

SUBSTITUTE FOR
SENATE BILL NO. 754

A bill to amend 1954 PA 116, entitled
"Michigan election law,"
by amending section 509v (MCL 168.509v), as added by 1994 PA 441,
and by adding section 497c.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 497C. (1) BEGINNING ON THE EFFECTIVE DATE OF THE
2 AMENDATORY ACT THAT ADDED THIS SECTION, A PERSON WHO APPLIES IN
3 PERSON TO REGISTER TO VOTE AT A DEPARTMENT OF STATE OFFICE, A
4 DESIGNATED VOTER REGISTRATION AGENCY, THE OFFICE OF A COUNTY CLERK,
5 OR THE OFFICE OF THE CLERK OF THE CITY OR TOWNSHIP IN WHICH THE
6 APPLICANT RESIDES SHALL IDENTIFY HIMSELF OR HERSELF BY PRESENTING
7 AN OFFICIAL STATE IDENTIFICATION CARD ISSUED TO THAT PERSON UNDER
8 1972 PA 222, MCL 28.291 TO 28.300, AN OPERATOR'S OR CHAUFFEUR'S

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LICENSE ISSUED TO THAT PERSON UNDER THE MICHIGAN VEHICLE CODE, 1949 PA 300, MCL 257.1 TO 257.923, OR OTHER GENERALLY RECOGNIZED PICTURE IDENTIFICATION CARD.

(2) <<EXCEPT AS OTHERWISE PROVIDED IN THIS SUBSECTION,>> IF A PERSON WHO APPLIES IN PERSON TO REGISTER TO VOTE AS PROVIDED IN SUBSECTION (1) DOES NOT PRESENT AN OFFICIAL STATE IDENTIFICATION CARD, AN OPERATOR'S OR CHAUFFEUR'S LICENSE, OR OTHER GENERALLY RECOGNIZED PICTURE IDENTIFICATION CARD AS REQUIRED UNDER SUBSECTION (1), THAT PERSON'S VOTER REGISTRATION APPLICATION SHALL

BE CONSIDERED A MAIL REGISTRATION APPLICATION. <<IF A PERSON APPLIES IN PERSON TO REGISTER TO VOTE AT A DEPARTMENT OF STATE OFFICE AS PART OF AN OPERATOR'S OR CHAUFFEUR'S LICENSE TRANSACTION UNDER SECTION 307 OF THE MICHIGAN VEHICLE CODE, 1949 PA 300, MCL 257.307, OR AN OFFICIAL STATE IDENTIFICATION CARD TRANSACTION UNDER SECTION 1 OF 1972 PA 222, MCL 28.291, AND THE PERSON PRESENTS A BIRTH CERTIFICATE AND AT LEAST 1 OTHER APPROVED DOCUMENT TO VERIFY THE IDENTITY OF THE PERSON AS PROVIDED UNDER SECTION 307 OF THE MICHIGAN VEHICLE CODE, 1949 PA 300, MCL 257.307, OR SECTION 1 OF THE 1972 PA 222, MCL 28.291, THAT PERSON'S VOTER REGISTRATION APPLICATION SHALL NOT BE CONSIDERED A MAIL REGISTRATION APPLICATION.>>

Sec. 509v. (1) A person who is not registered to vote at the address where he or she resides may apply to register to vote by submitting an application at any of the following locations:

(a) The office of the clerk of a county or the office of the clerk of the city or township in which the applicant resides, during regular office hours of that clerk.

(b) A department of state office.

(c) A designated voter registration agency when submitting an application, recertification, renewal, or change of address at the voter registration agency.

(2) A person who is not registered to vote at the address where he or she resides may apply for registration by submitting a completed mail registration application. A person may request a mail registration application from and submit the application to any of the following:

(a) The secretary of state.

(b) The clerk of the county, city, or township in which the applicant resides.

1 (c) A designated voter registration agency.

2 (D) A THIRD-PARTY VOTER REGISTRATION ORGANIZATION.

