

## MINUTES OF THE COMMITTEE ON REDISTRICTING AND ELECTIONS

May 22, 2012

9:00 a.m.

Room 521 House Office Building

Chair Lund called the meeting to order.

Present were: Reps. Lund, McBroom, Knollenberg, Tyler, Outman, Pscholka, Byrum, Nathan, Stanley,

Absent and excused: None.

Rep. Pscholka moved to approve the minutes of the meeting held April 24, 2012. The motion prevailed.

Chair Lund laid before the Committee the following package of bills.

SB 751 - Robertson - Elections; qualified voter file; active and inactive qualified voter file; create. Require ballot tracker program to be used by local governments; and require secretary of state to send notice to an elector when receiving a surrendered state driver license of that elector.

SB 752 - Hansen - Elections; other ; absent voting counting board; revise procedure, and require minor political parties to provide notice of county caucus or state convention.

SB 753 - Brandenburg - Criminal procedure; sentencing guidelines; sentencing guidelines for certain campaign finance crimes; create.

SB 754 - Jansen - Election; registration; photograph identification for in-person voter registration applicants; require and provide registration and training of third-party voter registration organizations.

SB 803 - Booher - Elections; voters; declaration of United State citizenship when voting or applying for an absent voter ballot; require.

SB 823 - Robertson - Elections; general amendments; provide for.

SB 824 - Robertson - Campaign finance; campaign practices; multisection revisions.

SB 825 - Robertson - Criminal procedure; sentencing guidelines; sentencing guidelines; for certain Michigan election law violations; enact.

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Chair Lund recognized Chris Hackbarth, Chris Thomas and Mike Batterbee representing the Michigan Secretary of State to answer questions concerning the package of bills

The following people testified in opposition to the package of bills.

Derrick Schaub representing Good Jobs Now  
Soyee Scott representing Good Jobs Now  
Ruddy Nwonye representing Good Jobs Now  
Shirley Tolliver representing National Action Network  
Pastor W. J. Rideout representing Good Jobs Now

The following person testified to support of an amendment to SB 754.

Jan BenDor representing the Michigan Election Reform Alliance

The following people testified in opposition to SB 751, SB 754 and SB 803.

Susan Smith representing the League of Women Voters  
Anita Dawson representing A. Philip Randolph Institute

The following person filled out a testimony card in support of SB 751 - SB 754 and SB 823 but did not want to testify.

Bill Zaagman representing the Michigan Association of County Clerks and the Michigan Association of Municipal Clerks

The following people filled out testimony cards in support of an amendment to SB 754 but did not want to testify.

William Rittenberg representing the Michigan Election Reform Alliance  
Nancy Bedell representing the Michigan Elections Reform Alliance

The following people filled out testimony cards in opposition of SB 751, SB 754 and SB 803 but did not want to testify.

Patricia Selby representing Project Vote  
Cheryl Tonkin representing A. Philip Randolph Institute  
Dorothy Stevens representing Local 602 Retirees  
Alexa Preston Van Vliet representing Michigan Vote  
Suzzette Royston representing Local 42  
Shelli Weisberg representing the ACLU of Michigan  
Melanie Haywood representing herself

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The following people filled out a testimony card in opposition to SB 751 and SB 752 but did not want to testify.

Robert Thomas representing Good Jobs Now  
Mary Walker representing herself

The following person filled out a testimony card in opposition to SB 754 but did not want to testify.

Melanie McElroy representing Common Cause of Michigan

The following people filled out testimony cards in opposition to SB 751 and SB 754 but did not want to testify.

Felicia Wasson representing AARP  
Michael Huerts representing LCLAA  
Patricia Mayes representing NAN

The following people filled out testimony cards in opposition and wanted to testify but there was insufficient time.

Rev. Charles Williams II representing the National Action Network  
Brent Howard representing Good Jobs Now  
Shalaya Bryant representing Good Jobs Now  
Marta Bobillo representing LCLAA  
Charlie Bolden representing himself  
Rev. Charles Williams Sr. representing himself

The following people filled out testimony cards in opposition to SB 751, SB 754 and SB 803 and wanted to testify but there was insufficient time.

Pastor W. J. Rideau representing Good Jobs Now  
Candice Franklin representing Good Jobs Now

Chair Lund stated that the Committee on Redistricting and Elections would take the amendments submitted by the Democrats first .

Chair Lund stated that the Committee on Redistricting and Elections would move to SB 751.

Rep. Nathan moved to amend SB 751 as follows:

1. Amend page 7, following line 6, by inserting:

**"(6) THE PROVISIONS OF SUBSECTION (5) SHALL BE CONDUCTED BY THE SECRETARY OF STATE IN COMPLIANCE WITH FEDERAL LAW".**

The motion did not prevail, the vote being 3-6-0.

UNFAVORABLE ROLL CALL:

Yeas: Reps. Byrum, Nathan, Stanley

Nays: Reps. Lund, McBroom, Knollenberg, Tyler, Outman, Pscholka,

Pass: None.

Chair Lund stated that the Committee on Redistricting would move to SB 754.

Rep. Stanley moved to amend SB 754 as follows:

1. Amend page 1, line 1, after "**497C.**" by striking out "**(1)**".
2. Amend page 2, line 3, after "**CARD**" by inserting a comma and "**OR BY PRESENTING A CURRENT UTILITY BULL, BANK STATEMENT, PAYCHECK, GOVERNMENT CHECK, OR OTHER GOVERNMENT DOCUMENT**".
3. Amend page 2, line 4, by striking out all of subsection **(2)**.

The motion did not prevail, the vote being 3-6-0.

UNFAVORABLE ROLL CALL:

Yeas: Reps. Byrum, Nathan, Stanley

Nays: Reps. Lund, McBroom, Knollenberg, Tyler, Outman, Pscholka,

Pass: None.

Rep. Byrum moved to amend SB 754 as follows:

1. Amend page 3, line 5, after "**STATE**" by striking out the balance of the line through "**AND**" on line 6 and inserting a period and "**THE DEPARTMENT OF STATE SHALL MAKE REGISTRATION FOR THIRD-PARTY VOTER REGISTRATION ORGANIZATIONS AVAILABLE ON AN INTERNET WEBSITE MAINTAINED BY THE DEPARTMENT OF STATE. A THIRD-PARTY VOTER REGISTRATION ORGANIZATION**".

The motion did not prevail, the vote being 3-6-0.

UNFAVORABLE ROLL CALL:

Yeas: Reps. Byrum, Nathan, Stanley,

Nays: Reps. Lund, McBroom, Knollenberg, Tyler, Outman, Pscholka,

Pass: None.

Rep. Nathan moved to amend SB 754 as follows:

1. Amend page 3, line 21, after "**(6)**" by striking out "**THE**" and inserting "**IMMEDIATELY UPON AFTER THE EFFECTIVE DATE OF THE AMENDATORY ACT THAT ADDED THIS SUBSECTION, THE**".

2. Amend page 3, line 26, after "**PROGRAM**" by striking out the balance of the line and inserting a period and "**THE SECRETARY OF STATE SHALL MAKE THE VOTER REGISTRATION TRAINING PROGRAM FOR THIRD-PARTY VOTER REGISTRATION ORGANIZATIONS AVAILABLE ONLINE ON AN INTERNET WEBSITE MAINTAINED BY THE SECRETARY OF STATE AND SHALL ALSO PROVIDE THE TRAINING IN THE CITY OF LANSING. IN ADDITION, EACH COUNTY CLERK SHALL, AT LEAST ONCE A WEEK,**".

The motion did not prevail, the vote being 3-6-0.

UNFAVORABLE ROLL CALL:

Yeas: Reps. Byrum, Nathan, Stanley,

Nays: Reps. Lund, McBroom, Knollenberg, Tyler, Outman, Pscholka,

Pass: None.

Rep. Nathan moved to amend SB 754 as follows:

1. Amend page 4, line 1, after "**PROGRAM.**" by inserting "**IN ADDITION, ANY ORGANIZATION THAT IS EXEMPT FROM FEDERAL INCOME TAX UNDER SECTION 501(C)(3) OF THE INTERNAL REVENUE CODE OF 1986, 26 USC 501, OR ANY SUCCESSOR STATUTE, MAY PROVIDE TRAINING TO THIRD-PARTY VOTER REGISTRATION ORGANIZATIONS THAT IS CONSISTENT WITH THE VOTER REGISTRATION TRAINING PROGRAM.**".

