

SENATE SUBSTITUTE FOR
HOUSE BILL NO. 4569

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending sections 495, 509o, 509q, 509r, 509gg, and 516 (MCL 168.495, 168.509o, 168.509q, 168.509r, 168.509gg, and 168.516), section 495 as amended by 2018 PA 603, section 509o as amended by 2022 PA 195, section 509q as amended by 2020 PA 302, sections 509r and 516 as amended by 2018 PA 125, and section 509gg as amended by 2014 PA 94, and by adding section 496a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 495. The registration application must contain all of the
2 following:

3 (a) The name of the ~~elector~~**applicant**.

4 (b) The residence address of the ~~elector~~**applicant**, including

1 the street and number or rural route and box number and the
2 apartment number, if any.

3 (c) The city or township and county of residence of the
4 ~~elector.~~**applicant.**

5 (d) The date of birth of the ~~elector.~~**applicant.**

6 (e) The driver license or state personal identification card
7 number of the ~~elector,~~**applicant,** if available.

8 (f) A statement that the ~~elector~~**applicant** is a citizen of the
9 United States.

10 (g) ~~A~~**For voter registration,** a statement that the ~~elector~~
11 **applicant** is at the time of completing the affidavit, or will be on
12 the date of the next election, not less than 18 years of age, **and**
13 **for preregistration to vote, a statement that the applicant is at**
14 **the time of completing the affidavit at least 16 years of age.**

15 (h) ~~A~~**For voter registration,** a statement that the ~~elector~~
16 **applicant** has or will have lived in this state not less than 30
17 days before the next election, **and for preregistration to vote, a**
18 **statement that the applicant has lived in this state for at least**
19 **30 days.**

20 (i) ~~A~~**For voter registration,** a statement that the ~~elector~~
21 **applicant** has or will have established ~~his or her~~**the applicant's**
22 residence in the township or city in which the ~~elector~~**applicant** is
23 applying for registration not less than 30 days before the next
24 election, **and for preregistration to vote, a statement that the**
25 **applicant has established the applicant's residence in the township**
26 **or city in which the applicant is applying for preregistration for**
27 **at least 30 days.**

28 (j) ~~A statement that the elector is or will be a qualified~~
29 ~~elector of the township or city on the date of the next election.~~**A**

1 **statement that the applicant must be at least 18 years of age on or**
2 **before the date of an election to vote in that election.**

3 (k) A space in which the ~~elector shall~~ **applicant must** state
4 the place of the ~~elector's~~ **applicant's** last registration, if any.

5 (l) A statement that the registration is not effective until
6 processed by the clerk of the city or township in which the
7 applicant resides.

8 (m) A statement that the applicant, if qualified, may vote at
9 an election occurring on or after the date of completing the
10 application.

11 (n) A statement authorizing the cancellation of registration
12 at the ~~elector's~~ **applicant's** last place of registration.

13 (o) A space for the ~~elector~~ **applicant** to sign and certify to
14 the truth of the statements on the application.

15 **Sec. 496a. (1) An individual may preregister to vote if the**
16 **individual meets all of the following requirements:**

17 (a) **Is at least 16 years of age but less than 17-1/2 years of**
18 **age.**

19 (b) **Is a citizen of the United States.**

20 (c) **Is a resident of this state.**

21 (d) **Is a resident of the city or township in which the**
22 **applicant is applying for preregistration.**

23 (2) **An individual may preregister to vote using any method of**
24 **voter registration available. The method of voter registration used**
25 **by an individual who is at least 16 years of age but less than 17-**
26 **1/2 years of age must be considered an application to preregister**
27 **to vote rather than an application for voter registration, and the**
28 **individual, if eligible, must be preregistered to vote.**

29 (3) **If an individual preregisters to vote at a secretary of**

1 state's office or on the department of state's website, the
2 secretary of state shall transmit the electronic data for that
3 individual's application to preregister to vote to the qualified
4 voter file. If an individual preregisters to vote at the city or
5 township clerk's office or by mail, the city or township clerk
6 shall, immediately after receiving the application to preregister
7 to vote, transmit the electronic data for that individual's
8 application to preregister to vote to the qualified voter file. If
9 an individual preregisters to vote at a location or in a manner not
10 provided for in this subsection, the individual processing that
11 application to preregister to vote must transmit that application
12 to preregister to vote in the manner prescribed by the secretary of
13 state. An individual who is preregistered to vote must be
14 explicitly designated in the qualified voter file as preregistered
15 to vote.

16 (4) If an individual who preregisters to vote changes the
17 address that appears on that individual's driver license, enhanced
18 driver license, official state personal identification card, or
19 enhanced official state personal identification card, the secretary
20 of state must change the preregistration to vote address for that
21 individual.

