

# HOUSE BILL No. 4368

February 19, 2009, Introduced by Reps. Stanley, Miller, Bledsoe, Lemmons, Hammel, Switalski, Young, Jackson and Durhal and referred to the Committee on Ethics and Elections.

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending sections 720 and 735 (MCL 168.720 and 168.735), section 735 as amended by 2004 PA 92, and by adding section 720a.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

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

7           (2) **FOR EARLY VOTING UNDER SECTION 720A, THE POLLS SHALL BE**  
8 **OPEN FROM 7 A.M. UNTIL 5 P.M. EACH WEEKDAY AND FROM 8 A.M. UNTIL 2**

1 P.M. EACH SATURDAY DURING THE EARLY VOTING PERIOD AS PROVIDED IN  
2 SECTION 720A. BEFORE EARLY VOTING BEGINS, THE CLERK SHALL POST THE  
3 HOURS THAT THE POLLS WILL BE OPEN AT THE CLERK'S OFFICE. THE CLERK  
4 SHALL PROVIDE NOTICE TO THE ELECTORS THAT SUBSTANTIALLY COMPLIES  
5 WITH THE FORM IN SECTION 653A OF THE DATES AND HOURS THE EARLY  
6 VOTING POLLING PLACES WILL BE OPEN.

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

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

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

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

21 (A) ELECTION INSPECTORS.

22 (B) CHALLENGES TO VOTERS.

23 (C) POLL BOOK AND POLL LIST.

24 (D) NOTICES, INSTRUCTIONS, AND PLACARDS.

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

26 (F) BALLOT SECURITY, BALLOT CONTAINERS, BALLOT COUNTING, AND  
27 BALLOT PRESERVATION.

1 (G) SPOILED BALLOTS.

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

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

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

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

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

21 (3) ~~(2)~~—If an elector is issued a provisional ballot, an  
22 election inspector shall enter a proper designation in the poll  
23 book, including whether the provisional ballot was tabulated in the  
24 precinct or was secured for verification after the election.

25 (4) ~~(3)~~—At the completion of the precinct canvass, an election  
26 inspector shall record on the certificate provided in the poll book  
27 the number of each metal seal used to seal voting equipment and

1 ballot containers. Each member of the board of election inspectors  
2 shall sign the certificate.