The motion did not prevail, the vote being 3-6-0.

UNFAVORABLE ROLL CALL:

Yeas: Reps. Byrum, Nathan, Stanley,

Nays: Reps. Lund, McBroom, Knollenberg, Tyler, Outman, Pscholka,

Pass: None.

Rep. Byrum moved to amend SB 754 as follows:

1. Amend page 5, following line 25, by inserting:  
"**(D) AN ORGANIZATION THAT HAS BEEN DISTRIBUTING AND COLLECTING VOTER REGISTRATION APPLICATIONS FOR 5 YEARS OR MORE AND IS EXEMPT FROM FEDERAL INCOME TAX UNDER SECTION 501 © (3) OF THE INTERNAL REVENUE CODE OF 1986, 26 USC 501, OR ANY SUCCESSOR STATUTE,**" and relettering the remaining subdivision.

The motion did not prevail, the vote being 3-6-0.

UNFAVORABLE ROLL CALL:

Yeas: Reps. Byrum, Nathan, Stanley,

Nays: Reps. Lund, McBroom, Knollenberg, Tyler, Outman, Pscholka,

Nays: None.

Rep. Nathan moved to amend SB 754 as follows:

1. Amend page 5, line 16, after "**THAT**" by striking out the balance of the line through "**RESIDES**" on line 19 and inserting "**HAS 25 OR MORE INDIVIDUALS DISTRIBUTING AND COLLECTING VOTER REGISTRATION APPLICATIONS.**".

The motion did not prevail, the vote being 3-6-0.

UNFAVORABLE ROLL CALL:

Yeas: Reps. Byrum, Nathan, Stanley,

Nays: Reps. Lund, McBroom, Knollenberg, Tyler, Outman, Pscholka,

Pass: None.

Rep. Nathan moved to amend SB 754 as follows:

1. Amend page 5, following line 25 by inserting:

" **(D) A PERSON WHO REGISTERS A MEMBER OF HIS OR HER IMMEDIATE FAMILY, INDIVIDUALS IN HIS OR HER WORKPLACE, OR STUDENTS AT A SCHOOL WHERE THE PERSON IS EMPLOYED AS A TEACHER.**" and by relettering the remaining subdivision.

The motion did not prevail, the vote being 3-6-0.

UNFAVORABLE ROLL CALL:

Yeas: Reps. Byrum, Nathan, Stanley,

Nays: Reps. Lund, McBroom, Knollenberg, Tyler, Outman, Pscholka,

Pass: None.

Rep. Byrum moved to amend SB 754 as follows:

1. Amend page 5, following line 25, by inserting:  
"**(D) AN ORGANIZATION THAT DOES NOT PAY REGISTRATION AGENTS BY THE NUMBER OF VOTER REGISTRATION APPLICATIONS OBTAINED.**" and relettering the remaining subdivision.

The motion did not prevail, the vote being 3-6-0.

UNFAVORABLE ROLL CALL:

Yeas: Reps. Byrum, Nathan, Stanley,

Nays: Reps. Lund, McBroom, Knollenberg, Tyler, Outman, Pscholka,

Pass: None.

Rep. Stanley moved to amend SB 754 as follows:

1. Amend page 2, following line 9, by inserting:  
**"SEC. 499A. BEGINNING ON THE EFFECTIVE DATE OF THE AMENDATORY ACT THAT ADDED THIS SECTION, THE SECRETARY OF STATE MAY MAKE ONLINE VOTER REGISTRATION AVAILABLE TO ELECTORS ON AN INTERNET WEBSITE MAINTAINED BY THE DEPARTMENT OF STATE. IN ADDITION, BEGINNING ON THE EFFECTIVE DATE OF THE AMENDATORY ACT THAT ADDED THIS SECTION, EACH COUNTY, CITY, AND TOWNSHIP CLERK MAY MAKE ONLINE VOTER REGISTRATION AVAILABLE TO ELECTORS ON AN INTERNET WEBSITE MAINTAINED BY THE COUNTY, CITY, OR TOWNSHIP."**

The motion did not prevail, the vote being 3-6-0.

UNFAVORABLE ROLL CALL:

Yeas: Reps. Byrum, Nathan, Stanley,

Nays: Reps. Lund, McBroom, Knollenberg, Tyler, Outman, Pscholka, Byrum,

Pass: None.

Rep. Stanley moved to amend SB 754 as follows:

1. Amend page 3, line 3, after "(3)" by striking out "**BEFORE**" and inserting "**BEGINNING 30 DAYS AFTER THE DATE THE DEPARTMENT OF STATE MAKES REGISTRATION FORMS AVAILABLE TO THIRD-PARTY VOTER REGISTRATION ORGANIZATIONS AND BEFORE**".
2. Amend page 3, line 5, after "**STATE**" by striking out the comma.
3. Amend page 3, line 6, by striking out "**STATE, AND**" and inserting "**STATE. THE DEPARTMENT OF STATE SHALL MAKE THE REGISTRATION FORM FOR THIRD-PARTY VOTER REGISTRATION ORGANIZATIONS AVAILABLE WITHIN 7 DAYS OF THE AMENDATORY ACT THAT ADDED THIS SUBSECTION. A THIRD-PARTY VOTER REGISTRATION ORGANIZATION**".

The motion prevailed, the vote being 9-0-0.

FAVORABLE ROLL CALL:

Yeas: Reps. Lund, McBroom, Knollenberg, Tyler, Outman, Pscholka, Byrum, Nathan, Stanley,

Nays: None,

Pass: None.

Rep. Stanley moved to amend SB 754 as follows:

1. Amend page 4, line 3, after "**DESIGNATE**" by inserting "**AT LEAST**".
2. Amend page 4, line 4, after "(6)." by striking out the balance of the line through the second "**TRAINING**" on line 6 and inserting "**THE PERSON OR PERSONS DESIGNATED BY THE THIRD-PARTY VOTER REGISTRATION ORGANIZATION TO RECEIVE TRAINING UNDER THIS SECTION SHALL ENSURE THAT TRAINING IS PROVIDED**".

The motion prevailed the vote being 9-0-0.

FAVORABLE ROLL CALL:

Yeas: Reps. Lund, McBroom, Knollenberg, Tyler, Outman, Pscholka, Byrum, Nathan, Stanley,

Nays: None,

Pass: None.

Rep. Byrum moved to amend SB 754 as follows:

1. Amend page 4, line 25 after "**ORGANIZATION**" by striking out "**SERVES AS A FIDUCIARY**" and inserting "**HAS A RESPONSIBILITY**".

The motion prevailed, the vote being 9-0-0.

**FAVORABLE ROLL CALL:**

Yeas: Reps. Lund, McBroom, Knollenberg, Tyler, Outman, Pscholka, Byrum, Nathan, Stanley,

Nays: None,

Pass: None.

Rep. Nathan moved to amend SB 754 as follows:

1. Amend page 2, following line 9, by inserting:  
" Sec. 509u. ~~(1) Not later than the thirtieth day after the effective date of this section, the governor shall provide a list to the secretary of state designating the executive departments, state agencies, or other offices that will perform voter registration activities in this state.~~  
**(1) EACH EXECUTIVE DEPARTMENT AND STATE AGENCY OF THIS STATE SHALL PERFORM VOTER REGISTRATION ACTIVITIES IN THIS STATE.**  
(2) Pursuant to the national voter registration act of 1993, a recruitment office of the armed forces of the United States is a designated voter registration agency under this act."

The motion did not prevail, the vote being 3-6-0.

**UNFAVORABLE ROLL CALL:**

Yeas: Reps. Byrum, Nathan, Stanley,

Yeas: Reps. Lund, McBroom, Knollenberg, Tyler, Outman, Pscholka,

Pass: None.

Rep. Byrum moved to adopt the substitute H-1 to SB 754. The motion did not prevail, the vote being 3-6-0.

UNFAVORABLE ROLL CALL:

Yeas: Reps. Byrum, Nathan, Stanley,

Nays: Reps. Lund, McBroom, Knollenberg, Tyler, Outman, Pscholka,

Pass: None.

Chair Lund stated that the Committee on Redistricting would move to SB 803.

Rep. Byrum moved to amend SB 803 as follows:

1. Amend page 6, following line 21, by inserting:  
**"ARE YOU A UNIFORMED SERVICES VOTER OR AN OVERSEAS VOTER EXEMPT FROM ANSWERING THE CITIZENSHIP QUESTION BELOW (IF YES, YOU ARE NOT REQUIRED TO ANSWER THE CITIZENSHIP QUESTION)? [ ] YES [ ] NO".**

The motion did not prevail, the vote being 3-6-0.