22 (5) The records for individuals who are preregistered to vote
23 under this section must be maintained, updated, and canceled in
24 accordance with the procedures for maintaining, updating, and
25 canceling records of individuals who are registered to vote.

26 (6) An individual who is preregistered to vote becomes a
27 registered elector at 17-1/2 years of age and is eligible to vote
28 in the first election that occurs on or after the date the
29 individual becomes 18 years of age. If an individual will be 18

1 years of age on or before the date of an election, the individual
2 may use any method of voting in that election, including any method
3 of voting that occurs before election day.

4 (7) At each election, the qualified voter file must include on
5 the precinct voter registration lists, including those precinct
6 voter registration lists used at early voting sites, the names of
7 all registered individuals who will be 18 years of age on or before
8 the date of the election. The qualified voter file must not include
9 on a precinct voter registration list for an election the name of
10 an individual who will not be 18 years of age on or before the date
11 of the election.

12 (8) When an individual who is preregistered to vote becomes
13 17-1/2 years of age, the qualified voter file must generate a
14 notification to the appropriate city or township clerk of the city
15 or township where that individual is preregistered to vote
16 directing the city or township clerk to send a voter identification
17 card to that individual who is preregistered to vote. The city or
18 township clerk who receives a notification under this subsection
19 must send a voter identification card to the individual who is
20 preregistered to vote and must add that individual to the master
21 file.

22 (9) The secretary of state and the department of education
23 shall annually coordinate a public education and outreach campaign
24 to ensure that individuals who are at least 16 years of age but
25 less than 18 years of age, and who are eligible to preregister to
26 vote under this section or who are eligible to register to vote
27 under section 492, are informed of the opportunity and available
28 methods to preregister to vote or register to vote. In addition,
29 the department of education shall ensure that materials for voter

1 registration and preregistration to vote are available to pupils in
2 each public high school in this state. As used in this subsection:

3 (a) "Public high school" means a public school that offers at
4 least 1 of grades 9 to 12.

5 (b) "Public school" means that term as defined in section 5 of
6 the revised school code, 1976 PA 451, MCL 380.5.

7 (10) No later than June 1, 2024, and no later than March 1 of
8 each year after 2024, the secretary of state shall identify
9 individuals who are at least 16 years of age and less than 18 years
10 of age who have applied for an operator's or chauffeur's license
11 under the Michigan vehicle code, 1949 PA 300, MCL 257.1 to 257.923,
12 an official state personal identification card under 1972 PA 222,
13 MCL 28.291 to 28.300, or an enhanced driver license or enhanced
14 official state personal identification card under the enhanced
15 driver license and enhanced official state personal identification
16 card act, 2008 PA 23, MCL 28.301 to 28.308, and who are not
17 registered or preregistered to vote, but who are eligible to
18 preregister to vote under this section or eligible to register to
19 vote under section 492. No later than July 1, 2024, and no later
20 than April 1 of each year after 2024, the secretary of state shall
21 contact each individual identified in this subsection and provide
22 information to that individual on the opportunity and available
23 methods to preregister to vote or register to vote.

24 Sec. 509o. (1) The secretary of state shall direct and
25 supervise the establishment and maintenance of a statewide
26 qualified voter file. The secretary of state shall establish the
27 technology to implement the qualified voter file. The qualified
28 voter file is the official file for the conduct of all elections
29 held in this state. The secretary of state may direct that all or

1 any part of the city or township voter registration files must be
2 used in conjunction with the qualified voter file at the first
3 state primary and election held after the creation of the qualified
4 voter file.

5 (2) Notwithstanding any other provision of law to the
6 contrary, an individual who appears to vote in an election and
7 whose name appears in the qualified voter file for that city,
8 township, or school district, **and who is not designated in the**
9 **qualified voter file as preregistered to vote as provided under**
10 **section 496a**, is considered a registered ~~voter~~-**elector** of that
11 city, township, or school district under this act.

12 (3) The secretary of state, a designated voter registration
13 agency, or a county, city, or township clerk shall not place a name
14 of an individual into the qualified voter file unless that
15 individual signs an application as prescribed in section 509r(3),
16 **or is registered to vote or preregistered to vote under section**
17 **493a or 493b**. The secretary of state or a designated voter
18 registration agency shall not allow an individual to indicate a
19 different address than the address in either the secretary of
20 state's or designated voter registration agency's files to be
21 placed in the qualified voter file.

