

Legislative Analysis



ELECTION LAW SENTENCING GUIDELINES

Phone: (517) 373-8080
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House Bill 4696 as enacted
Public Act 83 of 2023
Sponsor: Rep. Penelope Tsernoglou
House Committee: Elections
Complete to 7-28-23

Analysis available at
<http://www.legislature.mi.gov>

SUMMARY:

House Bill 4696 is a companion bill to both Senate Bill 367,¹ which implements early voting and allows absentee ballots to be tabulated before election day, and Senate Bill 370,² which amends the Michigan Election Law to make several changes regarding absentee voting.

The bill adds the felony created by SB 367 to the sentencing guidelines provisions of the Code of Criminal Procedure. Under the bill, disclosing an election result from an early voting site before election day is a class E felony against the public trust with a statutory maximum term of imprisonment of five years.

The bill also updates references to the Michigan Election Law to reflect paragraph numbering changes, and the removal of a subsection, made by SB 367 and SB 370.

MCL 777.11d

FISCAL IMPACT:

House Bill 4696 is a companion bill that amends the sentencing guidelines in the Code of Criminal Procedure to reflect changes proposed by Senate Bills 367 and 370. The bill would not have any fiscal impact on the state or local units of government.

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■ This analysis was prepared by nonpartisan House Fiscal Agency staff for use by House members in their deliberations and does not constitute an official statement of legislative intent.

¹ Enacted as Public Act 81 of 2023. For a summary of SB 367, see <https://www.legislature.mi.gov/documents/2023-2024/billanalysis/House/pdf/2023-HLA-0367-80BA752B.pdf>

² Enacted as Public Act 82 of 2023. For a summary of SB 370, see <https://www.legislature.mi.gov/documents/2023-2024/billanalysis/House/pdf/2023-HLA-0370-D7FEA701.pdf>