UNFAVORABLE ROLL CALL:

Yeas: Reps. Byrum, Nathan, Stanley,

Nays: Reps. Lund, McBroom, Knollenberg, Tyler, Outman, Pscholka,

Pass: None.

Chair Lund stated that the Committee on Redistricting would move to SB 823.

Rep. Byrum moved to amend SB 823 as follows:

1. Amend page 46, following line 4, by inserting:  
**"SEC. 560C. IF A PERSON HOLDING PUBLIC OFFICE SEEKS REELECTION FOR THAT OFFICE AND THAT PERSON CHANGES HIS OR HER POLITICAL PARTY AFFILIATION WHEN FILING FOR REELECTION TO THAT OFFICE, THE ELECTION BALLOT SHALL STATE THE FOLLOWING AFTER THAT CANDIDATE'S NAME:  
"FORMERLY A [NAME OF FORMER POLITICAL PARTY]."**

The motion did not prevail, the vote being 3-6-0.

UNFAVORABLE ROLL CALL:

Yeas: Reps. Byrum, Nathan, Stanley,

Nays: Reps. Lund, McBroom, Knollenberg, Tyler, Outman, Pscholka,

Pass: None.

Rep. Nathan moved to amend SB 823 as follows:

1. Amend page 45, following line 19, by inserting:

"Sec. 509o. (1) The secretary of state shall direct and supervise the establishment and maintenance of a statewide qualified voter file. The secretary of state shall establish the technology to implement the qualified voter file on or before January 1, 1997. The qualified voter file shall be ~~IS~~ the official file for the conduct of all elections held in this state on or after January 1, 1998. The secretary of state may direct that all or any part of the city, township, or village registration files shall be used in conjunction with the qualified voter file at the first state primary and election held after the creation of the qualified voter file.

(2) Notwithstanding any other provision of law to the contrary, beginning January 1, 1998, a person who appears to vote in an election and whose name appears in the qualified voter file for that city, township, village, or school district is considered a registered voter of that city, township, village, or school district under this act.

(3) The secretary of state, a designated voter registration agency, or a county, city, township, or village clerk shall not place a name of an individual into the qualified voter file unless that person signs an application as prescribed in section 509r(3). ~~The~~ **EXCEPT AS PROVIDED IN SUBSECTION (4), THE** secretary of state or a designated voter registration agency shall not allow a person to indicate a different address than the address in either the secretary of state's or designated voter registration agency's files to be placed in the qualified voter file.

**(4) NOTWITHSTANDING ANY OTHER PROVISION OF LAW TO THE CONTRARY, AN INDIVIDUAL MAY CHANGE THE RESIDENCE ADDRESS ON HIS OR HER OPERATOR'S OR CHAUFFEUR'S LICENSE ISSUED PURSUANT TO THE MICHIGAN VEHICLE CODE, 1949 PA 300, MCL 257.1 TO 257.923, OR OFFICIAL STATE PERSONAL IDENTIFICATION CARD ISSUED PURSUANT TO 1972 PA 222, MCL 28.291 TO 28.300, WITHOUT CHANGING HIS OR HER ADDRESS FOR PURPOSES OF THE QUALIFIED VOTER FILE OR MAY CHANGE HIS OR HER ADDRESS ON THE QUALIFIED VOTER FILE WITHOUT CHANGING THE RESIDENCE ADDRESS ON HIS OR HER OPERATOR'S OR CHAUFFEUR'S LICENSE ISSUED PURSUANT TO THE MICHIGAN VEHICLE CODE, 1949 PA 300, MCL 257.1 TO 257.923, OR OFFICIAL STATE PERSONAL IDENTIFICATION CARD ISSUED PURSUANT TO 1972 PA 222, MCL 28.291 TO 28.300."**

The motion did not prevail, the vote being 3-6-0.

UNFAVORABLE ROLL CALL:

Yeas: Reps. Byrum, Nathan, Stanley,

Nays: Reps. Lund, McBroom, Knollenberg, Tyler, Outman, Pscholka,

Pass: None.

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Rep. Stanley moved to amend SB 823 as follows:

1. Amend page 45, following line 19, by inserting:

Sec. 491. The **BOARD OF ELECTION** inspectors ~~of election~~ at an election or primary election in this state, or in a district, county, township, city, or village in this state, shall not receive the vote of a person whose name is not registered in the registration book or listed on the computer voter registration precinct list of the township, ward, or precinct in which he or she offers to vote unless the person has met the requirements of section 507b **OR HAS REGISTERED TO VOTE AT THE POLLING PLACE ON THE DAY OF THE ELECTION AS PROVIDED IN SECTION 499E.**

**SEC. 496A. (1) A PERSON MAY PREREGISTER TO VOTE AT A SECRETARY OF STATE OFFICE IF HE OR SHE MEETS ALL OF THE FOLLOWING REQUIREMENTS:**

**(A) IS AT LEAST 16 YEARS OF AGE BUT LESS THAN 17-1/2 YEARS OF AGE.**

**(B) HAS BEEN ISSUED EITHER A GRADUATED LICENSING STATUS TO OPERATE A MOTOR VEHICLE UNDER SECTION 310E OF THE MICHIGAN VEHICLE CODE, 1949 PA 300, MCL 257.310E, OR AN OFFICIAL STATE PERSONAL IDENTIFICATION CARD UNDER 1972 PA 222, MCL 28.291 TO 28.300.**

**(C) IS A CITIZEN OF THE UNITED STATES.**

**(2) THE SECRETARY OF STATE IS AUTHORIZED TO CREATE A PREREGISTRATION TO VOTE APPLICATION. A PERSON SHALL PREREGISTER TO VOTE ON THE APPLICATION PRESCRIBED BY THE SECRETARY OF STATE.**

Sec. 497. (1) A person who is not registered **TO VOTE** but ~~possesses~~ **MEETS** the qualifications of an elector as ~~set forth~~ **PROVIDED** in section 492, ~~may apply for registration to the clerk of the county, township, city, or village in which he or she resides on a day other than Saturday, Sunday, OR a legal holiday. , or the day of a regular, primary, school, or special election.~~ Registrations accepted between the thirtieth day ~~preceding~~ **BEFORE** an election and the day ~~of~~ **BEFORE** the election, unless the thirtieth day falls on a Saturday, Sunday, or legal holiday, in which event registration shall be accepted during the following day, are not valid for the election but are valid for **A** subsequent regular, primary, school, or special ~~elections that are~~ **ELECTION THAT IS** held so that not less **MORE** than 30 days ~~intervene between~~ **AFTER** the date the person registered, and the date of the election. ~~A PERSON WHO IS NOT REGISTERED TO VOTE BUT MEETS THE QUALIFICATIONS OF AN ELECTOR AS PROVIDED IN SECTION 492 MAY APPLY FOR REGISTRATION TO THE CLERK OF THE TOWNSHIP, CITY, OR VILLAGE, OR AUTHORIZED ASSISTANT TO THE CLERK AT THE POLLING PLACE ON THE DAY OF AN ELECTION AS PROVIDED IN SECTION 499E. A REGISTRATION ACCEPTED AT THE POLLING PLACE ON THE DAY OF AN ELECTION IS VALID FOR THAT ELECTION AND ALL SUBSEQUENT ELECTIONS.~~

(2) Except as otherwise provided in **THIS SECTION AND** sections ~~499a to 499e~~ **499E**, 500a to 500j, and ~~504-509V~~, an application for registration shall not be executed at a place other than the office of the county, township, city, or village clerk or a public place or places designated by the clerk or ~~deputy registrar~~ for receiving registrations. ~~, but the~~ **HOWEVER, A** clerk or ~~deputy registrar~~ **ASSISTANT CLERK** may receive an application wherever he or she may be. If a county, township, city, or village clerk does not regularly keep his or her office open daily during certain hours, the clerk ~~shall~~ **IS** not be required to be at his or her office for the purpose of receiving applications for registration on a particular day nor during specific hours of a day, except as provided in section 498. ~~Registrations~~ **A REGISTRATION** taken after the time of closing registrations before an election need not be processed until the date immediately following that election. ~~A registration~~ **AND** shall not be placed in a precinct registration file until the date immediately following that election. If a person registers at a time that registrations

are closed for an election, the person shall be given a notice, signed by the clerk, on a form developed by the secretary of state, informing him or her that, **UNLESS THE PERSON**

**REGISTERS AT THE POLLING PLACE ON THE DAY OF THE ELECTION**, he or she is not eligible to vote in the election and indicating the first date on which he or she is eligible to vote. Except as provided in sections 500a to 500j, the provisions of this section relating to registration shall apply.