22 (4) The secretary of state shall develop and utilize a process
23 by which information obtained through the United States Social
24 Security Administration's death master file that is used to cancel
25 an operator's or chauffeur's license issued under the Michigan
26 vehicle code, 1949 PA 300, MCL 257.1 to 257.923, or an official
27 state personal identification card issued under 1972 PA 222, MCL
28 28.291 to 28.300, of a deceased resident of this state is also used
29 at least once a month to update the qualified voter file to cancel

1 the voter registration of any elector determined to be deceased.
2 The secretary of state shall make the canceled voter registration
3 information under this subsection available to the clerk of each
4 county, city, or township to assist with the clerk's obligations
5 under section 510.

6 (5) Subject to this subsection, the secretary of state shall
7 participate with other states in 1 or more recognized multistate
8 programs or services, if available, to assist in the verification
9 of the current residence and voter registration status of electors.
10 The secretary of state shall not participate in any recognized
11 multistate program or service described in this subsection that
12 requires this state to promote or adopt legislation as a condition
13 of participation in that program or service. In addition, the
14 secretary of state shall not participate in any recognized
15 multistate program or service described in this subsection if the
16 secretary of state determines that data of that program or service
17 are not being adequately secured or protected. The secretary of
18 state shall follow the procedures under section 509aa(5) with
19 regard to any electors affected by information obtained through any
20 multistate program or service.

21 Sec. 509q. (1) Subject to subsection (2), the qualified voter
22 file must contain all of the following information for each
23 qualified voter:

24 (a) The name; residence address including house number and
25 street name or rural route and box number, and the apartment
26 number, if any; city; state; zip code; and date of birth.

27 (b) The driver license number or state personal identification
28 card number or similar number issued by a designated voter
29 registration agency.

1 (c) Jurisdictional information including county and city or
2 township; village, if any; metropolitan district, if any; and
3 school district.

4 (d) Precinct numbers and ward numbers, if any.

5 (e) Any other information that the secretary of state
6 determines is necessary to assess the eligibility of qualified
7 electors or to administer voter registration or other aspects of
8 the election process.

9 (f) Voting history for a 5-year period.

10 (g) ~~The~~ **Before June 30, 2025, the** most recent digitized
11 signature of an elector if captured or reproduced by the secretary
12 of state or a county, city, or township clerk from a voter
13 registration application under section 509hh, or captured or
14 reproduced by the secretary of state under section 307 of the
15 Michigan vehicle code, 1949 PA 300, MCL 257.307. **Beginning June 30,**
16 **2025, and subject to section 493b(7), the digitized signatures of**
17 **an elector if captured or reproduced by the secretary of state or a**
18 **county, city, or township clerk from a voter registration**
19 **application under section 509hh, or captured or reproduced by the**
20 **secretary of state under section 307 of the Michigan vehicle code,**
21 **1949 PA 300, MCL 257.307.**

22 (2) If a qualified voter is a program participant, as that
23 term is defined in **section 3 of** the address confidentiality program
24 act, **2020 PA 301, MCL 780.853**, the qualified voter file must also
25 contain the program participant's unique identification number
26 issued by the department of the attorney general.

27 (3) Except as otherwise provided in this subsection, if a
28 qualified voter is a program participant, as that term is defined
29 in **section 3 of** the address confidentiality program act, **2020 PA**

1 **301, MCL 780.853**, the information contained in the qualified voter
2 file for that program participant, including ~~his or her~~ **the program**
3 **participant's** unique identification number issued by the department
4 of the attorney general, is confidential and not subject to
5 disclosure under the freedom of information act, 1976 PA 442, MCL
6 15.231 to 15.246. The information contained in the qualified voter
7 file for a program participant, as that term is defined in **section**
8 **3 of** the address confidentiality program act, **2020 PA 301, MCL**
9 **780.853**, may be used by an election official during the normal
10 course of ~~his or her~~ **the election official's** duties as an election
11 official.

12 **(4) Subject to section 509gg, if an individual preregisters to**
13 **vote under section 496a, the information contained in the qualified**
14 **voter file for that individual is confidential and not subject to**
15 **disclosure under the freedom of information act, 1976 PA 442, MCL**
16 **15.231 to 15.246, until that individual is 17-1/2 years of age.**

17 Sec. 509r. (1) The secretary of state shall establish and
18 maintain the computer system and programs necessary to the
19 operation of the qualified voter file. The secretary of state shall
20 allow each county, city, or township access to the qualified voter
21 file. The county, city, and township clerks shall verify the
22 accuracy of the names and addresses of registered electors in the
23 qualified voter file.

24 (2) Subject to subsection (3), the secretary of state and
25 county, city, and township clerks shall compile the qualified voter
26 file that consists of all qualified electors from the following
27 sources and in the following priority:

28 (a) A driver license or, if there is no driver license, a
29 state personal identification card, including renewals and changes

1 of address with the department of state.

2 (b) An application for benefits or services, including
3 renewals and changes of address, taken by a designated voter
4 registration agency.

5 (c) An application to register to vote taken by a county,
6 city, or township clerk.

