

SUBSTITUTE FOR
SENATE BILL NO. 273

A bill to amend 1954 PA 116, entitled
"Michigan election law,"
(MCL 168.1 to 168.992) by adding section 761e.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 761e. (1) Before an absent voter ballot drop box is used
2 at an election in a city or township, the design and construction
3 of that absent voter ballot drop box must be approved by both of
4 the following:

5 (a) The secretary of state.

6 (b) The board of county canvassers of the county in which that
7 city or township is located.

8 (2) If an absent voter ballot drop box was installed in a city
9 or township before January 1, 2022, the design and construction of

1 that absent voter ballot drop box must be approved by both of the
2 following before June 1, 2022:

3 (a) The secretary of state.

4 (b) The board of county canvassers of the county in which that
5 city or township is located.

6 (3) If the design and construction of an absent voter ballot
7 drop box installed in a city or township before January 1, 2022 is
8 not approved as provided in subsection (2) before June 1, 2022,
9 that absent voter ballot drop box must not be used at an election
10 held after June 1, 2022.

11 (4) Beginning June 1, 2022, a city or township clerk must use
12 a video recording device to monitor each absent voter ballot drop
13 box location in that city or township. At each absent voter ballot
14 drop box location, there must be adequate lighting for the video
15 recording device to record at a resolution of at least 1080p
16 continuously, or allow for the use of motion detection that records
17 not less than 1 frame per minute until motion detection triggers
18 continuous recording. The video recordings of each absent voter
19 ballot drop box used in a city or township must be retained by the
20 city or township clerk for not less than 30 days after the final
21 certification of the election at which the absent voter ballots
22 were collected. Upon request, the video recordings must be made
23 available by the city or township clerk to the secretary of state
24 or appropriate board of county canvassers.

25 (5) Not later than June 1, 2022, an absent voter ballot drop
26 box must contain the following text painted or affixed to the front
27 of the absent voter ballot drop box in not less than 60-point font
28 and in a color that provides a clear contrast so that it is clearly
29 visible to an individual depositing an absent voter ballot into the

1 absent voter ballot drop box:

2 "AREA MAY BE UNDER SURVEILLANCE

3 It is a felony under Michigan law for an individual other than
4 the voter, a member of the voter's immediate family, or an
5 individual residing in the household of the voter to return an
6 absent voter ballot. Immediate family includes a father-in-law,
7 mother-in-law, brother-in-law, sister-in-law, son-in-law, daughter-
8 in-law, grandparent, or grandchild."

9 Enacting section 1. This amendatory act does not take effect
10 unless Senate Bill No. 278 of the 101st Legislature is enacted into
11 law.