Sec. 497a. The 30-day limitation contained in section 497 ~~shall~~ **DOES** not apply to a second school millage election allowable under section 36(3) of the general property tax act, Act No. 206 of the Public Acts of 1893, as amended, being section 211.36 of the Michigan Compiled Laws, or to a first school millage election held under section 36(2) during calendar year 1986 if a school district's operating revenue is less than the total operating revenue for the previous school year **1893 PA 206, MCL 211.36**. For those elections, a registration ~~taken on the days intervening~~ **ACCEPTED** between the tenth day ~~preceeding~~ **BEFORE** the election and the day ~~of~~ **BEFORE** the election ~~shall~~ **IS** not be valid for that election but ~~shall be~~ **IS** valid for a subsequent regular, primary, or special election of the district. **A PERSON MAY REGISTER AT THE POLLING PLACE ON THE DAY OF THE ELECTION AS PROVIDED IN SECTION 499E.**

**SEC. 499E. (1) THE CLERK OF A CITY, TOWNSHIP, OR VILLAGE SHALL BE PRESENT OR HAVE AN ASSISTANT CLERK BE PRESENT AT A POLLING PLACE AT ALL TIMES THE POLLING PLACE IS OPEN ON THE DAY OF AN ELECTION HELD UNDER THIS ACT. THE CLERK OR ASSISTANT CLERK SHALL RECEIVE APPLICATIONS FOR REGISTRATION AS PROVIDED IN THIS SECTION.**

**(2) IN ADDITION TO ALL OTHER RIGHTS TO REGISTRATION UNDER THIS CHAPTER, AN ELECTOR ENTITLED TO REGISTRATION IN AN ELECTION PRECINCT MAY BECOME REGISTERED IN THE PRECINCT BY APPLYING IN PERSON TO A CLERK OR ASSISTANT CLERK AT THE POLLING PLACE ON THE DAY OF AN ELECTION. THE ELECTOR SHALL EXECUTE IN DUPLICATE A REGISTRATION SWORN STATEMENT AND SWEAR TO AND SIGN THE SWORN STATEMENT IN THE PRESENCE OF THE CLERK OR ASSISTANT CLERK.**

**(3) THE CLERK OR ASSISTANT CLERK SHALL REQUIRE THE APPLICANT FOR REGISTRATION TO ANSWER UNDER OATH A QUESTION CONCERNING THE ELECTOR'S QUALIFICATION AS AN ELECTOR. THE CLERK OR ASSISTANT CLERK MAY ADMINISTER OATHS AND SWEAR PERSONS AS TO THE TRUTH OF STATEMENTS CONTAINED IN REGISTRATION SWORN STATEMENTS. THE CLERK MAY EMPLOY AND SWEAR AN INTERPRETER TO INTERPRET ALL QUESTIONS PUT TO AN APPLICANT AND THE ANSWERS TO THOSE QUESTIONS. IF THE APPLICANT, IN ANSWER TO A QUESTION OR IN THE REGISTRATION SWORN STATEMENT, KNOWINGLY MAKES A MATERIAL STATEMENT THAT IS FALSE, THE APPLICANT IS GUILTY OF A MISDEMEANOR.**

**(4) IF THE APPLICANT IS ENTITLED TO REGISTRATION, THE CLERK OR ASSISTANT CLERK SHALL PERSONALLY SIGN AND NOTE ON THE REGISTRATION SWORN STATEMENT THE ACCEPTANCE OF THE REGISTRATION. IF THE REGISTRATION IS REFUSED, THE CLERK OR ASSISTANT CLERK SHALL DESTROY THE APPLICANT'S REGISTRATION SWORN STATEMENT. THE CLERK OR ASSISTANT CLERK SHALL NOT ACCEPT A FEE FROM AN ELECTOR APPLYING FOR REGISTRATION, EITHER FOR THE REGISTERING OF THE ELECTOR OR FOR THE TAKING OF THE ACKNOWLEDGMENT ON THE SWORN STATEMENT. A CLERK OR ASSISTANT CLERK WHO ACCEPTS A FEE IS GUILTY OF A MISDEMEANOR.**

**(5) IMMEDIATELY AFTER APPROVING AN APPLICATION FOR REGISTRATION UNDER SUBSECTION (4), THE CLERK OR ASSISTANT CLERK SHALL PREPARE A REGISTRATION CARD OR AN INSERT TO A REGISTRATION LIST IN A FORM PRESCRIBED BY THE SECRETARY OF STATE. THE CLERK OR ASSISTANT CLERK SHALL HAVE THE REGISTRATION CARD OR INSERT TO A REGISTRATION LIST TRANSFERRED TO THE BOARD OF ELECTION INSPECTORS AT THE POLLING PLACE TO ALLOW THE NEWLY REGISTERED ELECTOR TO APPLY TO VOTE AS PROVIDED IN SECTION 523.**

**(6) THE CLERK SHALL PREPARE AND SEND A VOTER IDENTIFICATION CARD IN THE MANNER PRESCRIBED FOR CORRECTED VOTER IDENTIFICATION CARDS IN SECTION 499 AS SOON AS PRACTICAL AFTER THE ELECTION."**

2. Amend page 50, following line 4, by inserting:

"Sec. 720. (1) On the day of ~~any~~ AN election, the polls shall be ~~opened~~ OPEN at 7 o'clock in the forenoon, A.M. and shall be continuously open until 8 o'clock in the afternoon and no longer. Every P.M. EACH qualified elector present and in line at the polls at the hour prescribed for the closing thereof TIME shall be allowed to vote.

**(2) FOR EARLY VOTING UNDER SECTION 720A, THE POLLS SHALL BE OPEN FROM 7 A.M. UNTIL 5 P.M. EACH WEEKDAY AND FROM 8 A.M. UNTIL 2 P.M. EACH SATURDAY DURING THE EARLY VOTING PERIOD AS PROVIDED IN SECTION 720A. BEFORE EARLY VOTING BEGINS, THE CLERK SHALL POST THE HOURS THAT THE POLLS WILL BE OPEN AT THE CLERK'S OFFICE. THE CLERK SHALL PROVIDE NOTICE TO THE ELECTORS THAT SUBSTANTIALLY COMPLIES WITH THE FORM IN SECTION 653A OF THE DATES AND HOURS THE EARLY VOTING POLLING PLACES WILL BE OPEN.**

**SEC. 720A. (1) EVERY CITY, TOWNSHIP, AND VILLAGE SHALL PROVIDE EARLY VOTING AT 1 OR MORE POLLING PLACES DESIGNATED BY THE CITY, TOWNSHIP, OR VILLAGE CLERK DURING THE PERIOD OF TIME SET FORTH IN THIS SECTION BEFORE A REGULAR OR SPECIAL ELECTION.**

**(2) EARLY VOTING SHALL BEGIN ON THE TWENTY-FIRST DAY BEFORE A REGULAR ELECTION AND END ON THE DAY BEFORE THE ELECTION. FOR PURPOSES OF A SPECIAL ELECTION HELD PURSUANT TO THIS ACT, EARLY VOTING SHALL BEGIN ON THE FOURTEENTH DAY BEFORE A SPECIAL ELECTION AND END ON THE DAY BEFORE THE ELECTION.**

**(3) THE SECRETARY OF STATE SHALL COOPERATE WITH EACH MUNICIPALITY CONDUCTING EARLY VOTING AND PROVIDE TECHNICAL ASSISTANCE TO EACH MUNICIPALITY THAT REQUESTS TECHNICAL ASSISTANCE.**

**(4) EXCEPT AS OTHERWISE PROVIDED, ALL OF THE FOLLOWING PROVISIONS OF THIS ACT APPLY TO EARLY VOTING:**

**(A) ELECTION INSPECTORS.**

**(B) CHALLENGES TO VOTERS.**

**(C) POLL BOOK AND POLL LIST.**

**(D) NOTICES, INSTRUCTIONS, AND PLACARDS.**

**(E) SECURITY OF A VOTING MACHINE OR OTHER VOTING SYSTEM.**

**(F) BALLOT SECURITY, BALLOT CONTAINERS, BALLOT COUNTING, AND BALLOT PRESERVATION.**

**(G) SPOILED BALLOTS.**

**(5) THE POLL BOOK AND POLL LIST FOR EACH PRECINCT SHALL BE MAINTAINED IN ACCORDANCE WITH SECTION 735.**

**(6) EARLY VOTING BALLOTS SHALL BE PROCESSED IN THE SAME MANNER AS BALLOTS CAST ON ELECTION DAY.**

**(7) AS USED IN THIS SECTION, "MUNICIPALITY" MEANS A CITY, TOWNSHIP, OR VILLAGE.**

Sec. 735. (1) At each primary and election, election inspectors shall keep 1 poll book and 1 poll list. An election inspector shall enter in the poll book, in the order in which electors are given ballots, the name of each elector who is given a ballot and immediately after the name, on the same line, shall enter the number of the ballot given to the elector. For an absent voter ballot, when an election inspector removes the ballot from the sealed absent voter envelope, the election inspector shall enter in the poll book the name of the absent voter and the number of the ballot.