7 (3) An individual whose name does not otherwise appear in the
8 qualified voter file, **or whose name has not been added to the**
9 **qualified voter file under section 493a or 493b**, must be placed in
10 the qualified voter file only if the individual signs under penalty
11 of perjury an application that contains an attestation that the
12 applicant meets all of the following requirements:

13 (a) Is ~~17-1/2~~ **16** years of age or older.

14 (b) Is a citizen of the United States and this state.

15 (c) Is a resident of the city or township where the
16 individual's street address is located.

17 ~~(4) A designated voter registration agency or a county, city,~~
18 ~~township, or village clerk shall not add to, delete from, or change~~
19 ~~any information contained in the qualified voter file during the~~
20 ~~period beginning on the seventh day before an election and ending~~
21 ~~on the day of the election.~~

22 **(4)** ~~(5)~~ The secretary of state shall create an inactive voter
23 file.

24 **(5)** ~~(6)~~ If an elector is sent a notice under section 509aa to
25 confirm the elector's residence information or if an elector does
26 not vote for 6 consecutive years, the secretary of state shall
27 place the registration record of that elector in the inactive voter
28 file. The registration record of that elector must remain in the
29 inactive voter file until 1 of the following occurs:

1 (a) The elector votes at an election.

2 (b) The elector responds to a notice sent under section 509aa.

3 (c) Another voter registration transaction involving that
4 elector occurs.

5 (6) ~~(7)~~ While the registration record of an elector is in the
6 inactive voter file, the elector remains eligible to vote and ~~his~~
7 ~~or her~~ **the elector's** name must appear on the precinct voter
8 registration list.

9 (7) ~~(8)~~ If the registration record of an elector is in the
10 inactive voter file because the elector was sent a notice under
11 section 509aa to confirm the elector's residence information and
12 that elector votes at an election by absent voter ballot, that
13 absent voter ballot must be marked in the same manner as a
14 challenged ballot as provided in section 727.

15 Sec. 509gg. (1) ~~The~~ **Subject to subsection (3), the** information
16 described in this subsection that is contained in a registration
17 record is exempt from disclosure under the freedom of information
18 act, 1976 PA 442, MCL 15.231 to 15.246. The secretary of state, a
19 designated voter registration agency, or a county, city, township,
20 or village clerk shall not release a copy of that portion of a
21 registration record that contains any of the following:

22 (a) The record that ~~a person~~ **an individual** declined to
23 register to vote.

24 (b) The office that received a registered ~~voter's~~ **elector's**
25 application.

26 (c) A registered ~~voter's driver's~~ **elector's driver** license or
27 state personal identification card number.

28 (d) The month and day of birth of a registered ~~voter~~ **elector**.

29 (e) The telephone number provided by a registered

1 ~~voter.elector.~~

2 (f) The digitized signature of an elector that is captured or
3 reproduced and transmitted to the qualified voter file by the
4 secretary of state or a county, city, or township clerk under
5 section 509hh or by the secretary of state under section 307 of the
6 Michigan vehicle code, 1949 PA 300, MCL 257.307.

7 (2) Except as otherwise provided in this subsection, the last
8 4 digits of a registered ~~voter's social security~~**elector's Social**
9 **Security** number contained in a registration record are exempt from
10 disclosure under the freedom of information act, 1976 PA 442, MCL
11 15.231 to 15.246. The last 4 digits of a registered ~~voter's social~~
12 ~~security~~**elector's Social Security** number contained in a
13 registration record may only be used by the secretary of state to
14 verify a registered ~~voter's~~**elector's** data as provided by the help
15 America vote act of 2002 and to verify a registered ~~voter's~~
16 **elector's** status under this act, and ~~shall~~**must** not be used or
17 released for any other purpose.

18 (3) **If an individual preregisters to vote under section 496a,**
19 **the information contained in the registration record for that**
20 **individual is confidential and not subject to disclosure under the**
21 **freedom of information act, 1976 PA 442, MCL 15.231 to 15.246,**
22 **until that individual is 17-1/2 years of age. Once that individual**
23 **is 17-1/2 years of age, the information contained in the**
24 **registration record for that individual is subject to the**
25 **exemptions provided in subsection (1).**

26 Sec. 516. (1) ~~The~~**Except as otherwise provided in subsection**
27 **(2) and section 509gg, the** registration record must be open for
28 public inspection.

29 (2) **If an individual preregisters to vote under section 496a,**

1 the information contained in the registration record for that
2 individual is confidential and must not be open for public
3 inspection as provided under subsection (1) until that individual
4 is 17-1/2 years of age.

5 Enacting section 1. This amendatory act does not take effect
6 unless House Bill No. 4983 of the 102nd Legislature is enacted into
7 law.