3 (3) BEFORE ENGAGING IN ANY VOTER REGISTRATION ACTIVITIES, A
4 THIRD-PARTY VOTER REGISTRATION ORGANIZATION SHALL REGISTER WITH THE
5 DEPARTMENT OF STATE, ON A FORM PRESCRIBED BY THE DEPARTMENT OF
6 STATE, AND SHALL PROVIDE TO THE DEPARTMENT OF STATE ALL OF THE
7 FOLLOWING INFORMATION:

8 (A) THE NAME AND PERMANENT ADDRESS OF THE THIRD-PARTY VOTER
9 REGISTRATION ORGANIZATION.

10 (B) THE NAME OF EACH OFFICER OF THE THIRD-PARTY VOTER
11 REGISTRATION ORGANIZATION.

12 (C) THE NAME AND ADDRESS OF THE THIRD-PARTY VOTER REGISTRATION
13 ORGANIZATION'S REGISTERED AGENT IN THIS STATE.

14 (4) IF ANY OF THE INFORMATION PROVIDED TO THE DEPARTMENT OF
15 STATE UNDER SUBSECTION (3) CHANGES, THE THIRD-PARTY VOTER
16 REGISTRATION ORGANIZATION SHALL PROMPTLY PROVIDE THAT UPDATED
17 INFORMATION TO THE DEPARTMENT OF STATE.

18 (5) THE DEPARTMENT OF STATE SHALL MAINTAIN A DATABASE
19 CONTAINING THE NAME AND ADDRESS OF EACH THIRD-PARTY VOTER
20 REGISTRATION ORGANIZATION THAT IS REGISTERED WITH THIS STATE.

21 (6) THE SECRETARY OF STATE SHALL DEVELOP A VOTER REGISTRATION
22 TRAINING PROGRAM FOR THIRD-PARTY VOTER REGISTRATION ORGANIZATIONS
23 THAT TEACHES THE PROPER PROCEDURE FOR TAKING A VOTER REGISTRATION
24 APPLICATION. THE SECRETARY OF STATE SHALL PROVIDE TRAINING TO
25 THIRD-PARTY VOTER REGISTRATION ORGANIZATIONS THAT IS CONSISTENT
26 WITH THE VOTER REGISTRATION TRAINING PROGRAM, OR A COUNTY CLERK MAY
27 PROVIDE TRAINING TO THIRD-PARTY VOTER REGISTRATION ORGANIZATIONS

1 THAT IS CONSISTENT WITH THE VOTER REGISTRATION TRAINING PROGRAM.

2 (7) EACH THIRD-PARTY VOTER REGISTRATION ORGANIZATION SHALL
3 DESIGNATE 1 PERSON TO PARTICIPATE IN THE STATE'S VOTER REGISTRATION
4 TRAINING PROGRAM AS PROVIDED IN SUBSECTION (6). THE PERSON
5 DESIGNATED BY A THIRD-PARTY VOTER REGISTRATION ORGANIZATION WHO
6 RECEIVES TRAINING UNDER THIS SECTION SHALL PROVIDE TRAINING TO THE
7 REGISTRATION AGENTS OF THAT THIRD-PARTY VOTER REGISTRATION
8 ORGANIZATION BEFORE THE REGISTRATION AGENTS CONDUCT VOTER
9 REGISTRATION ACTIVITIES IN THIS STATE.

10 (8) EACH REGISTRATION AGENT EMPLOYED BY OR VOLUNTEERING FOR A
11 THIRD-PARTY VOTER REGISTRATION ORGANIZATION SHALL SIGN A STATEMENT,
12 AS PRESCRIBED BY THE DEPARTMENT OF STATE, THAT CERTIFIES THAT THE
13 REGISTRATION AGENT WILL COMPLY WITH ALL STATE LAWS AND RULES
14 CONCERNING THE REGISTRATION OF ELECTORS. THE STATEMENT SHALL
15 INCLUDE ALL OF THE FOLLOWING:

16 (A) A PROVISION INDICATING THAT THE REGISTRATION AGENT HAS
17 RECEIVED VOTER REGISTRATION TRAINING AS PROVIDED IN THIS SECTION.