**(2) FOR EARLY VOTING UNDER SECTION 720A, THE POLL BOOK SHALL BE DIVIDED BY DATE AND SEPARATE RECORDS SHALL BE MAINTAINED FOR EACH DAY OF EARLY VOTING.**

**(3) ~~(2)~~ If an elector is issued a provisional ballot, an election inspector shall enter a proper designation in the poll book, including whether the provisional ballot was tabulated in the precinct or was secured for verification after the election.**

(4) ~~(3)~~ At the completion of the precinct canvass, an election inspector shall record on the certificate provided in the poll book the number of each metal seal used to seal voting equipment and ballot containers. Each member of the board of election inspectors shall sign the certificate."

3. Amend page 52, following line 11, by inserting:

"Sec. 758. (1) ~~For the purposes of AS USED IN~~ this act, "absent voter" means a qualified and registered elector who ~~meets 1 or more of the following requirements:~~

~~(a) On account of physical disability, cannot without another's assistance attend VOTES WITHOUT ATTENDING the polls on the day of an election.~~

~~(b) On account of the tenets of his or her religion, cannot attend the polls on the day of election.~~

~~(c) Cannot attend the polls on the day of an election in the precinct in which he or she resides because of being an election precinct inspector in another precinct.~~

~~(d) Is 60 years of age or older.~~

~~(e) Is absent or expects to be absent from the township or city in which he or she resides during the entire period the polls are open for voting on the day of an election.~~

~~(f) Cannot attend the polls on election day because of being confined in jail awaiting arraignment or trial.~~

~~(2) Subsection (1) does not apply to ABSENT VOTER DOES NOT INCLUDE a person who has moved outside of this state, regardless of length of his or her residence outside of this state, and who no longer maintains an actual residence in this state. The storage of personal effects or household goods, the ownership of property that is rented or leased to others, or occasional brief visits to a former domicile in this state while residing outside of this state for most of the year does DO not constitute a residence for voting purposes in this state, except for each of the following:~~

~~(a) A person described in section 1 of article II of the state constitution of 1963 and statutes enacted under that section.~~

~~(b) A person described in section 759a.~~

Sec. 759. (1) At any time during the 75 days before a primary **ELECTION** or special primary **ELECTION**, but not later than 2 p.m. of the Saturday immediately before the primary **ELECTION** or special primary **ELECTION**, an elector who ~~qualifies~~ **WANTS** to vote as an absent voter, ~~as defined in section 758,~~ may apply for an absent voter ballot. The elector shall apply in person or by mail with the clerk of the township, city, or village in which the elector is registered. An application received before a primary **ELECTION** or special primary **ELECTION** may be for either that primary **ELECTION** only, or for that primary **ELECTION** and the election that follows.

(2) Except as otherwise provided in subsection (1), at any time during the 75 days before an election, but not later than 2 p.m. of the Saturday before the election, an elector who ~~qualifies~~ **WANTS** to vote as an absent voter, ~~as defined in section 758,~~ may apply for an absent voter ballot. The elector shall apply in person or by mail with the clerk of the township, city, or village in which the voter is registered.

(3) An application for an absent voter ballot under this section may be made in any of the following ways:

~~(a) By a written request signed by the voter stating the statutory grounds for making the application~~ **ELECTOR.**

~~(b) On an absent voter ballot application form provided for that purpose by the clerk of the city, township, or village.~~

~~(c) On a federal postcard application.~~

(4) An applicant for an absent voter ballot shall sign the application. A clerk or assistant clerk shall not deliver an absent voter ballot to an applicant who does not sign the application. A person ~~other than~~ **SHALL NOT BE IN POSSESSION OF A SIGNED ABSENT VOTER BALLOT APPLICATION EXCEPT FOR** the applicant; a member of the applicant's immediate family; a person residing in the applicant's household; a person whose job normally includes the handling of mail, but only during the course of his or her employment; a registered elector requested by the applicant **TO RETURN THE APPLICATION**; or a clerk, assistant of the clerk, or other authorized election official. ~~shall not be in possession of a signed absent voter ballot application.~~ A registered elector who is requested by the applicant to return his or her absent voter ballot application shall sign the certificate on the absent voter ballot application.

(5) The clerk of the city, township, or village shall have absent voter ballot application forms available in the **CLERK'S** office ~~of the clerk~~ at all times and shall furnish an absent voter ballot application form to anyone upon a verbal or written request. The absent voter ballot application shall be in substantially the following form:

"Application for absent voter ballot for:

The primary **ELECTION** or special primary election to be held on ~~....., 19...~~ \_\_\_\_\_, 19...  
[ ] \_\_\_\_\_ [DATE].

The election to be held on ~~....., 19...~~ \_\_\_\_\_ [DATE].

(Check applicable election or elections)

I, \_\_\_\_\_, a qualified and registered elector of the \_\_\_\_\_ precinct of the township of \_\_\_\_\_ or village of \_\_\_\_\_ or of the \_\_\_\_\_ ward of the city of \_\_\_\_\_, in the county of \_\_\_\_\_ and state of Michigan, apply for an official ballot, or ballots, to be voted by me at the election or elections as requested in this application.

The statutory grounds on which I base my request are:

~~\_\_\_\_\_ [ ] I expect to be absent from the community in which I am registered for the entire time the polls are open on election day.~~

~~\_\_\_\_\_ [ ] I am physically unable to attend the polls without the assistance of another.~~

~~\_\_\_\_\_ [ ] I cannot attend the polls because of the tenets of my religion.~~

~~\_\_\_\_\_ [ ] I have been appointed an election precinct inspector in a precinct other than the precinct where I reside.~~

~~\_\_\_\_\_ [ ] I am 60 years of age or older.~~

~~\_\_\_\_\_ [ ] I cannot attend the polls because I am confined to jail awaiting arraignment or trial.~~

~~\_\_\_\_\_ (Check applicable reason)~~

**Send absent voter ballot to me at:**

.....  
(Street No. or R.R.)

.....  
(Post Office) (State) (ZIP CODE)

My registered address .....  
(Street No. or R.R.)

.....  
(Post Office) (State) (ZIP CODE)

Date.....

**I declare-CERTIFY that the statements in this absent voter ballot application are true.**

.....  
(Signature)

### **WARNING**

A person making a false statement in this absent voter ballot application is guilty of a misdemeanor. It is a violation of Michigan election law for a person other than those listed in the instructions to return, offer to return, agree to return, or solicit to return your absent voter ballot application to the clerk. An assistant authorized by the clerk who receives absent voter ballot applications at a location other than the **CLERK'S** office ~~of the clerk~~ must have credentials signed by the clerk. Ask to see his or her credentials before entrusting your application with a person claiming to have the clerk's authorization to return your application.

**Certificate of Authorized Registered  
Elector Returning Absent Voter**

## Ballot Application

I certify that my name is ..... , my address is ..... , and my date of birth is ..... ; that I am delivering the absent voter ballot application of ..... at his or her request; that I did not solicit or request to return the application; that I have not made any markings on the application; that I have not altered the application in any way; that I have not influenced the applicant; and that I am aware that a false statement in this certificate is a violation of Michigan election law.

\_\_\_\_\_  
(Date)

\_\_\_\_\_  
(Signature)"

(6) The following instructions for an applicant for an absent voter ballot shall be included with each application furnished an applicant:

### INSTRUCTIONS FOR APPLICANTS FOR ABSENT VOTER BALLOTS

Step 1. After completely filling out the application, sign and date the application in the place designated. Your signature must appear on the application or you will not receive an absent voter ballot.

