

HOUSE BILL No. 4228

(As amended March 2, 2006)

February 8, 2005, Introduced by Rep. Ward and referred to the Committee on House Oversight, Elections, and Ethics.

[A bill to amend 1954 PA 116, entitled
"Michigan election law,"
(MCL 168.1 to 168.992) by adding sections 502a, 511, 511a, 511b
and 759c.]

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

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SEC. 502A. (1) THE CLERK OF EACH CITY, TOWNSHIP, OR VILLAGE SHALL CREATE AN INACTIVE VOTER FILE.

(2) IF A VOTER FAILS TO VOTE IN MORE THAN 5 CONSECUTIVE ELECTIONS THAT INCLUDE AT LEAST 2 GENERAL NOVEMBER ELECTIONS, THEN THE CITY, TOWNSHIP, OR VILLAGE CLERK SHALL PLACE THAT VOTER ON THE INACTIVE VOTER LIST.

(3) IF A VOTER WHO IS PLACED ON AN INACTIVE VOTER LIST WISHES TO VOTE AT AN ELECTION, THAT VOTER SHALL BE ISSUED A PROVISIONAL BALLOT THAT SHALL BE PROCESSED ACCORDING TO SECTION 523A.

SEC. 511. THE SECRETARY OF STATE EVERY 6 MONTHS SHALL SEARCH THE QUALIFIED VOTER FILE AND REMOVE THE VOTER REGISTRATION INFORMATION OF ALL DECEASED ELECTORS.

SEC. 511A. THE SECRETARY OF STATE EVERY 6 MONTHS SHALL REVIEW THE CITIZENSHIP OF EACH REGISTERED ELECTOR IN THE QUALIFIED VOTER FILE AND REMOVE THE VOTER REGISTRATION INFORMATION FOR ANY REGISTERED VOTER WHO IS NOT A CITIZEN OF THE UNITED STATES.

SEC. 511B. AT LEAST ONCE A MONTH, THE DIRECTOR OF THE DEPARTMENT OF CORRECTIONS OR HIS OR HER DESIGNEE SHALL SEND TO THE SECRETARY OF STATE A LIST OF ALL FELONS CONFINED TO A PRISON IN THIS STATE. THE SECRETARY OF

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STATE SHALL REVIEW THE QUALIFIED VOTER FILE AND REMOVE THE VOTER REGISTRATION INFORMATION FOR ANY ELECTOR ON THE LIST PROVIDED BY THE DIRECTOR OF THE DEPARTMENT OF CORRECTIONS OR HIS OR HER DESIGNEE. THE SECRETARY OF STATE SHALL SEND THIS INFORMATION TO THE APPROPRIATE CITY, TOWNSHIP, OR VILLAGE CLERK, WHO SHALL REMOVE THE ELECTOR FROM THE CITY, TOWNSHIP, OR VILLAGE VOTER REGISTRATION RECORDS.

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SEC. 759C. (1) UNLESS A CITY, TOWNSHIP, OR VILLAGE CLERK RECEIVES A REQUEST FROM A QUALIFIED AND REGISTERED ELECTOR FOR AN ABSENT VOTER BALLOT APPLICATION UNDER SECTION 759(5), THE CLERK SHALL NOT FURNISH AN ABSENT VOTER BALLOT APPLICATION TO THE QUALIFIED AND REGISTERED ELECTOR.

(2) A REQUEST FROM A QUALIFIED AND REGISTERED ELECTOR FOR AN ABSENT VOTER BALLOT APPLICATION UNDER SECTION 759(5) IS CONSIDERED A REQUEST FOR AN ABSENT VOTER BALLOT APPLICATION FOR ALL ELECTIONS INDICATED BY THE ELECTOR.

(3) A STATE OR LOCAL ELECTION OFFICIAL MAY FURNISH A FORM TO A QUALIFIED AND REGISTERED ELECTOR FOR THE PURPOSE OF REQUESTING AN ABSENT VOTER BALLOT APPLICATION. THE SECRETARY OF STATE SHALL PRESCRIBE THE FORM FOR REQUESTING AN ABSENT VOTER BALLOT APPLICATION UNDER THIS SUBSECTION.

(4) THE SECRETARY OF STATE SHALL SEND THE FORM DESCRIBED IN SUBSECTION (3) TO EACH QUALIFIED AND REGISTERED ELECTOR IN THIS STATE FOR THE PURPOSE OF DETERMINING WHETHER THE ELECTOR WANTS TO BE PLACED ON A PERMANENT ABSENT VOTER LIST. THE SECRETARY OF STATE SHALL SEND THE INFORMATION RECEIVED UNDER THIS SUBSECTION TO THE APPROPRIATE CITY, TOWNSHIP, OR VILLAGE CLERK, WHO SHALL PREPARE A PERMANENT ABSENT VOTER LIST FOR THE CITY, TOWNSHIP, OR VILLAGE.

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(5) IF AN ELECTOR FAILS TO RESPOND TO THE FORM SENT BY THE SECRETARY OF STATE UNDER SUBSECTION (4) OR IF A FORM IS RETURNED TO THE SECRETARY OF STATE AS UNDELIVERABLE, THAT ELECTOR SHALL BE PLACED ON AN INACTIVE VOTER LIST. THE SECRETARY OF STATE SHALL SEND THIS INFORMATION TO THE APPROPRIATE CITY, TOWNSHIP, OR VILLAGE CLERK, WHO SHALL PREPARE AN INACTIVE VOTER LIST FOR THE CITY, TOWNSHIP, OR VILLAGE.]