

SUBSTITUTE FOR
HOUSE BILL NO. 4128

A bill to amend 1954 PA 116, entitled
"Michigan election law,"
by amending section 509bb (MCL 168.509bb), as added by 1994 PA 441.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 509bb. (1) ~~A~~**Except as otherwise provided in this act, a**
2 clerk shall not cancel or cause the cancellation of the
3 registration of ~~a voter~~**an elector** from the registration record of
4 the city or township based solely ~~upon~~**on** that registered ~~voter's~~
5 **elector's** failure to vote.

6 (2) **For each registered elector who has not voted since the**
7 **2000 general November election, the secretary of state shall, not**
8 **later than 90 days after the effective date of the amendatory act**
9 **that added this subsection, send by forwardable mail both of the**

1 following to the elector:

2 (a) A postage prepaid and preaddressed return card to the
3 appropriate city or township clerk on which the elector may verify
4 his or her current address information and on which the elector
5 must sign his or her name.

6 (b) A notice that contains the following statement:

7 "Secretary of state records indicate that you have not voted
8 since the 2000 general November election. To confirm your status as
9 a registered voter, please complete, sign, and return the enclosed
10 card providing your current address to the appropriate city or
11 township clerk at least 15 days before the next election. If you do
12 not complete, sign, and return the enclosed card to the appropriate
13 city or township clerk at least 15 days before the next election,
14 you will be required to affirm your current address at the polls
15 before you are permitted to vote. To keep your status as a
16 registered voter, you must respond to this notice, vote, or engage
17 in voting-related activity, including, but not limited to,
18 requesting an absent voter ballot application or updating your
19 voter registration, by the first business day after the second
20 general November election that is held after the date on this
21 notice."

22 (3) Upon receipt of a return card under subsection (2) from an
23 elector, the appropriate city or township clerk shall compare the
24 signature on the return card to the signature for that elector on
25 the qualified voter file. If the signature on the return card and
26 the signature for that elector on the qualified voter file do not
27 match, the city or township clerk shall identify the registration
28 record of that elector as challenged as provided in this act. The
29 city or township clerk shall notify the elector that his or her

1 signature on the return card did not match the signature for that
2 elector on the qualified voter file and that his or her
3 registration record is considered challenged. The notice to the
4 elector under this subsection must include the steps the elector
5 must take in order to no longer have his or her registration record
6 considered to be challenged.

7 (4) If a notice sent under subsection (2) is returned to the
8 secretary of state by the post office as undeliverable, the
9 secretary of state shall identify the registration record of that
10 elector as challenged as provided in this act. If the elector does
11 not vote or engage in voting-related activity by the first business
12 day after the second general November election that is held after
13 the date on the notice, the secretary of state shall cancel the
14 registration of that elector and notify the appropriate city or
15 township clerk of the cancellation.