

HOUSE BILL No. 4035

January 12, 2017, Introduced by Reps. Hammoud, Wittenberg, Ellison, Yanez, Moss, Chirkun, Geiss, Hertel, Jones, Cochran, Neeley, Green and Lasinski and referred to the Committee on Elections and Ethics.

A bill to amend 1954 PA 116, entitled
 "Michigan election law,"
 by amending section 759b (MCL 168.759b).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 759b. ~~(1) Any~~ **A** registered elector may apply for **AN**
 2 absent voter ballots ~~BALLOT~~ at any time ~~prior to~~ **BEFORE** 4 p.m. on
 3 election day if he ~~shall have become physically disabled or shall~~
 4 ~~be absent from the city or township because of sickness or death in~~
 5 ~~the family which~~ **AN EVENT** has occurred at a time which has ~~THAT~~
 6 made it impossible to apply for **AN** absent voter ballots ~~BALLOT~~ by
 7 the statutory deadline. The application shall be called an
 8 emergency absent voter **BALLOT** application.

9 **(2)** Emergency absent voter **BALLOT** applications may be made by
 10 letter or on a form **PRESCRIBED BY THE SECRETARY OF STATE AND**
 11 provided by the clerk. The application ~~shall~~ **MUST** set forth that

1 the voter is qualified to vote in the election ~~, stating the~~
 2 ~~statutory reason for applying for an emergency absent voter ballot~~
 3 ~~and that the reason for applying after the statutory deadline~~ **AN**
 4 **EVENT** occurred at such a time to make it impossible to file an
 5 application for **AN** absent voter ballots ~~BALLOT~~ by the statutory
 6 deadline.

7 (3) ~~Any~~ **A** person intentionally making a false statement in
 8 ~~such~~ **AN EMERGENCY ABSENT VOTER BALLOT** application is guilty of a
 9 felony. ~~Any~~ **A** person aiding or abetting ~~any~~ **ANOTHER** person to make
 10 a false statement ~~on such~~ **IN AN EMERGENCY ABSENT VOTER BALLOT**
 11 application is guilty of a felony.

12 (4) Upon receipt by the clerk of a valid application for an
 13 emergency absent voter ballot, the clerk may deliver the ballots
 14 **ABSENT VOTER BALLOT** to the applicant in person, through a deputy or
 15 an election assistant, or ~~he may deliver them~~ at his **OR HER** office
 16 to a person named by the applicant in the **EMERGENCY ABSENT VOTER**
 17 **BALLOT** application. The **ABSENT** voter may return the ~~ballots~~ **ABSENT**
 18 **VOTER BALLOT** to the clerk ~~in the sealed envelope provided therefor~~
 19 in any manner. ~~he sees fit. To~~ **HOWEVER, TO** be valid, ~~ballots must~~
 20 ~~be returned~~ **THE ABSENT VOTER SHALL RETURN THE ABSENT VOTER BALLOT**
 21 to the clerk **IN THE SEALED ENVELOPE PROVIDED FOR THAT REASON AND** in
 22 time to be delivered to the polls ~~prior to~~ **BEFORE** 8 p.m. on
 23 election day.

24 Enacting section 1. This amendatory act takes effect 90 days
 25 after the date it is enacted into law.

26 Enacting section 2. This amendatory act does not take effect
 27 unless all of the following bills of the 99th Legislature are

1 enacted into law:

2 (a) Senate Bill No. _____ or House Bill No. 4033 (request no.
3 00441'17).

4 (b) Senate Bill No. _____ or House Bill No. 4034 (request no.
5 01050'17).