Step 2. Deliver the application by 1 of the following methods:

(a) Place the application in an envelope addressed to the appropriate clerk and place the necessary postage upon the return envelope and deposit it in the United States mail or with another public postal service, express mail service, parcel post service, or common carrier.

(b) Deliver the application personally to the office of the clerk, to the clerk, or to an authorized assistant of the clerk.

(c) In either (a) or (b), a member of the immediate family of the voter including a father-in-law, mother-in-law, brother-in-law, sister-in-law, son-in-law, daughter-in-law, grandparent, or grandchild or a person residing in the voter's household may mail or deliver the application to the clerk for the applicant.

(d) ~~In the event~~ **IF** an applicant cannot return the application in any of the above methods, the applicant may select any registered elector to return the application. The person returning the application must sign and return the certificate at the bottom of the application.

(7) A person who prints and distributes absent voter ballot applications shall print on the application the warning, certificate of authorized registered elector returning absent voter ballot application, and instructions required by this section.

(8) A person who makes a false statement in an absent voter ballot application is guilty of a misdemeanor. A person who forges a signature on an absent voter ballot application is guilty of a felony. A person who is not authorized in this act and who both distributes absent voter ballot applications to absent voters and returns those absent voter ballot applications to a clerk or assistant of the clerk is guilty of a misdemeanor.

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

(2) Emergency absent voter **BALLOT** applications may be made by letter or on a form **PRESCRIBED BY THE SECRETARY OF STATE AND** provided by the clerk. The application shall set forth that the voter is qualified to vote in the election, ~~stating the statutory reason for applying for an emergency absent voter ballot and that the reason for applying after the statutory deadline~~ **AN EVENT** occurred at such a time to make it impossible to file an application for **AN** absent voter ballots ~~BALLOT~~ by the statutory deadline.

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

(4) Upon receipt by the clerk of a valid application for an emergency absent voter ballot, the clerk may deliver the ~~ballots~~ **ABSENT VOTER BALLOT** to the applicant in person, through a deputy or an election assistant, or ~~he may deliver them~~ at his **OR HER** office to a person named by the applicant in the **EMERGENCY ABSENT VOTER BALLOT** application.

The ~~ABSENT~~ voter may return the ~~ballots~~ **ABSENT VOTER BALLOT** to the clerk ~~in the sealed envelope provided therefor in any manner, he sees fit. To~~ **HOWEVER, TO** be valid, ~~ballots must be returned~~ **THE ABSENT VOTER SHALL RETURN THE ABSENT VOTER BALLOT** to the clerk **IN THE SEALED ENVELOPE PROVIDED FOR THAT REASON AND** in time to be delivered to the polls ~~prior to~~ **BEFORE** 8 p.m. on election day."

The motion did not prevail, the vote being 3-6-0.

UNFAVORABLE ROLL CALL:

Yeas: Reps. Byrum, Nathan, Stanley,

Nays: Reps. Lund, McBroom, Knollenberg, Tyler, Outman, Pscholka, ,

Pass: None.

Chair Lund stated that the Committee on Redistricting and Elections would move to SB 824.

Rep. Byrum moved to amend SB 824 as follows:

1. Amend page 12, line 5, after "**REIMBURSE**" by striking out "**OR WAIVE**".
2. Amend page 12, line 6, after "**PAID**" by striking out "**OR ASSESSED**".

The motion did not prevail, the vote being 3-6-0.

UNFAVORABLE ROLL CALL:

Yeas: Reps. Byrum, Nathan, Stanley,

Nays: Reps. Lund, McBroom, Knollenberg, Tyler, Outman, Pscholka

Pass: None.

Rep. Byrum moved to amend SB 824 as follows:

1. Amend page 18, following line 2, by inserting:  
"**SEC. 45A. A PERSON HOLDING ELECTIVE OFFICE WHO CHANGES HIS OR HER POLITICAL PARTY AFFILIATION AFTER THE TIME HE OR SHE IS ELECTED AND BEFORE THE END OF HIS OR HER TERM OF OFFICE SHALL REIMBURSE, WITH INTEREST, EACH PERSON THAT MADE A CONTRIBUTION TO THE CANDIDATE COMMITTEE OF THAT ELECTED OFFICIAL IN THE PRIOR YEAR, UNLESS THE PERSON HOLDING ELECTIVE OFFICE OBTAINS A WRITTEN WAIVER FROM THE PERSON THAT MADE THE CONTRIBUTION STATING THAT THE PERSON DOES NOT WANT A REIMBURSEMENT UNDER THIS SECTION.**".

The motion did not prevail, the vote being 3-6-0.

UNFAVORABLE ROLL CALL:

Yeas: Reps. Byrum, Nathan, Stanley,

Nays: Reps. Lund, McBroom, Knollenberg, Tyler, Outman, Pscholka,

Pass: None.

Rep. Byrum moved to amend SB 824 as follows:

1. Amend page 12, following line 27, by inserting:

"Sec. 33. (1) A committee, other than an independent committee or a political committee required to file with the secretary of state, supporting or opposing a candidate shall file complete campaign statements as required by this act and the rules promulgated under this act. The campaign statements shall be filed according to the following schedule:

(a) A preelection campaign statement shall be filed not later than the eleventh day before an election. The closing date for a campaign statement filed under this subdivision shall be the sixteenth day before the election.

(b) A postelection campaign statement shall be filed not later than the thirtieth day following the election. The closing date for a campaign statement filed under this subdivision shall be the twentieth day following the election. A committee supporting a candidate who loses the primary election shall file closing campaign statements in accordance with this section. If all liabilities of ~~such a~~ **THAT** candidate or committee are paid before the closing date and additional contributions are not expected, the campaign statement may be filed at any time after the election, but not later than the thirtieth day following the election.

**(C) IN AN ODD NUMBERED YEAR:**

**(i) NOT LATER THAN JANUARY 31 WITH A CLOSING DATE OF DECEMBER 31 OF THE PREVIOUS YEAR.**

**(ii) NOT LATER THAN APRIL 25 WITH A CLOSING DATE OF APRIL 20 OF THAT YEAR.**

**(iii) NOT LATER THAN JULY 25 WITH A CLOSING DATE OF JULY 20 OF THAT YEAR.**

**(iv) NOT LATER THAN OCTOBER 25 WITH A CLOSING DATE OF OCTOBER 20 OF THAT YEAR.**

**(D) IN AN EVEN NUMBERED YEAR, NOT LATER THAN APRIL 30 WITH A CLOSING DATE OF APRIL 20 OF THAT YEAR.**

(2) For the purposes of subsection (1):

(a) A candidate committee shall file a preelection campaign statement and a postelection campaign statement for each election in which the candidate seeks nomination or election, except if an individual becomes a candidate after the closing date for the preelection campaign statement only the postelection campaign statement is required for that election.

(b) A committee other than a candidate committee shall file a campaign statement for each period during which expenditures are made for the purpose of influencing the nomination or election of a candidate or for the qualification, passage, or defeat of a ballot question.

(3) An independent committee or a political committee other than a house political party caucus committee or senate political party caucus committee required to file with the secretary of state shall file campaign statements as required by this act according to the following schedule:

(a) In an odd numbered year:

(i) Not later than January 31 of that year with a closing date of December 31 of the previous year.

(ii) Not later than July 25 with a closing date of July 20 **OF THAT YEAR.**

(iii) Not later than October 25 with a closing date of October 20 **OF THAT YEAR.**

(b) In an even numbered year:

(i) Not later than April 25 of that year with a closing date of April 20 of that year.

(ii) Not later than July 25 with a closing date of July 20 **OF THAT YEAR.**

(iii) Not later than October 25 with a closing date of October 20 **OF THAT YEAR.**

(4) A house political party caucus committee or a senate political party caucus committee required to file with the secretary of state shall file campaign statements as required by this act according to the following schedule:

(a) Not later than January 31 of each year with a closing date of December 31 of the immediately preceding year.

(b) Not later than April 25 of each year with a closing date of April 20 of that year.

(c) Not later than July 25 of each year with a closing date of July 20 of that year.

(d) Not later than October 25 of each year with a closing date of October 20 of that year.

(e) For the period beginning on the fourteenth day immediately preceding a primary or special primary election and ending on the day immediately following the primary or special primary election, not later than 4 p.m. each business day with a closing date of the immediately preceding day, only for a contribution received or expenditure made that exceeds \$1,000.00 per day.