18 (B) A NOTICE OF APPLICABLE PENALTIES FOR FALSE REGISTRATION OF
19 ELECTORS UNDER THIS ACT.

20 (9) A THIRD-PARTY VOTER REGISTRATION ORGANIZATION SHALL KEEP
21 THE SIGNED STATEMENTS, AS PROVIDED UNDER SUBSECTION (8), ON FILE
22 FOR NOT LESS THAN 2 YEARS. THE SIGNED STATEMENTS SHALL BE MADE
23 AVAILABLE TO THE DEPARTMENT OF STATE UPON REQUEST.

24 (10) SUBJECT TO SUBSECTION (11), A THIRD-PARTY VOTER
25 REGISTRATION ORGANIZATION SERVES AS A FIDUCIARY TO THE VOTER
26 REGISTRATION APPLICANT, ENSURING THAT THE APPLICANT'S VOTER
27 REGISTRATION APPLICATION IS PROMPTLY DELIVERED TO THE CLERK OF THE

1 COUNTY, CITY, OR TOWNSHIP WHERE THE APPLICANT RESIDES WITHIN 15
2 DAYS AFTER THE THIRD-PARTY VOTER REGISTRATION ORGANIZATION RECEIVES
3 THE APPLICATION.

4 (11) IF A VOTER REGISTRATION APPLICATION IS RECEIVED BY A
5 THIRD-PARTY VOTER REGISTRATION ORGANIZATION WITHIN 7 DAYS BEFORE
6 THE CLOSE OF REGISTRATION FOR A FEDERAL ELECTION, THE THIRD-PARTY
7 VOTER REGISTRATION ORGANIZATION SHALL TRANSMIT THAT APPLICATION TO
8 THE CLERK OF THE COUNTY, CITY, OR TOWNSHIP WHERE THE APPLICANT
9 RESIDES WITHIN 1 BUSINESS DAY AFTER RECEIVING THE APPLICATION.

10 (12) IF A THIRD-PARTY VOTER REGISTRATION ORGANIZATION WANTS TO
11 WITHDRAW AS A REGISTERED THIRD-PARTY VOTER REGISTRATION
12 ORGANIZATION, THE THIRD-PARTY VOTER REGISTRATION ORGANIZATION SHALL
13 SUBMIT A WITHDRAWAL FORM, AS PRESCRIBED BY THE DEPARTMENT OF STATE,
14 WITH THE DEPARTMENT OF STATE.

15 (13) AS USED IN THIS SECTION, "THIRD-PARTY VOTER REGISTRATION
16 ORGANIZATION" MEANS AN ORGANIZATION THAT DISTRIBUTES AND COLLECTS
17 VOTER REGISTRATION APPLICATIONS BY 2 OR MORE INDIVIDUALS FOR
18 DELIVERY TO THE CLERK OF THE COUNTY, CITY, OR TOWNSHIP WHERE THE
19 APPLICANT RESIDES. A THIRD-PARTY VOTER REGISTRATION ORGANIZATION
20 DOES NOT INCLUDE ANY OF THE FOLLOWING:

21 (A) THE SECRETARY OF STATE.

22 (B) A COUNTY, CITY, TOWNSHIP, OR VILLAGE CLERK OR ASSISTANT
23 CLERK.

24 (C) A DESIGNATED VOTER REGISTRATION AGENCY AS DEFINED IN
25 SECTION 509M.

26 (D) A PERSON WHO REGISTERS VOTERS OR WHO COLLECTS VOTER
27 REGISTRATION APPLICATIONS AS AN EMPLOYEE OR AGENT OF THE SECRETARY

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- 1 OF STATE, A COUNTY, CITY, TOWNSHIP, OR VILLAGE CLERK, OR A
- 2 DESIGNATED VOTER REGISTRATION AGENCY.

<<Enacting section 1. This amendatory act takes effect June 1, 2012.>>