOTER

23 BALLOT APPLICATIONS AND ABSENT VOTER BALLOTS.

24   (B) ELECTRONICALLY TRANSMITTING OR MAILING ABSENT VOTER

25 BALLOTS TO ABSENT UNIFORMED SERVICES VOTERS OR OVERSEAS VOTERS WHO

26 APPLIED FOR AN ABSENT VOTER BALLOT.

27   (C) PROCESSING VOTER REGISTRATIONS IN THE QUALIFIED VOTER

1 FILE.

2   (D) MAINTAINING THE QUALIFIED VOTER FILE STREET INDEX.

3   (E) CONDUCTING REGULAR LIST MAINTENANCE OF THE QUALIFIED VOTER

4 FILE.

5   (F) PURCHASING, MAINTAINING, AND STORING VOTING EQUIPMENT.

6   (G) ESTABLISHING POLLING PLACE LOCATIONS.

7   (3) AN AGREEMENT ENTERED INTO UNDER SUBSECTION (1) OR (2)

8 SHALL BE APPROVED BY RESOLUTION OF THE GOVERNING BODY OF EACH

9 PARTICIPATING COUNTY, CITY, TOWNSHIP, OR VILLAGE.

10   SEC. 659A. (1) SUBJECT TO THIS SUBSECTION, IF A CITY OR

11 TOWNSHIP WITH ONLY 1 ELECTION PRECINCT ADJOINS ANOTHER CITY OR

12 TOWNSHIP WITH ONLY 1 ELECTION PRECINCT, THE CITY OR TOWNSHIP

13 ELECTION COMMISSIONERS OF EACH CITY OR TOWNSHIP INVOLVED MAY, BY

14 RESOLUTION, APPROVE THE CONSOLIDATION OF THOSE ELECTION PRECINCTS.

15 CONSOLIDATED PRECINCTS SHALL NOT EXCEED 2,999 ACTIVE REGISTERED

16 ELECTORS.

17   (2) A CONSOLIDATION UNDER THIS SECTION SHALL BE MADE NOT LESS

18 THAN 60 DAYS BEFORE AN ELECTION.

19   (3) IF A CITY OR TOWNSHIP CONSOLIDATES ELECTION PRECINCTS AS

20 PROVIDED IN SUBSECTION (1), THE ELECTION COMMISSIONERS OR OTHER

21 DESIGNATED ELECTION OFFICIALS SHALL DO BOTH OF THE FOLLOWING:

22   (A) NO LATER THAN 40 DAYS BEFORE AN ELECTION, PROVIDE NOTICE

23 TO THE REGISTERED ELECTORS OF THE AFFECTED PRECINCTS OF THE

24 CONSOLIDATION OF ELECTION PRECINCTS AND THE LOCATION OF THE POLLING

25 PLACE FOR THE ELECTION PRECINCT. NOTICE MAY BE PROVIDED BY MAIL OR

26 OTHER METHOD DESIGNED TO PROVIDE ACTUAL NOTICE TO THE REGISTERED

27 ELECTORS.

1   (B) POST A WRITTEN NOTICE AT EACH ELECTION PRECINCT POLLING

2 PLACE STATING THE LOCATION OF THE CONSOLIDATED ELECTION PRECINCT

3 POLLING PLACE.

4   SEC. 661A. (1) BEGINNING JANUARY 1, 2015, THE SECRETARY OF

5 STATE SHALL ESTABLISH A PILOT PROJECT TO TEST SUPER VOTER PRECINCTS

6 IN THIS STATE. THE SECRETARY OF STATE SHALL SELECT THE LOCAL UNITS

7 OF GOVERNMENT IN WHICH TO TEST PILOT PROJECT SUPER VOTER PRECINCTS

8 UNDER THIS SECTION.

9   (2) EXCEPT AS OTHERWISE PROVIDED IN THIS SUBSECTION, A PILOT

10 PROJECT SUPER VOTER PRECINCT SHALL ONLY BE USED ON A REGULAR

11 ELECTION DATE AS PROVIDED IN SECTION 641(1)(A) THROUGH (D). A PILOT

12 PROJECT SUPER VOTER PRECINCT SHALL NOT BE USED AT A GENERAL

13 NOVEMBER ELECTION OR AT AN AUGUST PRIMARY ELECTION IMMEDIATELY

14 BEFORE A GENERAL NOVEMBER ELECTION.

15   (3) THE LOCAL ELECTION OFFICIALS FOR EACH LOCAL UNIT OF

16 GOVERNMENT SELECTED BY THE SECRETARY OF STATE UNDER SUBSECTION (1)

17 SHALL COOPERATE WITH THE SECRETARY OF STATE IN TESTING A PILOT

18 PROJECT SUPER VOTER PRECINCT AND SHALL DO ALL OF THE FOLLOWING:

19   (A) NO LATER THAN 40 DAYS BEFORE AN ELECTION, PROVIDE NOTICE

20 TO THE REGISTERED ELECTORS OF THE AFFECTED ELECTION PRECINCTS OF

21 THE PILOT PROJECT SUPER VOTER PRECINCT FOR THE PARTICULAR ELECTION

22 AND THE LOCATION OF THE POLLING PLACE OR PLACES FOR THAT ELECTION.

23 NOTICE MAY BE PROVIDED BY MAIL OR OTHER METHOD DESIGNED TO PROVIDE

24 ACTUAL NOTICE TO THE REGISTERED ELECTORS.

25   (B) POST A WRITTEN NOTICE AT EACH ELECTION PRECINCT POLLING

26 PLACE STATING THE LOCATION OF THE SUPER VOTER PRECINCT POLLING

27 PLACE.

1   **(4) A PILOT PROJECT SUPER VOTER PRECINCT SHALL BE ESTABLISHED**

2   **NOT LESS THAN 60 DAYS BEFORE AN ELECTION AS DESCRIBED IN SUBSECTION**

3   **(2).**

4   **(5) IF A PILOT PROJECT SUPER VOTER PRECINCT IS USED IN A LOCAL**

5   **UNIT OF GOVERNMENT UNDER THIS SECTION, A PRECINCT POLLING PLACE**

6   **ESTABLISHED UNDER SECTION 662 SHALL NOT BE USED IN THAT LOCAL UNIT**

7   **OF GOVERNMENT UNLESS THE PRECINCT POLLING PLACE HAS A SECURE**

8   **ELECTRONIC CONNECTION TO PROVIDE VOTING INFORMATION TO AND VOTING**

9   **INFORMATION FROM THE QUALIFIED VOTER FILE.**

10   **(6) A PILOT PROJECT SUPER VOTER PRECINCT SHALL NOT EXCEED**

11   **10,000 ACTIVE REGISTERED ELECTORS.**

12   **(7) EXCEPT AS OTHERWISE PROVIDED IN THIS SECTION, EACH PILOT**

13   **PROJECT SUPER VOTER PRECINCT ESTABLISHED UNDER THIS SECTION SHALL**

14   **COMPLY WITH THE APPLICABLE PROVISIONS OF THIS ACT CONCERNING**

15   **POLLING PLACES.**