(f) For the period beginning on the fourteenth day immediately preceding a general or special election and ending on the day immediately following the general or special election, not later than 4 p.m. each business day with a closing date of the immediately preceding day, only for a contribution received or expenditure made that exceeds \$1,000.00 per day.

(5) Notwithstanding subsection (3) or (4) or section 51, if an independent expenditure is made within 45 days before a special election by an independent committee or a political committee required to file a campaign statement with the secretary of state, a report of the expenditure shall be filed by the committee with the secretary of state within 48 hours after the expenditure. The report shall be made on a form provided by the secretary of state and shall include the date of the independent expenditure, the amount of the expenditure, a brief description of the nature of the expenditure, and the name and address of the person to whom the expenditure was paid. The brief description of the expenditure shall include either the name of the candidate and the office sought by the candidate or the name of the ballot question and shall state whether the expenditure supports or opposes the candidate or ballot question. This

subsection does not apply if the committee is required to report the independent expenditure in a campaign statement that is required to be filed before the date of the election for which the expenditure was made.

(6) A candidate committee or a committee other than a candidate committee that files a written statement under section 24(5) or (6) ~~need not~~ **IS NOT REQUIRED TO** file a campaign statement under subsection (1), (3), or (4) unless it received or expended an amount in excess of \$1,000.00. If the committee receives or expends an amount in excess of \$1,000.00 during a period covered by a filing, the committee is then subject to the campaign filing requirements under this act.

(7) A committee, candidate, treasurer, or other individual designated as responsible for the committee's record keeping, report preparation, or report filing who fails to file a statement as required by this section shall pay a late filing fee. If the committee has raised \$10,000.00 or less during the previous 2 years, the late filing fee shall be \$25.00 for each business day the statement remains unfiled, but not to exceed \$500.00. If the committee has raised more than \$10,000.00 during the previous 2 years, the late filing fee shall not exceed \$1,000.00, determined as follows:

(a) Twenty-five dollars for each business day the report remains unfiled.

(b) An additional \$25.00 for each business day after the first 3 business days the report remains unfiled.

(c) An additional \$50.00 for each business day after the first 10 business days the report remains unfiled.

(8) If a candidate, treasurer, or other individual designated as responsible for the committee's record keeping, report preparation, or report filing fails to file 2 statements required by this section or section 35 and both of the statements remain unfiled for more than 30 days, that candidate, treasurer, or other designated individual is guilty of a misdemeanor, punishable by a fine of not more than \$1,000.00, or imprisonment for not more than 90 days, or both.

(9) If a candidate is found guilty of a violation of this section, the circuit court for that county, on application by the attorney general or the prosecuting attorney of that county, may prohibit that candidate from assuming the duties of a public office or from receiving compensation from public funds, or both.

(10) If a treasurer or other individual designated as responsible for a committee's record keeping, report preparation, or report filing knowingly files an incomplete or inaccurate statement or report required by this section, that treasurer or other designated individual is subject to a civil fine of not more than \$1,000.00."

The motion did not prevail, the vote being 3-6-0.

UNFAVORABLE ROLL CALL:

Yeas: Reps. Byrum, Nathan, Stanley,

Nays: Reps. Lund, McBroom, Knollenberg, Tyler, Outman, Pscholka,

Pass: None.

Chair Lund stated that the Committee on Redistricting and Elections would move to the Republican amendments and report out the bills to the House of Representatives.

Chair Lund stated that the Committee on Redistricting and Elections would move to SB 751.

Rep. Knollenberg moved to amend SB 751 as follows:

1. Amend page 3, line 18, after "**FILE**" by inserting "**BECAUSE THE VOTER WAS SENT A NOTICE UNDER SECTION 509AA TO CONFIRM THE VOTER'S RESIDENCE INFORMATION**".
2. Amend page 3, line 19, after "**BE**" by striking out "**PREPARED**" and inserting "**MARKED IN THE SAME MANNER**".
3. Amend page 11, line 15, by striking out all of section 761.

The motion prevailed, the vote being 6-1-1.

FAVORABLE ROLL CALL:

Yeas: Reps. Lund, McBroom, Knollenberg, Tyler, Outman, Pscholka,

Nays: Reps. Byrum,

Pass: Rep. Stanley

Rep. McBroom moved to report out SB 751, as amended with the recommendation that it pass. The motion prevailed, the vote being 6-3-0.

FAVORABLE ROLL CALL:

Yeas: Reps. Lund, McBroom, Knollenberg, Tyler, Outman, Pscholka,

Nays: Reps. Byrum, Nathan, Stanley,

Pass: None.

Chair Lund stated that the Committee on Redistricting and Elections would move to SB 752.

Rep. McBroom moved to report out SB 752 with the recommendation that it pass. The motion prevailed, the vote being 9-0-0.

FAVORABLE ROLL CALL:

Yeas: Reps. Lund, McBroom, Knollenberg, Tyler, Outman, Pscholka, Byrum, Nathan, Stanley,

Nays: None,

Pass: None.

Chair Lund stated that the Committee on Redistricting would move to SB 753.

Rep. Outman moved to amend SB 753 as follows:

1. Amend page 2, line 4, by striking out all of enacting sections 1.

The motion prevailed, the vote being 9-0-0.

FAVORABLE ROLL CALL:

Yeas: Reps. Lund, McBroom, Knollenberg, Tyler, Outman, Pscholka, Byrum, Nathan, Stanley,

Nays: None,

Pass: None.

Rep. McBroom moved to report out SB 753, as amended with the recommendation that it pass. The motion prevailed, the vote being 7-2-0.

FAVORABLE ROLL CALL:

Yeas: Reps. Lund, McBroom, Knollenberg, Tyler, Outman, Pscholka, Byrum,

Nays: Reps. Nathan, Stanley,

Pass: None.

Chair Lund stated that the Committee on Redistricting and Elections would move to SB 754.

Rep. McBroom moved to amend SB 754 as follows:

1. Amend page 3, line 26, after "**CLERK**" by inserting a comma and "**OR A CITY, TOWNSHIP, OR VILLAGE CLERK IN A CITY, TOWNSHIP, OR VILLAGE WITH A POPULATION OF 10,000 OR MORE.**".

The motion prevailed, the vote being 9-0-0.

FAVORABLE ROLL CALL:

Yeas: Reps. Lund, McBroom, Knollenberg, Tyler, Outman, Pscholka, Byrum, Nathan, Stanley,

Nays: None,

Pass: None.

Rep. McBroom moved to report out SB 754, as amended with the recommendation that it pass.  
The motion prevailed, the vote being 6-3-0.

FAVORABLE ROLL CALL:

Yeas: Reps. Lund, McBroom, Knollenberg, Tyler, Outman, Pscholka,

Nays: Reps. Byrum, Nathan, Stanley,

Pass: None.

Chair Lund stated that the Committee on Redistricting and Elections moved to SB 803.

Rep. Outman moved to amend SB 803 as follows:

1. Amend page 6, line 22, after "**A**" by striking out "**CITIZEN OF THE UNITED STATES?**" and inserting "**UNITED STATES CITIZEN?**".
2. Amend page 10, line 16, by striking out all of section 761.

The motion prevailed, the vote being 6-0-3.

FAVORABLE ROLL CALL:

Yeas: Reps. Lund, McBroom, Knollenberg, Tyler, Outman, Pscholka,

Nays: None,

Pass: Reps. Byrum, Nathan, Stanley.

Rep. McBroom moved to report out SB 803, as amended with the recommendation that it pass. The motion prevailed, the vote being 6-3-0.

FAVORABLE ROLL CALL:

Yeas: Reps. Lund, McBroom, Knollenberg, Tyler, Outman, Pscholka,

Nays: Reps. Byrum, Nathan, Stanley,

Pass: None.

Chair Lund stated that the Committee on Redistricting would move to SB 823.

Rep. Pscholka moved to amend SB 823 as follows:

1. Amend page 2, following "**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**" by inserting:

"Sec. 22e. (1) The board of state canvassers shall meet to consider and approve a statement of the purpose of a proposed constitutional amendment or other ballot question prepared pursuant to ~~sections~~ **SECTION 32. and 474.** The board of state canvassers shall give not less than 3 full business days' notice to the public of a meeting held under this subsection. The board of state canvassers shall also give not less than 3 full business days' notice to all of the following:

(a) The legally or generally recognized sponsor of the proposed constitutional amendment or other ballot question, if any.  
(b) The legislative sponsor of the proposed constitutional amendment or ballot question, if any.

