

# SENATE BILL NO. 299

March 24, 2021, Introduced by Senators ZORN, LASATA, HORN, BUMSTEAD, THEIS, STAMAS, DALEY and VANDERWALL and referred to the Committee on Elections.

A bill to amend 1954 PA 116, entitled  
"Michigan election law,"  
by amending section 809 (MCL 168.809), as amended by 2013 PA 51.

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

1           Sec. 809. (1) The board of election inspectors shall seal 1 of  
2 the statement of returns and 1 of the tally sheets or the combined  
3 tally return sheet with a red state election seal in an envelope  
4 and shall address the envelope to the board of county canvassers,  
5 in care of the judge of probate. The board of election inspectors  
6 shall deliver the sealed envelope to the clerk of the township or

1 city **not later than 12 noon on the day following the election.** Upon  
2 receipt of the sealed envelope, **and not later than 12 noon on the**  
3 **day following the election,** the township or city clerk shall  
4 immediately deliver the envelope to the ~~person~~**individual** to whom  
5 addressed. The judge of probate shall deliver the sealed envelope  
6 received by him or her to the board of county canvassers when ~~it~~  
7 **the board** meets to canvass the returns.

8 (2) The board of election inspectors shall seal the other  
9 statement of returns or combined tally and statement, together with  
10 the poll list, in an envelope addressed to the county clerk. The  
11 board of election inspectors shall deliver the sealed envelope to  
12 the clerk immediately upon completion of the count. The county  
13 clerk shall open the envelope at that time, compile unofficial  
14 returns, and make the returns in the envelope available to the  
15 public. The office of the county clerk ~~shall~~**must** be open on  
16 election day for election purposes and ~~shall~~ remain open until the  
17 last returns have been received and the clerk completes an  
18 unofficial tabulation.

19 (3) If a local election to be canvassed by the board of county  
20 canvassers is not held in conjunction with a county or state  
21 election, the board of election inspectors shall deliver both  
22 sealed envelopes to the local clerk. The local clerk shall deliver  
23 both sealed envelopes to the county clerk before ~~11 a.m.~~**12 noon** on  
24 the day following the election. In a city or township election, in  
25 which the city or township consists of more than 5 precincts, held  
26 in conjunction with an election to be canvassed by the board of  
27 county canvassers, the board of election inspectors shall deliver  
28 the duplicate returns required by section 806 to the city or  
29 township clerk.