(c) The senate majority leader.

(d) The speaker of the house of representatives.

(e) The minority leaders of the senate and the house of representatives.

(f) A legislator who does not receive notice under subdivisions (c), (d), or (e).

(2) The board of state canvassers shall publicly request and allow a person described in subsection (1)(a) or (b), or a representative of that person, to address a meeting held under this section.

Sec. 32. (1) ~~There is hereby continued in~~ **IN** the office of the secretary of state, the bureau of elections created by ~~Act No. 65 of the Public Acts of 1951,~~ **FORMER 1951 PA 65 CONTINUES** under the supervision of a director of elections, to be appointed by the secretary of state under civil service regulations. The director of elections shall be vested with the powers and shall perform the duties of the secretary of state under his **OR HER** supervision, with re

respect to the supervision and administration of the election laws. The director of elections shall be a nonmember secretary of the state board of canvassers.

(2) The director of elections, with the approval of the state board of canvassers, shall prepare a statement for designation on the ballot in not more than 100 words, exclusive of caption, of the purpose of any proposed amendment or question to be submitted to the electors as required under **SECTION 9 OF ARTICLE II, SECTION 34 OF ARTICLE IV, OR SECTION 1 OR 2 OF ARTICLE 12-XII OF THE STATE CONSTITUTION OF 1963. THE STATEMENT SHALL CONSIST OF A TRUE AND IMPARTIAL STATEMENT OF THE PURPOSE OF THE AMENDMENT OR QUESTION IN SUCH LANGUAGE AS SHALL CREATE NO PREJUDICE FOR OR AGAINST THE PROPOSED AMENDMENT OR QUESTION.** The powers and duties of the state board of canvassers and the secretary of state with respect to the preparation of ~~such~~ **THE** statement are ~~hereby~~ transferred to the director of elections. **THE SECRETARY OF STATE SHALL CERTIFY THE STATEMENT OF THE PURPOSE OF ANY PROPOSED AMENDMENT OR QUESTION TO BE SUBMITTED TO THE ELECTORS NOT LATER THAN 60 DAYS BEFORE THE DATE OF THE ELECTION."**

2. Amend page 45, following line 5, by inserting:

"Sec. 477. (1) The board of state canvassers shall make an official declaration of the sufficiency or insufficiency of a petition under this chapter at least 2 months before the election at which the proposal is to be submitted. If the board of state canvassers declares that the petition is sufficient, the secretary of state shall send copies of the statement of purpose of the proposal as approved by the board of state canvassers ~~under section 474~~ to the several daily and weekly newspapers published in this state, with the request that the newspapers give as wide publicity as possible to the proposed amendment or other question. Publication of any matter by any newspaper under this section shall be without expense or cost to the state of Michigan.

(2) For the purposes of the second paragraph of section 9 of article II of the state constitution of 1963, a law that is the subject of the referendum continues to be effective until the referendum is properly invoked, which occurs when the board of state canvassers makes its official declaration of the sufficiency of the referendum petition. The board of state canvassers shall complete the canvass of a referendum petition within 60 days after the petition is filed with the secretary of state, except that 1 15-day extension may be granted by the secretary of state if necessary to complete the canvass.

Sec. 480. ~~Whenever~~ **IF** a proposed constitutional amendment or other special question is to be submitted to the electors of ~~the~~ **THIS** state for a popular vote, the secretary of state shall, not less than ~~49~~ **60** days before the **DATE OF THE ELECTION AT WHICH THE PROPOSED CONSTITUTIONAL AMENDMENT OR OTHER SPECIAL QUESTION IS TO BE SUBMITTED**, certify the ~~same~~ **STATEMENT OF THE PURPOSE FOR DESIGNATION ON THE BALLOT** to the clerk of each county in ~~the~~ **THIS** state, together with the form in which ~~such~~ **THE CONSTITUTIONAL** amendment or other special questions shall be ~~submitted~~ **PRINTED ON THE BALLOT**. The secretary of state shall also furnish the ~~several~~ county clerks in ~~the~~ **THIS** state 2 copies of the text of each **CONSTITUTIONAL** amendment or **OTHER SPECIAL** question and 2 copies of each ~~said~~ statement for each voting precinct in their respective counties. ~~The~~ **EACH** county clerk shall furnish the ~~said~~ copies of ~~such~~ **THE** statement to the ~~several~~ township and city clerks in his **OR HER** county at the time other supplies for the election are furnished. ~~+~~ ~~and each such~~ **EACH** township or city clerk shall, before the opening of the polls on election day, deliver the copies of ~~such~~ **THE** text and statement to which each voting precinct in his **OR HER** township or city is entitled to the board of election inspectors of ~~said~~ **THE** precinct, who shall post the same in conspicuous places in the room where ~~such~~ **THE** election is held."

3. Amend page 46, line 5, by striking out all of section 591.
4. Amend page 52, line 12, by striking out all of section 931.
5. Amend page 60, line 6, by striking out all of enacting section 1 and inserting:  
"Enacting section 1. Sections 343a, 474, 649, and 707 of the Michigan election law, 1954 PA 116, MCL 168.343a, 168.474, 168.649, and 168.707, are repealed."

The motion prevailed, the vote being 6-3-0.

FAVORABLE ROLL CALL:

Yeas: Reps. Lund, McBroom, Knollenberg, Tyler, Outman, Pscholka,

Nays: Reps. Byrum, Nathan, Stanley,

Pass: None.

Rep. McBroom moved to report out SB 823, as amended with the recommendation that it pass.  
The motion prevailed, the vote being 6-3-0.

FAVORABLE ROLL CALL:

Yeas: Reps. Lund, McBroom, Knollenberg, Tyler, Outman, Pscholka,

Nays: Reps. Byrum, Nathan, Stanley,

Pass: None.

Chair Lund stated the Committee on Redistricting and Elections would move to SB 824.

Rep. Tyler moved to adopt the substitute H-1 to SB 824. The motion prevailed, the vote being 6-3-0.

FAVORABLE ROLL CALL:

Yeas: Reps. Lund, McBroom, Knollenberg, Tyler, Outman, Pscholka,

Nays: Reps. Byrum, Nathan, Stanley,

Pass: None.

Rep. Tyler moved to amend SB 824, substitute H-1 as follows:

1. Amend page 7, line 11, after "**WITHIN**" by striking out "**3**" and inserting "**30**".
2. Amend page 12, line 5, after "**STATE**" by inserting "**BY APPROPRIATION**".
3. Amend page 12, line 10, after "**MANNER.**" by inserting "**THIS SUBSECTION DOES NOT APPLY TO CANDIDATE COMMITTEES.**".
4. Amend page 13, line 26, by striking out "qualification of the measure" and inserting "**FILING OF THE PETITION FORM**".
5. Amend page 13, line 27, by striking out all of line 27 through the balance of the subsection and inserting "**PETITION FORM IS FILED UNDER SECTION 483A OF THE MICHIGAN ELECTION LAW, 1954 PA 116, MCL 168.483A.**".
6. Amend page 16, line 1, after "**CONTRIBUTION**" by inserting a comma and "**WHICHEVER IS GREATER**".

The motion prevailed, the vote being 6-2-1.

FAVORABLE ROLL CALL:

Yeas: Reps. Lund, McBroom, Knollenberg, Tyler, Outman, Pscholka,

Nays: Reps. Byrum, Stanley,

Pass: Rep. Nathan.

Rep. McBroom moved to report out SB 824, substitute H-2 with the recommendation that it pass.  
The motion prevailed, the vote being 6-3-0.

FAVORABLE ROLL CALL:

Yeas: Reps. Lund, McBroom, Knollenberg, Tyler, Outman, Pscholka,

Nays: Reps. Byrum, Nathan, Stanley,

Pass: None.

Chair Lund stated that the Committee on Redistricting and Elections would move to SB 825.

Rep. McBroom moved to report out SB 825 with the recommendation that it pass. The motion prevailed, the vote being 6-3-0.

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FAVORABLE ROLL CALL:

Yeas: Reps. Lund, McBroom, Knollenberg, Tyler, Outman, Pscholka,

Nays: Reps. Byrum, Nathan, Stanley,

Pass: None.

With no further business to come before the Committee Chair Lund adjourned the meeting, the time being 11:00 a.m.

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Representative Pete Lund, Chair

Mary Lou Terrien, Clerk